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Journal of the Senate

DURING THE

FORTY-FOURTH SESSION

OF THE

Legislature of the State of California

1921

FIRST PART BEGAN ON MONDAY, JANUARY THIRD
AND ENDED MONDAY, JANUARY TWENTY-FOURTH

SECOND PART BEGAN THURSDAY, FEBRUARY TWENTY-FOURTH
AND ENDED FRIDAY, APRIL TWENTY-NINTH

LIEUTENANT GOVERNOR C. C. YOUNG, President of the Senate

GRACE S. STOERMER, Secretary

CALIFORNIA STATE PRINTING OFFICE
SACRAMENTO, 1921

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CALIFORNIA LEGISLATURE—SENATE.

FORTY-FOURTH SESSION.

IN SENATE.

SENATE CHAMBER,
SACRAMENTO, Monday, January 3, 1921.

The hour of twelve o'clock m. having arrived, Hon. C. C. Young, Lieutenant Governor and President of the Senate, called the Senators and Senators-elect to order, and announced that the forty-fourth session of the Legislature of the State of California was about to convene, and informed the Senators that the following officers of the Senate during the forty-third session of the Legislature were in their respective places in the Senate Chamber, as required by section 237 of the Political Code: Joseph A. Beek, Secretary; Milo R. Robbins, Minute Clerk, and Thomas A. Brown, Sergeant-at-Arms.

PRAYER.

By invitation of the President, prayer was then offered by the Rev. Bryant Wilson of Sacramento.

RESOLUTION.

The following resolution was offered:

By Senator Slater:

Resolved, That the hold-over Senators take their seats, and that the Senators-elect proceed to the bar of the Senate and take their oath of office on the certificate furnished by the Secretary of State.

Resolution read, and on motion of Senator Slater adopted.

CERTIFICATE FROM SECRETARY OF STATE.

By direction of the President the Secretary read the following certificate of duly elected Senators of the forty-fourth session of the Legislature of the State of California:

STATE OF CALIFORNIA, DEPARTMENT OF STATE.

I, Frank C. Jordan, Secretary of State of the State of California, do hereby certify that the following is a complete list of the hold-over State Senators, together with those duly elected at the general election, held on the second day of November, A. D. 1920, to represent the people of the State of California at the forty-fourth session of the Legislature of the said State of California, as appears from the statement of vote received from the county clerks of the several counties and the registrar of voters of the city and county of San Francisco, comprising the several Senatorial Districts

of the State of California, said statement of vote being a record of and on file in my office, viz:

HOLD-OVER SENATORS.

Name	District	County or Counties Comprising District
William B. Shearer	Second	Modoc, Lassen, Siskiyou, Shasta
Claude F. Purkitt	Fourth	Lake, Mendocino, Colusa, Glenn
W. E. Duncan, Jr.	Sixth	Butte, Sutter, Yolo, Yuba
Herbert W. Slater	Eighth	Sonoma
Frank S. Boggs	Tenth	San Joaquin, Amador
Lewis L. Dennett	Twelfth	Tuolumne, Mariposa, Stanislaus, Merced, Alpine, Mono, Madera, Calaveras
Edwin M. Otis	Fourteenth	Alameda
A. P. Anderson	Sixteenth	Alameda
Victor J. Canepa	Eighteenth	San Francisco
Wm. S. Scott	Twentieth	San Francisco
John J. Crowley	Twenty-second	San Francisco
Lawrence J. Flaherty	Twenty-fourth	San Francisco
M. B. Harris	Twenty-sixth	Fresno
Herbert C. Jones	Twenty-eighth	Santa Clara
Lyman M. King	Thirtieth	San Bernardino, Inyo
J. L. C. Irwin	Thirty-second	Kings, Tulare, Kern
Charles W. Lyon	Thirty-fourth	Los Angeles
William J. Carr	Thirty-sixth	Los Angeles
Henry H. Yonkin	Thirty-eighth	Los Angeles
E. P. Sample	Fortieth	San Diego

SENATORS-ELECT.

Name	District	County or Counties Comprising District
H. C. Nelson	First	Del Norte, Humboldt, Trinity, Tehama
Thomas Ingram	Third	Plumas, Sierra, Nevada, Placer, El Dorado
B. F. Rush	Fifth	Napa, Solano
J. M. Inman	Seventh	Sacramento
Will R. Sharkey	Ninth	Marin, Contra Costa
M. B. Johnson	Eleventh	San Mateo, San Benito, Santa Cruz
Frank M. Carr	Thirteenth	Alameda
A. H. Breed	Fifteenth	Alameda
E. S. Rigdon	Seventeenth	Monterey, San Luis Obispo
Lester G. Burnett	Nineteenth	San Francisco
Charles W. Godsil	Twenty-first	San Francisco
Walter A. McDonald	Twenty-third	San Francisco
F. A. Arbuckle	Twenty-fifth	Ventura, Santa Barbara
A. E. Osborne	Twenty-seventh	Santa Clara
Dwight H. Hart	Twenty-ninth	Los Angeles
Harry A. Chamberlin	Thirty-first	Los Angeles
Joseph A. Rominger	Thirty-third	Los Angeles
Egbert J. Gates	Thirty-fifth	Los Angeles
Newton M. Allen	Thirty-seventh	Los Angeles
Walter Eden	Thirty-ninth	Riverside, Imperial, Orange

WITNESS my hand and the Great Seal of the State of California, at office in the city of Sacramento, this fourth day of December, A. D., 1920.

[SEAL] FRANK C. JORDAN, Secretary of State.

The President directed the Secretary to call the roll of hold-over Senators.

ROLL CALL OF HOLD-OVER SENATORS.

The roll was called, and the following answered to their names:

Senators Anderson, Boggs, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Harris, Irwin, Jones, King, Lyon, Otis, Purkitt, Sample, Scott, Shearer, Slater, and Yonkin—20.

The President directed the Secretary to call the roll of Senators-elect.

ROLL CALL OF SENATORS-ELECT.

The Secretary called the roll of Senators-elect, and the following answered to their names:

Senators Allen, Arbuckle, Breed, Burnett, Carr, F. M., Chamberlin, Eden, Gates, Godsil, Ingram, Inman, Johnson, McDonald, Nelson, Osborne, Rigdon, Rush, and Sharkey—18.

The President announced that the roll call disclosed eighteen Senators-elect present.

The President requested the Senators-elect to immediately present themselves at the bar of the Senate in order that the oath of office might be administered to them, and that they might subscribe to the same.

OATH OF OFFICE ADMINISTERED.

The eighteen members-elect, as their respective districts were called, then came forward, presented their certificates of election, and each took and subscribed to the following constitutional oath of office, administered by the Hon. Elijah C. Hart, Justice of the District Court of Appeal, Third District:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of California, and that I will faithfully discharge the duties of the office of State Senator, according to the best of my ability.

ROLL CALL.

The President called the Senate to order and directed the Secretary to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Caminetti, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater and Yonkin—38.

Whereupon the President announced their qualification, and declared that a quorum of all the Senators was present.

LEAVES OF ABSENCE.

Senators-elect Hart and Rominger were, on motion of Senator Gates, granted leaves of absence for this day.

APPOINTMENTS BY SECRETARY.

MR. PRESIDENT: I beg leave to announce that by virtue of the authority vested in me by Section 237 of the Political Code, I have made the following appointments of attaches for the temporary organization of the Senate:

Postmistress, Mary L. Finney.

Page, Robert Zarrick.

J. A. BEEK, Secretary of the Senate.

APPOINTMENT BY SERGEANT-AT-ARMS.

MR. PRESIDENT: I beg leave to announce that by virtue of the authority vested in me by Section 237 of the Political Code, I have made the following appointment of attache for the temporary organization of the Senate:

John D. Nagle.

THOS. A. BROWN, Sergeant-at-Arms of the Senate.

TEMPORARY ORGANIZATION EFFECTED.

Temporary organization having been effected, the President put the question, "What is the pleasure of the Senate?"

PRIVILEGE OF THE FLOOR.

On request of Senator Crowley, the privilege of the floor of the Senate Chamber, for this day, was unanimously extended to Mr. John S. O'Callaghan of San Francisco, California.

On request of Senator Scott, the privilege of the floor of the Senate was, for this day, unanimously extended to former Senator John W. Ballard of Los Angeles.

RESOLUTION.

The following resolution was offered:

By Senator Gates:

Resolved, That the Senate do now proceed to the election of the following statutory officers in the order named:

President pro tempore;
Secretary of the Senate;
Sergeant-at-Arms;
Minute Clerk; and
Chaplain.

Resolution read, and on motion of Senator Gates adopted.

NOMINATIONS FOR AND ELECTION OF PRESIDENT PRO TEMPORE OF THE SENATE.

The President thereupon declared nominations for the office of President pro tempore of the Senate in order.

Senator F. M. Carr placed in nomination for the office of President pro tempore of the Senate the Hon. Arthur H. Breed of Alameda County, State Senator from the Fifteenth District.

Senators Slater, Sample, Irwin and Flaherty seconded the nomination of Senator Breed.

The President put the question, "Are there any other nominations for President pro tempore of the Senate?"

There being no response, the nominations were declared closed.

The roll was called, with the following result:

For HON. ARTHUR H. BREED—Senators Allen, Anderson, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

Whereupon the President declared Senator Arthur H. Breed duly and unanimously elected President pro tempore of the Senate for the forty-fourth session of the California Legislature.

OATH OF OFFICE OF PRESIDENT PRO TEMPORE.

The President appointed Senators Carr, F. M., Sample and Flaherty to escort Senator Breed to the bar of the Senate, where the following constitutional oath of office was administered to him by Hon. Albert G. Burnett, Justice of the District Court of Appeal, Third District:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of California, and that I will faithfully discharge the duties of the office of President pro tempore of the Senate, according to the best of my ability.

NOMINATIONS FOR AND ELECTION OF SECRETARY OF THE SENATE.

The President declared nominations for Secretary of the Senate in order.

Senator Lyon placed the name of Grace S. Stoermer of Los Angeles in nomination for Secretary of the Senate.

Senator Breed seconded the nomination of Grace S. Stoermer for Secretary of the Senate.

The President put the question, "Are there any further nominations for the office of Secretary of the Senate?"

There being no response, the nominations were declared closed.

The President directed the Secretary to call the roll.

The roll was called, with the following result:

For GRACE S. STOERMER—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—37.

Whereupon the President declared Grace S. Stoermer duly and unanimously elected Secretary of the Senate.

NOMINATIONS FOR AND ELECTION OF SERGEANT-AT-ARMS.

The President declared nominations for the office of Sergeant-at-Arms of the Senate in order.

Senator Crowley placed the name of Thomas A. Brown of San Francisco in nomination for Sergeant-at-Arms of the Senate.

Senator Gates seconded the nomination of Thomas A. Brown for Sergeant-at-Arms.

The President put the question, "Are there any further nominations for the office of Sergeant-at-Arms of the Senate?"

There being no response, nominations were declared closed.

The President directed the Secretary to call the roll.

The roll was called, with the following result:

For THOMAS A. BROWN—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—38.

Whereupon the President declared Thomas A. Brown duly and unanimously elected Sergeant-at-Arms of the Senate.

NOMINATIONS FOR AND ELECTION OF MINUTE CLERK OF THE SENATE.

The President declared nominations for Minute Clerk of the Senate in order.

Senator Jones placed the name of James A. Miller of San Francisco in nomination for Minute Clerk of the Senate.

Senator Carr, W. J., seconded the nomination of James A. Miller for Minute Clerk.

The President put the question, "Are there any other nominations for the office of Minute Clerk of the Senate?"

There being no response, nominations were declared closed.

The President directed the Secretary to call the roll.

The roll was called, with the following result:

For JAMES A. MILLER—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

Whereupon the President declared James A. Miller duly and unanimously elected Minute Clerk of the Senate.

NOMINATIONS FOR AND ELECTION OF CHAPLAIN.

The President announced nominations for the office of Chaplain of the Senate in order.

Senator Inman placed the name of Rev. Bryant Wilson of Sacramento in nomination for Chaplain of the Senate.

Senator Slater seconded the nomination of Rev. Bryant Wilson for Chaplain.

The President put the question, "Are there any further nominations for the office of Chaplain of the Senate?"

There being no response, the nominations were declared closed.

The President directed the Secretary to call the roll.

The roll was called, with the following result:

For Rev. BRYANT WILSON—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlain, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gedsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Parkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

Whereupon the President declared Rev. Bryant Wilson duly and unanimously elected Chaplain of the Senate.

OATH OF OFFICE ADMINISTERED.

The newly-elected officers of the Senate, Grace S. Stoermer, Secretary; Thomas A. Brown, Sergeant-at-Arms; James A. Miller, Minute Clerk, and Rev. Bryant Wilson, Chaplain, appeared at the Bar of the Senate, where the constitutional oath of office was administered to them by the Hon. Albert G. Burnett, Justice of the District Court of Appeal, Third District, and they subscribed to the same.

SECRETARY GRACE S. STOERMER AT THE DESK.

RESOLUTIONS.

The following resolutions were offered:

By Senator Sample:

Resolved, That the President of the Senate appoint a special committee of three to notify the Governor that the Senate is duly organized in accordance with the law and that the Senate is now ready to receive any communication he may desire to transmit.

Resolution read, and on motion of Senator Sample adopted.

APPOINTMENT OF SPECIAL COMMITTEE.

The President announced the appointment of Senators Sample, Rush, Slater as the special committee to call upon the Governor and notify him of the organization of the Senate and its readiness to receive his communications.

By Senator Ingram:

Resolved, That the Secretary of the Senate is hereby directed to notify the Assembly that the Senate is now duly organized and ready to proceed with the business of the State, having elected the following statutory officers:

President pro tempore, Arthur H. Breed.
Secretary of the Senate, Grace S. Stoermer.
Sergeant-at-Arms, Thomas A. Brown.
Minute Clerk, James A. Miller.
Chaplain, Rev. Bryant Wilson.

Resolution read, and on motion of Senator Ingram adopted.

By Senator Harris:

Resolved, That the standing rules of the Senate of the Forty-third session of the Legislature of the State of California be and they are hereby adopted as the temporary rules of the Senate of the forty-fourth session, excepting Rule No. 8, and amending Rule No. 1 to read as follows:

"The sessions of the Senate shall be daily, Sundays excepted, beginning at ten o'clock a.m., unless otherwise ordered by vote of the Senate."

Resolution read, and on motion of Senator Harris adopted.

TEMPORARY RULES OF THE SENATE.

CONVENING AND ORDER OF BUSINESS.

Hour of Meeting.

1. The sessions of the Senate shall be daily, Sundays excepted, beginning at ten o'clock a.m., unless otherwise ordered by vote of the Senate.

Calling to Order.

2. The President, President pro tempore, or senior member present, shall call the Senate to order at the hour stated, and if a quorum be present proceed with the order of business.

Order of Business.

3. The order of business:

1. Roll Call.
2. Prayer by the Chaplain.
3. Reading and Approval of the Journal of the Preceding Day.
4. Presentation of Petitions.
5. Messages from the Governor.
6. Messages from the Assembly.
7. Reports of Standing Committees.
8. Reports of Select Committees.
9. Motions, Resolutions and Notices.
10. Introduction and First Reading of Bills.
11. Consideration of Daily File.
12. Unfinished Business.
13. Special Order of the Day.
14. Announcement of Committee Meetings.
15. Adjournment.

PRESIDING OFFICERS OF THE SENATE.

The President.

4. The rooms, passages, and buildings set apart for the use of the Senate shall be under the control and direction of the President of the Senate, and he shall have the control and direction of the journals, papers, and bills of the Senate. The President shall preside over the sessions of the Senate. He shall see that all officers of the Senate perform their respective duties, and may assign places to properly accredited newspaper representatives.

The President Pro Tempore.

5. The President pro tempore shall, in the absence of the President, take the chair and call the Senate to order at the hour of the meetings of the Senate, and have the same power as the President; but the President pro tempore shall vote only as any other member of the Senate.

Presiding by Senators.

6. The President or President pro tempore, in the absence of the President, shall have the right to name any Senator to perform the duties of the chair, who shall be vested, during such time, with all the powers of the President; but such substitute shall not lose the right of voting on any question while so presiding.

COMMITTEES OF THE SENATE.

Appointment of Committees.

7. All standing committees of the Senate shall be named by the President of the Senate unless otherwise ordered, and the first named shall be the chairman thereof. All other committees shall be appointed in such manner as the Senate shall determine.

Quorum of Standing Committees.

9. Each standing committee shall determine its own quorum: *provided*, that not less than one-third of the number of members constituting such committee shall in any case constitute such quorum.

No Leave of Absence to Committees.

10. No leave of absence shall be granted any committee, special or standing, to visit any public institution of the State or for any other purpose. Whenever any committee shall report to the Senate that it is desirable that such committee receive information concerning any public institution, the Senate may, by a two-thirds vote of all its members, grant a leave of absence to not more than three members of such

committee, to be designated by the chairman thereof. Application for a leave of absence of such members of a committee shall be made to the Senate in writing by the chairman thereof, and such application shall give the name of the institution or institutions to be visited and briefly recite the occasion and necessity for visiting the same, together with the names of the committeemen designated for that purpose. Such application shall immediately, and without debate, be referred to the Committee on Rules, with instructions to report upon the same on the next legislative day. Said members shall be allowed their actual expenses, but no expenses or mileage of attaches shall be allowed.

SPECIAL DUTIES OF CERTAIN COMMITTEES.

Committee on Engrossment and Enrollment.

11. All Senate bills, constitutional amendments, and joint or concurrent resolutions shall be engrossed before final action is taken on them in the Senate. The indications of new matter, omissions, or amendments appearing upon the printed bill shall be omitted from the engrossed copy of the bill. All such bills, amendments, and resolutions, after being engrossed, in pursuance of the order of the Senate, shall be carefully examined and reported back by the Committee on Engrossment and Enrollment; the engrossed copy to be transmitted to the Assembly with proper endorsements, and the original retained by the Senate. It shall be in order for the Committee on Engrossment and Enrollment to report at any time.

Engrossing and Enrolling Bills.

12. All bills ordered engrossed shall be delivered by the Secretary of the Senate to the Committee on Engrossment and Enrollment or to the clerk of that committee and a receipt in writing taken therefor, and all said bills shall be engrossed in the order of their receipt by that committee or its clerk. All Senate bills shall, after their final passage by, and receipt from the Assembly, be delivered by the Secretary of the Senate in the order of their receipt from the Assembly, to the Committee on Engrossment and Enrollment or its clerk and a receipt in writing taken therefor; and said bills shall be enrolled in the order of their receipt from the Secretary of the Senate.

Committee on Rules.

13. The Committee on Rules shall have the general duty of proposing or of presenting recommendations as to the Standing Rules of the Senate. The President pro tempore shall be the chairman of this committee, and the President shall be an ex officio nonvoting member. When executive communications or nominations shall be sent by the Governor to the Senate for their confirmation, the same shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, which motion shall be determined without debate.

Committee on Contingent Expenses.

14. No claim shall be paid out of the delinquent fund of the Senate unless the same shall have been referred to and reported on by the Committee on Contingent Expenses.

Committee on Revision and Printing.

15. The Committee on Revision and Printing shall have general charge of matters connected with all printing done for the Senate. It shall have the specific duties prescribed for it in the Joint Rules of Senate and Assembly.

Other Senate Officers—Secretary of the Senate.

16. 1. It shall be the duty of the Secretary of the Senate to attend every session, call the roll, read all bills, amendments, resolutions, and all papers ordered read by the Senate or the presiding officer.

2. To superintend all copying and work to be done for the Senate. To have supervision over all attaches and employees of the Senate. To assign, reassign or transfer all attaches or employees to their respective duties. To certify to and transmit to the Assembly all bills, joint and concurrent resolutions, constitutional amendments and papers requiring the concurrence of the Assembly, immediately after their passage or adoption by the Senate.

3. To keep a correct Journal of the proceedings of the Senate.

4. To notify the Assembly of the action by the Senate on all matters originating in the Assembly, and requiring action on the part of the Senate.

5. To permit no papers or records belonging to the Senate to be taken out of its custody otherwise than in the regular course of business.

Custody of Bills and Papers.

17. The Secretary of the Senate shall not permit any records or papers to be taken from the desk, or out of his custody, by any person except a chairman of a committee; but he shall deliver any bill or paper to be printed to the Superintendent of State Printing, and all bills ordered engrossed or enrolled to the Committee on Engrossment and Enrollment, and take receipts therefor.

Sergeant-at-Arms of the Senate.

18. A Sergeant-at-Arms shall be elected, to hold his office during the pleasure of the Senate, whose duty it shall be to attend the Senate during all of its sittings, to execute the commands of the Senate from time to time, together with all such

process issued by authority thereof, as shall be directed to him by the President. The Sergeant-at-Arms is authorized to arrest for contempt all persons outside the bar, or in the gallery, found in loud conversation, or otherwise making a noise to the disturbance of the Senate. The actual expenses of the Sergeant-at-Arms for every arrest, for each day's custody and releasement, and the traveling expenses for himself and special messenger going and returning shall be paid out of the contingent fund, and no other fees shall be paid him beyond his per diem. It shall also be the duty of the Sergeant-at-Arms to keep the accounts for pay and mileage of Senators.

Distribution of Printed Matter.

19. The Sergeant-at-Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, and journals and histories, when printed, on the desks of Senators, at least one hour previous to the opening of session.

Preparation and Introduction of Bills—Indication of New Matter in Code Bills.

20. When a bill amending a code section is introduced the author of the bill shall cause the new matter, if any, to be underscored, and the place in the bill where portions of the law are proposed to be omitted, if any, to be indicated by closed brackets; *provided, however*, that where the subject consists of an entirely new section the words thereof need not be underscored, and when any bill introduced repeals an existing law in whole, the matter repealed need not be indicated.

Introduction and First Reading.

21. Any Senator desiring to introduce a bill shall rise in his seat and address the President, and upon being recognized shall present the same. The title shall be announced by the Secretary, the bill shall be read the first time and thereupon referred by the President to a standing committee.

Joint and Concurrent Resolutions and Constitutional Amendments.

22. Joint and concurrent resolutions and constitutional amendments shall be treated the same as bills; *provided*, that they shall have but one reading, which reading shall occur after they have been reported by committee.

Introduction of Bills by a Committee.

23. Any committee may introduce a bill germane to any subject within the proper consideration of such committee, whereupon the bill shall immediately be read the first time, ordered to print and placed upon the second-reading file.

Introduction of Bills after the Constitutional Recess.

24. The Committee on Rules shall constitute a standing committee on introduction of bills to serve after the constitutional recess. All motions for leave to introduce bills after the constitutional recess shall be sent to the desk in writing, under the order of "Introduction of Bills" and at no other time. The motion shall give the title of the bill and shall be accompanied by the bill. The bill shall thereupon be referred to the Committee on Introduction of Bills.

The committee shall examine bills referred to it with particular reference to the question as to whether there is already any bill in either house of the same character which might be amended to effect the result sought and generally as to the advisability of introducing the measure.

No bill shall be introduced without the consent of three-fourths of the members after report thereupon by the Committee on Introduction of Bills, nor shall more than two bills be introduced by any one member after the constitutional recess.

Joint and concurrent resolutions and constitutional amendments shall not be referred to the Committee on Introduction of Bills and shall not require a vote to authorize their introduction nor shall the number to be introduced by any one member be limited.

Bills in Committees—Reference of Senate Bills.

25. At the time of introduction the President shall first indicate to what committee a bill or resolution ought to be referred and it shall be so referred, unless upon a motion, without debate, the Senate by a majority vote refer it to some other committee. No debate shall be allowed on any motion to refer a bill or resolution to a committee.

Order of Reference.

26. When a resolution shall be offered, or a motion made to refer any subject and a different committee shall be proposed, the question shall be taken in the following order:

1. The Committee of the Whole Senate.
2. A Standing Committee.
3. A Select Committee.

Reference with Special Instructions.

27. No mandment shall be received for discussion at the third reading of any bill; but it shall at all times be in order, before the final passage of such bill, to move its reference to a select committee under special instructions to amend.

Reference of Assembly Bills.

28. When an Assembly bill has been received by the Senate, with a message announcing that it has passed the Assembly, such bill shall be read the first time and be referred by the President to a standing committee; *provided, however*, that when an Assembly bill is received, the text of which is stated by a member to be identical with that of a Senate bill which has already been considered and reported by a standing committee of the Senate, such Assembly bill shall be referred to the Committee on Engrossment and Enrollment for comparison, which committee shall report without delay, whether or not such bill is identical with the Senate bill. If reported identical, such Assembly bill shall be substituted for the Senate bill, shall take its place on the second-reading file and be considered as having received the same committee recommendation as the Senate bill; *provided*, that the fact that the bills are identical shall be entered in the Journal. Such Senate bill shall thereupon be placed upon the file of unfinished business.

Reference of Appropriation Bills.

29. All bills appropriating money from any fund shall be referred to the Committee on Finance before being read the second time. Concurrent resolutions for adjournment *sine die* shall in all cases whether originating in the Senate or coming from the Assembly be referred to the Committee on Finance.

Notice to Author of Bill.

30. The chairman or clerk of each committee of the Senate shall notify the author of any bill or resolution pending before such committee of the hour and place of hearing or acting upon such bill or proceeding.

Committee Amendments to Bills.

31. When amendments to a bill are reported by a committee, the clerk of such committee shall prepare three copies of each amendment, one to go with the bill to the Superintendent of State Printing, one to the Minute Clerk, and one to the Secretary of the Senate.

Indication of Committee Amendments.

32. All bills amended or redrafted by committee shall have the new matter, if any, underscored, and the place of omission of parts of the original bill, if any, indicated by brackets.

Reports of Committees.

33. All committees shall act upon bills referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Senate forthwith, and the chairman of each committee is charged with the observance of this rule; *provided*, that the Senate may at any time, by a majority vote, recall a bill from any committee.

Order of Considering Bills—Order of Making File.

34. When bills are reported from committees they shall be placed upon the General File, to be kept by the Secretary as follows: All bills when reported to the Senate by the committees shall be placed at the foot of the second-reading file, in the order in which the reports are made, and after the second reading they shall be placed at the foot of the third-reading file, in the order of reading, and precedence shall be given in the consideration of bills in the following order: Second-reading file and third-reading file, unless otherwise ordered by unanimous consent or by a two-thirds vote of the Senate. The bills upon third reading shall be considered in the order in which they appear upon the file, unless otherwise ordered by unanimous consent or by vote of majority of the members present; such vote to be taken by roll call; *provided*, that if a bill is passed on file for any reason, other than absence of the author by leave of the Senate, note of the fact shall be made in the General File, and when passed on file a second time, the bill shall be ordered at the foot of the file, and notice of the fact of the bill having been passed on file prior to the order placing it at the foot of the file shall be omitted from the General File.

The General File.

35. The General File shall be the special order for each day between such hours as the Senate may determine, unless sooner disposed of; but no bill shall lose its place upon the file by expiration of the time or by adjournment of the Senate while it is under consideration.

Special Order.

36. Any subject may, by vote of a majority of those voting, be made a special order, and when the time fixed for its consideration arrives, the presiding officer shall lay it before the Senate.

Three Readings of Bills.

37. Every bill shall be read on three several days previous to its passage (unless in case of urgency, two-thirds of the membership of the Senate in which it is being considered shall by vote of the ayes and noes dispense with this provision). The President shall give notice, at each of the second and third readings, which reading it is, and no bills shall be read at either reading until the Senate has so determined by a vote (should any Senator object to such reading).

Ordering Bills to Third Reading.

38. After being read the second time bills shall be ordered by the President to third reading (or, in the case of Senate bills, to engrossment and third reading). When any member makes objection to any bill thus being ordered to third reading, the final question for such bill shall be, "Shall the bill be ordered to third reading?"

Bills Considered During Last Seven Days.

39. No Senate bill shall be passed by the Senate within seven days of the time set for adjournment *sine die* of the two houses of the Legislature unless permission to vote on such a bill be granted by a three-fourths vote of the entire membership of the Senate, voting by roll-call.

Questions and Motions—Precedence of Motions During Debate.

40. When a question is under debate, no motion shall be followed but the following privileged questions, which shall have precedence in the following order:

1. To adjourn.
2. For a call of the Senate.
3. To lay on the table.
4. To postpone to a day certain.
5. To commit.
6. To amend.
7. To postpone indefinitely.

Provided, however, that during a call of the Senate, it may consider and transact any matter or business that the Senators then present shall unanimously agree to consider, but no call of the Senate shall be had, during a call of the Senate, on any matter so taken up or considered while the Senate is under call. When a call of the Senate is ordered, pending the completion of a roll call, the pending roll call shall become unfinished business, the consideration of which shall be resumed until further proceedings under the call of the Senate are dispensed with, when it will forthwith become the order of business before the Senate.

Amendment or Division of Questions.

41. An amendment may be laid on the table without prejudice to the bill. When an amendment proposed to any pending measure shall be laid on the table, it shall not carry with it or prejudice such measure.

If the question in debate contains several propositions any Senator may have the same divided; except a motion to strike out and insert shall not be divided. The rejection of a motion to strike out and insert one proposition shall not prevent a motion to strike out and insert a different proposition, nor shall it prevent a motion to simply strike out, nor shall the rejection of a motion to strike out prevent a motion to strike out and insert; but pending a motion to strike out and insert, the part to be stricken out and the part to be inserted shall each be regarded, for the purpose of amendment, as a question. Motions to amend the part to be stricken out shall have precedence.

Restriction as to Amendments.

42. A substitute or amendment must relate to the same subject as the original bill, resolution or constitutional amendment under consideration.

Vote Required for Amendments.

43. A constitutional amendment or bill requiring a vote of two-thirds of the members elected to the Senate for final adoption or passage may be amended by a majority of those voting.

Procedure of Debate—Seconding and Announcement of Motion.

44. No motion shall be debated until the same be seconded and distinctly announced by the President; and it shall be reduced to writing if desired by the President or any Senator, and read by the Secretary, before the same shall be debated.

Regulations as to Speaking.

45. 1. When a Senator desires to address the Senate he shall rise in his place, address the President, and when recognized he shall proceed to speak.

2. No Senator shall speak more than twice in any one debate on the same day, and at the same stage of the bill, without leave; and Senators who have once spoken shall not again be entitled to the floor (except for explanation) so long as any Senator who has not spoken desires to speak.

3. No Senator shall be interrupted when speaking, and no question shall be asked him except those through the presiding officer.

4. The author of a bill, motion, or resolution shall have the privilege of closing the debate.

Securing of the Floor.

46. When two or more Senators arise at the same time to address the Senate, the presiding officer shall designate the Senator who is entitled to the floor.

Order in Debate.

47. When a Senator shall be called to order he shall sit down until the President shall have determined whether he is in order or not; and every question of order shall be decided by the President, subject to an appeal to the Senate by any Senator. If a Senator be called to order for words spoken, the objectionable language shall immediately be taken down in writing by the Secretary of the Senate.

The Previous Question.

48. The previous question shall be put in the following form: "Shall the question be now put?" It shall only be admitted when demanded by a majority of the Senators present upon division; and its effect shall be to put an end to all debate except that the author of the bill or the amendments shall have the right to close, and the question under discussion shall thereupon be immediately put to a vote. On a motion for the previous question prior to a vote being taken by the Senate, a call of the Senate shall be in order.

Executive Session.

49. When a motion is adopted to close the doors of the Senate, on the discussion of any business, which may, in the opinion of the Senate, require an executive session, the President shall require all persons, except the Senators, President of the Senate, Secretary, Minute Clerk, and Sergeant-at-Arms, to withdraw, and during the discussion of said business the doors shall remain closed. Every Senator and officer present shall keep secret all matters and proceedings concerning which secrecy shall be enjoined by order of the Senate.

Committee of the Whole.

50. The rules of the Senate shall be observed in the Committee of the Whole so far as they may be applicable, except in the matter of limiting the number of times a Senator may speak, and except that the ayes and noes need not be taken. A motion that the committee rise shall always be in order, and shall be decided without debate.

Voting by Senate—Calling Ayes and Noes.

51. When the ayes and noes shall be called for by three members present, every member within the bar of the Senate at the time the question was put shall declare openly, and without debate, assent or dissent to the question. In taking the ayes and noes, and upon the call of the Senate, the names of the Senators shall be taken alphabetically. When the ayes and noes shall be taken upon any question in pursuance of this rule, no Senator shall be permitted, under any circumstances whatever to vote after the announcement of the vote by the presiding officer.

Excuse from Voting.

52. When a Senator declines to vote on a call of his name he shall be required to assign his reasons therefor, and having assigned them, the presiding officer shall submit the question to the Senate: "Shall the Senator, for the reasons assigned by him, be excused from voting?" which shall be decided without debate. And these proceedings shall be had after the roll call and before the result is announced, and any further proceedings in reference thereto shall be after such announcement.

Reconsideration of Vote.

53. On the day succeeding that on which a final vote on any bill, concurrent or joint resolution, or constitutional amendment has been taken, said vote may be reconsidered on motion of any Senator; provided, notice of intention to move such reconsideration shall have been given on the day on which such final vote was taken by a Senator voting with the prevailing side; and it shall not be in order to reconsider on the day on which such final vote was taken. Said motion for reconsideration shall have precedence over every other motion, except a motion to adjourn. It shall require twenty-one votes to carry any motion to reconsider the vote by which any bill, concurrent or joint resolution, has been passed or defeated, fourteen votes to reconsider the vote by which any constitutional amendment has been passed, and twenty-seven votes to carry any motion to reconsider the vote by which any constitutional amendment has been defeated. Notice of reconsideration of the vote by which a Senate bill was passed, or a Senate joint resolution, Senate concurrent resolution or Senate constitutional amendment adopted, shall not be in order on or after the eighth day preceding the last day of the session. No notice of reconsideration shall be in order on the day preceding the last day of the session.

When Bill Is Held for Reconsideration.

54. If a Senator gives notice that he intends to move a reconsideration, the Secretary shall not transmit the bill, concurrent or joint resolution, or constitutional amendment to the Assembly till the reconsideration is disposed of, or the time for moving the same has expired, unless the bill or resolution has already been transmitted to the Assembly.

When Bill Is Recalled for Reconsideration.

55. When a bill, resolution, amendment, order or message upon which a vote has been taken shall have gone out of the possession of the Senate and been communicated to the Assembly, a motion to reconsider shall be preceded by a motion to request the Assembly to return the same, which last-named motion shall be acted upon immediately and without debate, and if determined in the negative shall be a final disposition of the motion to reconsider.

Debate on Motion to Reconsider.

56. A Senator, after a notice to reconsider is given, as provided in Rule 53, shall, at the reconsideration thereof, present the main question in his argument thereon, and the same shall be debated by the Senate, provided that the subject matter is debatable, and the vote on reconsideration shall be on the merits of the main question.

Messages and Other Papers—Messengers from the Governor.

57. Messengers from the Governor may be introduced at any stage of business except while a question is being put, while the ayes and noes are being called, while ballots are being counted or while a Senator is addressing the Senate.

Consideration of Governor's Messages.

58. When executive communications shall be sent by the Governor to the Senate for their confirmation, the same shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, which motion shall be determined without debate. They shall be considered when indicated by the Order of Business, or at any other time by vote of the Senate.

Messengers from the Assembly.

59. Messengers from the Assembly may be introduced at any stage of business, except while a question is being put, while the ayes and noes are being called, while ballots are being counted, or while a member is addressing the Senate.

Consideration of Assembly Messages.

60. Messages from the Assembly may be considered when indicated by the Order of Business or at any other time, by vote of the Senate.

Reading of Papers.

61. When the reading of a paper (except a petition) is called for, and the same is objected to by any Senator, the question shall be determined by a vote of the Senate.

Contents of Senate Journal—Proceedings to Be Printed.

62. The proceedings of the Senate, when not acting as a Committee of the Whole, shall be entered in the Journal as concisely as possible, care being taken to record a true and accurate account of the proceedings.

Titles of Bills to Be Printed.

63. The titles of all bills, joint and concurrent resolutions, and constitutional amendments introduced shall be printed in the Journal.

Statement of Petitions to Be Printed.

64. Every vote and a brief statement of the contents of each petition, memorial, or paper presented to the Senate shall be entered in the Journal.

Other Matter to Be Printed.

65. Messages from the Governor (other than biennial messages and inaugural addresses), joint and concurrent resolutions and constitutional amendments, when adopted, and the titles of all bills, joint and concurrent resolutions and constitutional amendments, when acted upon by the Senate, shall be printed in the Journal in full, provided, that in case of a concurrent resolution offering the adoption of a charter or charter amendments of any kind, the text of such charter or charter amendments shall not be printed in the Journal.

Legislative Printing—Number of Bills Printed.

66. Fifteen hundred copies of all bills shall be printed; and the Sergeant-at-Arms shall be required to certify to the reception by the Senate of all printed matter, and the quantity. One copy of each bill or paper printed by order of the Senate shall be delivered to each Senator at his desk, and the balance shall be distributed according to law.

Number of Journals Printed.

67. The Superintendent of State Printing shall print one thousand copies of the Journal of each day's proceedings of the Senate, and one copy of the same shall be placed upon each Senator's desk, and a sufficient number sent to the Assembly to supply each Assemblyman with one copy; he shall also print a sufficient number of copies, properly paged, to bind in book form as the Journal of the Senate, at the end of the session, as required by law.

Number of Other Documents Printed.

68. Seven hundred fifty copies shall be printed of each document or other matter ordered, unless the Senate especially directs a different number.

Excess Printing Only on Written Order.

69. The Superintendent of State Printing shall not print for the use of the Senate any matter other than provided by law, unless upon a written order signed by the Secretary. The Secretary may, when necessity requires it, order from the State Printer such printing as he deems necessary to be printed in advance of the regular order of business, under a specially prepared written order, to be known as a "Rush Order."

Reprinting of Amended Bills.

70. All bills amended on second or third reading shall immediately be reprinted.

Form of Printing Amendments.

71. All rules amended shall immediately be reprinted; the new matter added by any amendments to be enclosed in heavy brackets, and the omission of any matter to be indicated by the insertion of heavy parentheses.

The Senate Chamber—Admission Within Bar of Senate.

72. It shall be the duty of the doorkeeper to prevent all persons, except Senators, ex-Senators, members of the Assembly, State officers, officers of the two houses, and such accredited newspaper representatives as have seats assigned to them by the President, from coming within the bar of the Senate, unless upon written invitation of the President or a Senator; provided, that no visitor shall be allowed upon the floor while the Senate is in session.

No Lobbying in Senate Chamber.

73. No person, engaged in presenting to the Senate or any of its committees any business, claim, or legislation, shall be permitted, to engage in such business in the Senate Chamber or be permitted on the floor of the Senate at any time while the Senate is in session. Any person transgressing this rule shall be removed from the floor of the Senate and shall be debarred from the privilege of the floor during the remainder of the entire session. The President and President pro tempore are charged with the enforcement of this rule, and this rule can not be suspended except by a two-thirds vote of the entire Senate.

Maintenance of Order.

74. In case of a disturbance or disorderly conduct in the lobbies, the President (or Chairman of the Committee of the Whole) shall have the power to order the same cleared.

Smoking Within Senate Chamber.

75. No smoking shall be allowed within the Senate Chamber.

Miscellaneous Provisions—Duties of Members.

76. No Senator shall absent himself from attendance upon the Senate without leave first obtained. A less number than a quorum of the Senate is hereby authorized to send the Sergeant-at-Arms, or any other person, for any and all absent Senators at the expense of such absent Senators, respectively, unless such excuse for nonattendance as shall be made to the Senate, when a quorum is convened, shall be judged sufficient, and in that case the expense shall be paid out of the Contingent Fund of the Senate; and this rule shall apply as well to the first convention of the Senate at the legal time of meeting, as to each day of the session after the hour has arrived to which the Senate stood adjourned. The President or Acting President of the Senate, or less than a quorum present, shall have the power to issue process directed to the Sergeant-at-Arms, or to any other person, to compel the attendance of Senators absent without leave. Any Senator who shall refuse to obey such process unless sick or unable to attend, shall be deemed guilty of contempt of the Senate, and the Sergeant-at-Arms, or any other person, to whom such process may be directed, shall have power to use such force as may be necessary to compel the attendance of such absent Senator, and for this purpose he may command the force of the county, or of any county in the State.

Parliamentary Rules.

77. In all cases not provided for by these rules, or by the Joint Rules of Senate and Assembly, the authority shall be Robert's Rules of Order.

Suspension or Change of Rules.

78. No standing rules or order of the Senate shall be rescinded or changed without a vote of two-thirds of the entire Senate, and one day's notice being given of the motion therefor; but a rule or order may be suspended temporarily by a vote of two-thirds of the members of the Senate, except that portion of Rule 21, relating to the order of enrolling bills. All proposed amendments to these rules shall, upon presentation, be referred to the Committee on Rules without debate.

RESOLUTIONS.

The following resolutions were offered:

By Senator Flaherty:

Resolved, That a special committee of three be appointed on contingent expenses and mileage.

Resolution read, and on motion of Senator Flaherty adopted.

APPOINTMENT OF SPECIAL COMMITTEE.

The President announced, in accordance with the above resolution, the appointment of Senators Flaherty, Johnson and Lyon.

By Senator Sharkey:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of the Secretary of the Senate for the sum of one hundred dollars for rubber stamps, expressage, and postage, the same to be payable out of the contingent fund of the Senate, and the Treasurer is hereby directed to pay the same.

Resolution read.

Senator Sharkey moved the adoption of the resolution.

The question being on the adoption of the resolution,

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Cluness, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Elder, Flaherty, Gates, Gesford, Harris, Inman, Irwin, Johnson, Jones, King, Leon, McDonald, Nelson, Osborne, Otis, Parkitt, Rigdon, Sample, Scott, Sharkey, Shearer, and Yordan—32.

NOES—None.

By Senator Carr, W. J.:

Resolved, That a special committee of three members, consisting of Senators Breed, Crowley and Gates, be and they are hereby appointed to examine [illegible] attaches to be appointed for the Senate and to designate the persons to be appointed to such positions.

Resolution read, and on motion of Senator Carr, W. J., adopted.

REPORT OF SPECIAL COMMITTEE.

The following special committee report was received and read:

SENATE CHAMBER, SACRAMENTO, January 3, 1921.

MR. PRESIDENT: Your special committee appointed to notify the Governor of the organization of the Senate and that the Senate is now ready to receive any communication he may have to make, respectfully reports that they have communicated with the Governor as directed, and that his Excellency informed the committee that the biennial message would be presented to the Senate in person.

SAMPLE,
RUSH,
SLATER,
Committee.

ADDRESSES TO SENATE.

Preceding adjournment the Senate was addressed by ex-Governor James N. Gillett and ex-Senator John W. Ballard.

MESSAGE FROM THE ASSEMBLY.

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 3, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day organized and elected the following officers:

1. Speaker, Henry W. Wright.
2. Speaker pro tempore, Albert A. Rosenshine.
3. Chief Clerk, Jerome B. Kavanaugh.
4. Minute Clerk, Mrs. Hattie Jewell Anderson.
5. Sergeant-at-Arms, W. J. Leflar.
6. Chaplain, Rev. W. E. Harrison.
7. First Assistant Clerk, W. E. Monahan.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.

EX-SECRETARY JOSEPH A. BEEK AT THE DESK.

RESOLUTIONS.

The following resolutions were offered:

By Senator Rush:

WHEREAS, The members of this Senate have learned with profound grief of the death of one of the former officers of the Senate, J. William Kavanagh; and

WHEREAS, Mr. Kavanagh, throughout many succeeding sessions of faithful service to this body as its Assistant Secretary and as its Minute Clerk, distinguished himself by his earnest devotion to duty, his constant appreciation of the dignity of the Senate and his intimate knowledge of legislative procedure; and

WHEREAS, His career, as an officer of this body, has been marked by a spirit of cordial helpfulness toward the members of the Senate and generous good fellowship with his fellow officers; now, therefore, be it

Resolved, That the Senate declares its sense of loss in his death, and pauses this moment in its labors to pay tribute to the memory of one who served faithfully and well.

Resolution read, and on motion of Senator Rush adopted by a rising vote.

SECRETARY GRACE S. STOERMER AT THE DESK.

By Senator Godsil:

WHEREAS, The Senate of the State of California, recognizing the sterling worth of the late James Callaghan Nealon, who represented the Twenty-first Senatorial District during the forty-second and forty-third sessions, and his loyal service to the people of this great State; and

WHEREAS, His lovable and kindly disposition has endeared him to all those who became associated with him throughout his entire life; and

WHEREAS, His death has removed from among us one who desired most to be of service to his fellow men and counted not the personal sacrifice entailed therein; and

WHEREAS, The members of this body desire thus to voice their respect for his memory and to extend to the loved ones he has left their heartfelt sympathy for the loss of their loved father; therefore, be it

Resolved, That the Senate of the State of California declares its sense of the loss the State has suffered in his death; and be it further

Resolved, That the Secretary of the Senate is hereby directed to convey to the family this expression of tribute from this body; and be it further

Resolved, That when the Senate adjourns this day, it adjourns in honor of the memory of James Callaghan Nealon.

Resolution read, and on motion of Senator Breed adopted by a rising vote.

ADJOURNMENT.

At two o'clock p.m., on motion of Senator Breed, the President declared the Senate adjourned in honor of the memory of James Callaghan Nealon.

IN SENATE.

SENATE CHAMBER,
SACRAMENTO, Tuesday, January 4, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chandler, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Monday, January 3, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVE OF ABSENCE.

Senator Irwin was, on motion of Senator Shearer, granted leave of absence for this day.

OATH OF OFFICE ADMINISTERED.

Senator Hart of the Twenty-ninth District, who was absent from the session of the previous legislative day and had not taken his oath of office, being now present, at the request of the President came forward, presented his certificate of election, and took and subscribed to the following constitutional oath of office, administered by the Hon. Elijah C. Hart, Justice of the District Court of Appeal, Third District:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of California, and that I will faithfully discharge the duties of the office of State Senator, according to the best of my ability.

COMMUNICATIONS.

The following communications were received by the Senate, and ordered printed in the Journal:

OFFICE OF SURVEYOR GENERAL AND REGISTER STATE LAND OFFICE,
STATE OF CALIFORNIA.

SACRAMENTO, January 3, 1921.

To the Legislature of the State of California:

Pursuant to the provisions of Chapter 800, Statutes of California, 1917, I beg to report that the Registrars of Titles under "The Torrens Law" in the various counties of the State in which registrations of land have been made up to August 1, 1920, advised me as follows:

Humboldt County.

"The number of original registrations under the Torrens Land Act in this county up to August 1, 1920, is 55. The total number of all registrations, including the new ones by reason of transfers, is 105."

Imperial County.

"Up to August 1, 1920, I had issued 158 certificates of title under the Torrens Land System."

Kern County.

Thirteen certificates of title issued.

Orange County.

"There have been 670 parcels placed under the Torrens System and I have issued 1067 certificates."

Los Angeles County.

"Up to the first of August, 1920, this office had written 10,597 Torrens certificates of title. During the fiscal year of 1919-1920, there were 1419 original registrations. The number of instruments filed and entered by this office during the same period was greater than all of the preceding period since the Land Registration Act was put in operation."

Riverside County.

"There have been 64 certificates issued from this office up to August 1, 1920."

San Bernardino County.

"The total number of certificates issued up to August was 500. There have been cancellations by transfer, court orders, etc., during that time, amounting to 136, leaving 364 live certificates."

San Diego County.

"The number of parcels of land registered in San Diego County up to August 1, 1920, is 993. The number of certificates issued up to August 1, 1920, is 1187."

San Francisco County.

"During the life of the act but five decrees have been filed in my department."

Santa Cruz County.

"In regard to the number of land registrations made in our county under the Torrens Act, up to August 1, 1920, we wish to say that there has been only one."

Tulare County.

"I have issued sixteen certificates of title under Torrens System."

The Torrens Act provides that upon the original registration of any land, a sum equal to one-tenth of one per cent of the assessed value of the land, including permanent improvements thereon as the same were valued for county taxation the last time said land and permanent improvements or either thereof were assessed for county taxes next preceding the filing of the petition, shall be collected by the registrar and paid to the State Treasurer to be credited to the "Torrens title assurance fund." The books of the State Treasurer show that on August 1, 1920, the "Torrens title assurance fund" contained $16,528.38.

Respectfully submitted.

W. S. KINGSBURY, Surveyor General.

Also:

Ways and Means Committee, California State Legislature, Sacramento, California.

GENTLEMEN: The following is copy of resolution passed by the Northern California Hotel Association at its annual meeting held at the Hotel Rafael, San Rafael, Saturday, December 18, 1920:

WHEREAS, John L. Davie, Mayor of Oakland, has instituted a campaign for an appropriation from the State of California, which will provide for a combination armory and exposition building for that city; and in which building will be located permanent exhibits of the prize products of every county in the State; and

WHEREAS, Oakland, the third largest city in California, has never received an appropriation from the State for a building of any description; and as the city is continually becoming a more important center for tourists and visitors, and a building of this type is an especial attraction and center of interest for these tourists and visitors; now, therefore, be it

Resolved, That the Northern California Hotel Association unanimously endorses this project for a combination armory and exposition building in Oakland, and pledges its active support to the end that an appropriation be made by the Legislature which will provide for this building; and be it further

Resolved, That a copy of this resolution be sent to the Ways and Means Committee of the Legislature.

Yours very respectfully,

JOHN F. SHEA.

[SEAL] Secretary Northern California Hotel Association.

APPOINTMENT BY THE SERGEANT-AT-ARMS.

The following communication was received and read:

MR. PRESIDENT: I beg leave to report that I have this day appointed John D. Nagle bookkeeper to the Sergeant-at-Arms, and respectfully ask the consent of the Senate thereto.

THOS. A. BROWN, Sergeant-at-Arms.

Senator Flaherty moved that the appointment be confirmed by the Senate.

The question being on the confirmation of the appointment.

The roll was called, and the appointment confirmed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rush, Scott, Sharkey, and Shearer—31.

NOES—None.

RECESS.

At ten o'clock and thirty-five minutes a.m., on motion of Senator Breed, the President declared the Senate at recess until one o'clock and thirty minutes p.m.

RECONVENED.

At one o'clock and thirty minutes p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

APPOINTMENTS BY THE PRESIDENT.

The following communication was received and read:

SENATE CHAMBER, SACRAMENTO, January 4, 1921.

To the Senate of the State of California.

I beg leave to inform you that I have appointed Archie Hart as page, at a per diem of $2.50; Ruth Crowley, as page, at a per diem of $2.50; Robert Zarick, as page, at a per diem of $2.50; and respectfully request the consent of the Senate thereto.

C. C. YOUNG, President of the Senate.

Senator Breed moved that the appointments be confirmed by the Senate.

The question being on the confirmation of the appointments.

The roll was called, and the appointments confirmed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Yonkin—29.

NOES—None.

APPOINTMENT BY THE SECRETARY.

The following communication was received and read:

SENATE CHAMBER, SACRAMENTO, January 4, 1921.

To the Senate of the State of California.

I beg leave to report that I have today appointed G. Melvin Warren, Assistant Secretary and Clerk of the Committee on Printing at a per diem of $9.00, and respectfully ask the consent of the Senate thereto.

GRACE S. STOERMER, Secretary of the Senate.

Senator Breed moved that the appointment be confirmed by the Senate.

The question being on the confirmation of the appointment.

The roll was called, and the appointment confirmed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Yonkin—30.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved: That the following named persons be and they are hereby appointed to the respective positions hereinafter set forth as provided by law, with the compensation set opposite their names, payable weekly, and the Controller is hereby directed to draw his warrants for the said respective amounts, and the Treasurer is directed to pay the same:

Emily J. Bryant, Assistant Secretary	$7.00 per day
Ruth Killan, Assistant Secretary	7.00 per day
R. L. McNamara, Assistant at Desk	5.00 per day
E. J. Mullen, Assistant Minute Clerk	7.00 per day
Alice Beban, Assistant Minute Clerk	7.00 per day
Wellington Bowser, Journal Clerk	7.00 per day
Zoe B. Fuller, Assistant Journal Clerk	5.00 per day
W. W. VanPelt, Engrossing and Enrolling Clerk	7.00 per day
Edna Phillips, Assistant Engrossing and Enrolling Clerk	5.00 per day
J. J. MacDonald, History Clerk	7.00 per day
Sadie S. Thompson, Assistant History Clerk	5.00 per day
Carrie Garrison, File Clerk	7.00 per day

Gladys Pomeroy, Chief Stenographer	$6.00 per day
Emma Doebler, Stenographer	5.00 per day
V. C. Ray, Stenographer	5.00 per day
Estella Fuson, Stenographer	5.00 per day
Frank L. Gaffney, Stenographer	5.00 per day
Agnes W. Parnell, Stenographer	5.00 per day
Thelma Mitchell, Stenographer	5.00 per day
Katie A. Mortensen, Stenographer	5.00 per day
Stanford G. Smith, Stenographer	5.00 per day
Hazel M. Brown, Stenographer	5.00 per day
Helen G. Christiansen, Stenographer	5.00 per day
Agnes Halloway, Stenographer	5.00 per day
Rena M. Virtue, Stenographer	5.00 per day
Alma Hauser, Stenographer	5.00 per day
Benj. Rush, Jr., Stenographer	5.00 per day
Helen Tuite, Stenographer	5.00 per day
Hazel Shields, Stenographer	5.00 per day
J. T. Young, Assistant Sergeant-at-Arms	5.00 per day
Marius Burnett, Assistant Sergeant-at-Arms	5.00 per day
Harry Caro, Assistant Sergeant-at-Arms	5.00 per day
William Ferguson, Assistant Sergeant-at-Arms	5.00 per day
Louis Holden, Assistant Sergeant-at-Arms	5.00 per day
W. T. Christenson, Assistant Sergeant-at-Arms	5.00 per day
J. J. Begley, Assistant Sergeant-at-Arms	5.00 per day
Stephen Byrne, Assistant Sergeant-at-Arms	5.00 per day
James McGinnis, Assistant Sergeant-at-Arms	5.00 per day
Fred Murdock, Assistant Sergeant-at-Arms	5.00 per day
P. Dugan, Assistant Sergeant-at-Arms	5.00 per day
J. F. Bradford, Assistant Sergeant-at-Arms	5.00 per day
Charles W. Wilson, Assistant Sergeant-at-Arms	5.00 per day
Ed. F. Hanna, Assistant Sergeant-at-Arms	5.00 per day
Mary L. Finney, Postmistress	4.00 per day
Maud Chaffee, Assistant Postmistress	4.00 per day
Mrs. J. Carter, Press Mailing Clerk	4.00 per day
E. Herrman, Press Mailing Clerk	4.00 per day
R. S. Philpot, Gatekeeper	3.00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Rigdon, Scott, Sharkey, Shearer, and Yonkin—27.

NOES—None.

REPORT OF COMMITTEE.

The following report of Committee on Contingent Expenses and Mileage was received and read:

MR. PRESIDENT: Your Committee on Contingent Expenses and Mileage begs leave to report the following resolution and recommends its adoption:

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrant upon the proper fund in favor of the following named Senators and officers of the Senate for the amount set opposite each of their names, and the

State Treasurer is hereby directed and ordered to pay the same, being the mileage due them by law:

Senator	County	Mileage	Total of Sal.
Allen, Newton M.	Los Angeles	[illegible]	59 40
Anderson, A. P.	Alameda	168	16 80
Arbuckle, F. A.	Ventura	[illegible]	[illegible]
Boggs, Frank S.	San Joaquin	[illegible]	[illegible]
Breed, A. H.	Alameda	168	[illegible]
Burnett, I. G.	San Francisco	180	18 00
Canepa, V. J.	San Francisco	[illegible]	18 00
Carr, Frank M.	Alameda	[illegible]	16 80
Carr, Wm. J.	Los Angeles	[illegible]	[illegible]
Chamberlin, Harry A.	Los Angeles	[illegible]	89 40
Crowley, J. J.	San Francisco	[illegible]	[illegible]
Dennett, I. L.	Stanislaus	[illegible]	15 40
Duncan, W. E., Jr.	[illegible]	[illegible]	[illegible]
Eden, Walter	[illegible]	[illegible]	[illegible]
Flaherty, I. J.	San Francisco	[illegible]	[illegible]
Gates, E. J.	Los Angeles	[illegible]	91 00
Godsil, Charles W.	San Francisco	[illegible]	18 00
Harris, M. B.	[illegible]	[illegible]	[illegible]
Hart, D. H.	Los Angeles	[illegible]	[illegible]
Ingram, Thomas	[illegible]	[illegible]	[illegible]
Inman, J. M.	Sacramento	[illegible]	[illegible]
Irwin, J. L. C.	[illegible]	[illegible]	42 80
Johnson, M. B.	San Mateo	[illegible]	[illegible]
Jones, H. C.	Santa Clara	[illegible]	[illegible]
King, L. M.	San Bernardino	[illegible]	104 00
Lyon, C. W.	Los Angeles	[illegible]	[illegible]
McDonald, Walter A.	San Francisco	180	18 00
Nelson, H. C.	[illegible]	[illegible]	62 40
Osborne, A. E.	Santa Clara	[illegible]	[illegible]
Otis, E. M.	Alameda	[illegible]	[illegible]
Purkitt, Claude F.	Glenn	[illegible]	[illegible]
Rigdon, E. S.	San Luis Obispo	[illegible]	[illegible]
Rominger, J. A.	Los Angeles	916	[illegible]
Rush, Benj. F.	Solano	[illegible]	8 00
Sample, E. P.	San Diego	[illegible]	114 60
Scott, W. S.	San Francisco	[illegible]	[illegible]
Sharkey, W. R.	Contra Costa	[illegible]	12 40
Shearer, W. B.	Siskiyou	[illegible]	[illegible]
Slater, H. W.	Sonoma	180	[illegible]
Yonkin, H. H.	Los Angeles	[illegible]	[illegible] 40

OFFICERS.

C. C. Young, President	Alameda	168	16 80
Joseph A. Beck, Secretary	Orange	280	98 00
Milo Robbins, Minute Clerk	San Francisco	[illegible]	[illegible]
Thos. A. Brown, Sergeant-at-Arms	San Francisco	180	18 00

FLAHERTY, Chairman.

Report of committee ordered printed in the Journal, to be considered on next legislative day.

RESOLUTIONS.

The following resolutions were offered:

By Senator Flaherty:

Resolved, That the Sergeant-at-Arms of the Senate or the bookkeeper for the Sergeant-at-Arms of the Senate be and he is hereby authorized and empowered to receipt to the Controller for all warrants for payments to members, officers and attaches of the Senate.

Resolution read, and on motion of Senator Flaherty adopted.

Also:

Resolved, That the Lieutenant Governor and each member of the Senate be and he is hereby allowed twenty-five dollars ($25.00) for contingent expenses as provided by the constitution, payable out of the appropriation for the contingent expenses of the Senate.

Resolution read.

Senator Flaherty moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Yonkin—30.

NOES—None.

LEAVE OF ABSENCE.

Senator Rominger was, on motion of Senator Gates, granted leave of absence for this day.

MOTION.

Senator Carr, F. M., moved that a committee of three be appointed by the President to wait upon His Excellency, Governor William D. Stephens, to inform him that the Senate is to meet in joint convention with the Assembly, and to escort him to such convention.

Motion carried and the President thereupon appointed Senators Carr, Frank M., Dennett and Shearer as such committee.

RECESS.

At two o'clock p.m., the President of the Senate declared a recess until three o'clock p.m., for the purpose of meeting with Assembly in joint convention.

IN JOINT CONVENTION.

ASSEMBLY CHAMBER,
SACRAMENTO, Tuesday, January 4, 1921.

At two o'clock p.m., the Senate and Assembly met in joint convention for the purpose of receiving the biennial message of Governor William D. Stephens.

Lieutenant Governor C. C. Young, President of the Senate, directed the Secretary of the Senate to call the roll of Senators.

SENATE ROLL CALL.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—36.

The President of the Senate declared a quorum of the Senate present.

Hon. H. W. Wright, Speaker of the Assembly, directed the Chief Clerk of the Assembly to call the roll of Assemblymen.

ASSEMBLY ROLL CALL.

The roll was called, and the following answered to their names:

Anderson, Badham, Baker, Badaracco, Benton, Bernard, Bishop, Bromley, Brooks, Broughton, Christian, Cleary, Cleveland, Colburn, Coombs, Crittenden, Cummings, Fellom, Fulwider, Graves, Gray, Hart, Hawes, Heck, Heisinger, Hughes, Hume,

Hurley, Johnson, Johnston, Jones, G. L., Jones, I., Kline, Lee, G. W., Lee, I. A., Lewis, Long, Loucks, Lyons, Manning, Mather, McDowell, McKeen, McPherson, Merriam, Morrison, Parker, Parkinson, Pedrotti, Pettis, Prendergast, Ream, Roberts, Rosenshine, Ross, Saylor, Smith, Spalding, Spence, Stevens, Weber, Webster, Wendering, West, White, Windrem, Wright, T. M., and Mr. Speaker—68.

The Speaker of the Assembly declared a quorum of the Assembly present.

REGULAR ORDER OF BUSINESS.

APPOINTMENT OF COMMITTEE OF ESCORT.

The President of the Senate announced that the Senate had appointed Senators Carr, Frank M., Dennett and Shearer, and Hon. Henry W. Wright, Speaker of the Assembly, appointed Assemblymen Cleary, Hawes, White and Wright, T. M., as a joint committee to wait upon His Excellency Governor William D. Stephens to inform him that the Joint Convention is now in session and to escort him to the convention.

REPORT OF COMMITTEE OF ESCORT.

Senator Frank M. Carr, Chairman of the Joint Committee of Escort of the Senate and Assembly, appeared at the bar of the House and announced the presence of His Excellency William D. Stephens, Governor of the State of California.

PRESENTATION OF GOVERNOR WILLIAM D. STEPHENS.

Hon. H. W. Wright, Speaker of the Assembly, then presented Governor William D. Stephens to the Joint Convention; the Governor then delivered his second biennial message as follows:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

SECOND BIENNIAL MESSAGE TO THE LEGISLATURE OF THE STATE OF CALIFORNIA.

To the Senate and Assembly.

In obedience to my constitutional duty, I am presenting to you herewith my biennial message and report of the affairs of our State covering the period since the adjournment of the Legislature in April, 1919.

While the war problems confronting the entire world at that time, and affecting necessarily our own State, no longer so vitally concern us, still the more intricate problems connected with the readjustment process are now fully upon us. Their solution has not yet been completely attained. It was to have been expected that with five years of hatred and bitterness, destruction of property and impairment of character and morale, a stunned civilization would reel aimlessly for some period of time and until sounder judgment, clearer vision and calmer passions had restored the world to normal conditions.

I refer to this world situation, because in almost every way, our country and our State are deeply concerned—indeed, the economic life of the world is but a unit of which every country and people on earth are a part. Europe is, however, staggering to her feet again. The debt that she has accumulated is an almost insupportable burden, and the calmest wisdom and keenest judgment are essential to her full recovery.

This world condition, which has affected the people of the State of California, presents elements of latent danger to the institutions under which we have lived and succeeded. Obedience to the law and the orderly processes of government are cornerstones upon which the structure of free government rests, and it is of prime importance that in this economic turmoil, through which we must necessarily pass, we do not complicate our difficulties by toleration of any attack upon these fundamentals. A free people exercise their governmental functions and attain their political ideals through instrumentalities of their own selection, and any attack made upon these means chosen by a free people, of expressing their will, is necessarily an indirect attack upon the ability of the people to govern themselves.

Our constitutional forms have been the medium through which our people for more than one hundred and forty-four years have developed their aspirations. They contain within them means for their own modification or alteration to keep step with the evolution of the times. They are the model by which a majority, subjected

to certain criminal institutions, corrupts government, and, as such, should be most ruthlessly stamped out. I commend to your especially considered attention the measure introduced in the House by Assemblyman [illegible] at the instance of a large number of our people. Besides the I. W. W. and kindred organizations, and all the other criminal and seditious factions and societies of criminal minds have been determined in this State by the Anti-syndicalism bill passed by the last Legislature, whose provisions have so materially assisted in the preservation of order these last two years. Any attempt at this time to interfere with or modify in any sense its salutary provisions should be most sternly resisted.

The deplorable incident which happened in this State recently, and in which three notorious criminal anarchists escaped the hands of a mob, serves to remind us of a growing disrespect of our people with the primitive method of summary justice and their slackening faith in the effectiveness of our courts in dealing with crime commission. While it is true that every effort should be made by society to redeem those of its members who have criminally fallen by the wayside, it is imperative that the too prevailing indulgence with criminals and criminal tendencies which has, in a measure, encouraged crime, must be brought to a stop. Security of life, home and property and the sanctity of our women are the essentials of social existence, and no dangerous principles of [illegible] should be tolerated. Mob violence, after all, is a physical manifestation of discontent with the processes of criminal justice. I recommend to your consideration, therefore, such a revision of our penal statutes as will insure to the people of this State a speedy and rational mode of dealing with crimes and criminals and of protecting the law-abiding from their depredations and assaults.

A mere revision of law, however, will not accomplish the full purpose that the people have in mind. There must be an end to the indecent haste upon the prosecution of so many of our criminal charges. It has been wisely said that delayed justice is denied justice, and if the spirit of this axiom could but be instilled into the minds of all those charged with the administration of the law, more could be accomplished toward a remedying of these evil conditions than by mere legislation.

The people of our country have other and more important things to consider without being embarrassed by a series of criminal depredations. We have the vision of the new adjustment, the development of a new economic future staring us immediately in the face.

The power of the State of California to deal with economic problems is, of course, limited by the inflexible economic law. We are but one of the states of this Union, and, as such, being part of a common country, are subjected to the same economic forces, influenced by the same economic and political legislation as the rest of the country. The most that the State can do is to use every economic ability, even to the extent of frugality, where that frugality is not wasteful in its, to husband the resources of our State, to limit so far as possible its expenditures; to develop all latent powers of wealth, equipping ourselves, as nature has so bountifully enabled us to do, with the inexhaustible power of our water resources, and our fuel oil; and with this all, practicing a rigid economy.

In furtherance of this principle of rigid economy, I will shortly recommend to you the consolidation of certain State agencies wherever such consolidation can eliminate unnecessary duplication and cut down unnecessary expense. A complete plan of consolidation, unfortunately, can not be prepared, because many of our commissions are constitutional commissions, while others in turn are only statutory. Manifestly, legislation can not be enacted trenching in any degree on the functions and powers of the constitutional commissions or offices. It is clear to be borne in mind, of course, that the large, social, humanitarian and industrial work assigned for our commissions and departments to perform must not be interfered with to the impairment of service. These boards and commissions, in the main, have rendered good service and have performed exactly the work for which they were created. A financial frugality that is obtained by curtailing service is an economic loss and not a saving.

I call to your serious attention the fiscal problems that have been presented to the State of California within the last two years by legislation enacted by the people directly. Our fiscal offices until recently felt assured that prevailing income and revenue would be ample to provide for all necessary State expenditures, and that no unusual tax would be made upon the people of the State. At the last election, however, the people voluntarily assumed an additional large burden of taxes by passing legislation calling for heavy appropriations, and it is because of this voluntary action of the people themselves that the financial difficulties referred to have arisen.

I am, indeed, glad of the increase in teachers' wages and that finally justice is rendered to an important class of our community whose pecuniary compensation has been utterly disproportionate to the invaluable service rendered. The cost is going to be a high one, but I deem the obligation a just one. The measure providing for a new teachers' wage is estimated to impose an additional financial

burden of over thirteen millions of dollars biennially; the highway bonds involve an additional financial burden of approximately four millions of dollars biennially. In other words, these two measures alone, adopted by the people by means of the initiative, mean an increased biennial expenditure of about seventeen and one-half millions of dollars. Means must, of course, be found to raise these sums of money in order to carry out the will of the people.

And while speaking of the subject of education I strongly urge some [illegible] policy on the part of the State towards the University, which will enable the Regents of that institution of learning to make their general plans with some reasonable assurance of having [illegible]. I think it is well understood that public moneys cannot be spent except by proper legal appropriation, therefore, I think a [illegible] dealing with the University and its needs should be followed.

I deem it quite appropriate to mention the fact that during my administration as Governor the State tax rate has not been raised [illegible] in the same period of time taxes have been materially raised by every city and county within the State.

It is also happily true that during the last four years of stress and strain, in which we have seen [illegible] ingly rise, California has kept well within the limits of her revenues and is today in as sound and stable a [illegible] well to pause and reflect upon everything that this signifies.

All thoughtful persons recognize that the period through which we have been passing since the close of the war has been a most extraordinary one, and the results have been far-reaching [illegible] both our economic and social conditions. [illegible] and sharp increase in labor and all materials [illegible] months. The purchasing power of the [illegible] costs have rapidly increased. These conditions [illegible] and have touched every individual. They also have directly affected the costs of State and local government.

Neither in our private nor in our public affairs is it safe to measure the present or the future by the standards of the past, rendered obsolete by changed conditions. All of us, taxpayers and officials alike, must face the fact, however disagreeable it may be and however much we may wish it otherwise, that governmental costs as well as all other costs cannot reasonably be expected to return to the levels that were prevalent under pre-war conditions.

The State Board of Control is now estimating the relative [illegible] borne by private taxpayers and by those public utility corporations from which the State derives its income, and I am advised that the figures indicate that an additional tax can be imposed upon the public service corporations which would not be disproportionate to the common tax paid by all. In any event, however, more than seventeen millions of dollars of additional revenue must be found somewhere, even if it comes to the necessity of imposing an ad valorem tax. Every means will be sought to avoid such a tax and it will be resorted to only in the event that this tremendous additional tax burden voluntarily assumed by the people themselves at the last election cannot be take care of in any other way.

In additon to the increased revenues to be raised to meet the needs of legislation recently adopted by the people, we are confronted with a pressing condition of affairs in our State University and the State institutions deserving of your most serious reflection. I am speaking now not of current revenues for current disbursements, but of moneys vitally needed for permanent improvements such as buildings, halls, laboratories, hospitals, etc. There can be no question in the mind of anyone who has visited our State University of its urgent need for a considerable sum of money for the erection of structures to take care of the 10,000 students who throng its halls of learning. The University is the highest seat of learning of the people of this State. Its popularity is attested by the [illegible] to its doors year by year. As a part of our State system of education, its doors are open without charge to the students. It will not be challenged [illegible] of the prime functions of government, particularly of the government of a free people. Means must be immediately devised for taking care of the sons and daughters of California who are seeking their education in the halls of our University. The Board of Regents has indicated that a minimum of $5,000,000 will be required for the erection of such permanent structures as will reasonably accommodate the needs of the University.

In addition to the University, we find a deplorable condition of overcrowding in every one of our State institutions. Our hospitals, our reformatories, are all seriously overcrowded, and unless steps are promptly taken to supply existing needs the State may be compelled regretfully to acknowledge dereliction in duty. A survey presented to me indicates another $5,000,000 to be requisite to take care of the crying needs of our public institutions. The needs to which I refer are for permanent structures and in no sense for running costs. We have here, therefore, some $10,000,000 most urgently needed in the various public institutions of the

State for permanent improvements and for the erection of permanent structures. Such a sum can not be drawn out of the usual revenues of the State. Nor would it be fair that the entire burden of these improvements should be borne by the taxpayer of today. The benefits will flow to the coming generation and a part of the burden should be borne by that generation. I recommend, therefore, the necessary legislation for a submission to the people of the State of a bond issue of $10,000,000 to cover the cost of erecting these permanent structures for the University and institutions of this State.

Along the line of economic development, I believe one of the most important sources of wealth within our border, thus far only partially developed, is hydro-electric energy. Our State, with its mighty sweep of snow-clad mountains, is a natural storehouse for developing a volume of energy that will largely supplant coal and oil. I am most heartily in favor of encouraging its development to the maximum extent consistent with public policy. In these modern days, water and power have become the necessities of actual living—less important only than air—and wherever the means can be created for the development and the utilization of these latent resources of the State without sacrificing the public good to private and selfish advantage, I am most heartily in favor of such measure. More strongly do I feel so now in view of the general fuel situation in our State. California, without coal fields of any kind, has learned to depend upon fuel oil, and now the demands of industry upon fuel oil are greater than oil development.

The economic seriousness of the situation has been most forcibly presented to my mind by the drought of the last few years, which has compelled the public utility corporations, on account of lack of water-developed energy, to resort in larger quantities to that developed out of oil.

During the last year the citizens of California have been confronted with a shortage of water for irrigation and for power purposes. In some sections of the State this shortage became so acute that it placed a limit upon production. While this shortage now has passed and copious early rains give indication that it will not recur during the coming year, the situation through which we have just passed gives emphasis to the need of impounding every available drop of water and preventing, so far as possible, any future shortage either of water or electric power.

There is no subject that is of more vital importance to the people of the State than the systematic and wise development of our water resources for irrigation and power purposes, therefore I urgently recommend that you make an adequate and comprehensive investigation of the water resources of the State.

I am sure that every citizen of California is fully aware of the vital necessity of so conserving the waters of the State that they may be made available for the production of the valuable and widely diversified crops which, under our wonderful climatic and soil conditions, can be produced in such great abundance. Ample water for irrigation is the only needful thing for practical unlimited production of all the essential needs and comforts demanded by our complex civilization. California is not lacking in rainfall. In the opinion of experts and engineers who have given the subject special study the waters of the State, if properly conserved and put to beneficial use, are sufficient to irrigate practically every acre of arable land.

Our manufactories and our industrial development are limited only by two things—the agricultural expansion of the State and the availability of cheap power. Given cheap power and practically unlimited production from the land, California can take first rank in the industrial states of the Union.

Happily, hydro-electric power development and irrigation go hand in hand. Almost every drop of water may be made to do a double duty. Before being ultimately used for irrigation, it may be made to produce electric energy. The power produced from falling water is the cheapest power yet discovered by man. This cheap power, applied to industry, will make California a leading manufacturing state.

California already is in the front rank in production of hydro-electric energy. No other state, save one, now has or possibly can develop so much hydro-electric power. Great as our development in this direction has been, it is, however, but a small part of the potential development under wise and carefully considered plans that will utilize to the fullest extent and without waste the possibilities that exist.

I am most happy to refer to the overwhelming vote with which the people of California adopted the Anti-Alien Land bill, and to express the hope that the new statute may to a material extent meet the land problem developing within our borders this past decade. This State has the unquestioned right to regulate the ownership of its lands within its borders, and in the exercise of that right has resorted to the Anti-Alien Land Law. The step was made necessary by a real and growing menace. California, however, can not by legislation prevent the admission of Japanese into the United States. That question must be left to the Federal Government.

Since the adjournment of the last Legislature, our State Board of Control has made an exhaustive report of the entire Oriental situation as it exists within our State, copies of which were duly forwarded to all the members of the last Legislature, and additional copies of which are available. Shortly after its presentation to me, I forwarded the report to the Secretary of State at Washington, together with my letter of transmittal, in which I sought briefly to present to the State Department the views of the people of our State.

I have also taken steps to keep the members of Congress advised of the California attitude on this Japanese question, having transmitted to each of them copies of the report made by the State Board of Control, together with my letter of transmittal to the Secretary of State. In addition, I have particularly called to the attention of the representatives of the Pacific Coast states the common interest which all of the states bordering on the western ocean must have in this question that has arisen. We stand as a common bulwark against the orientalization of our western civilization, and I have no doubt that the people of the entire Pacific Slope feel as the people of California feel on this subject.

I shall take the liberty from time to time, as questions concerning the State arise, to communicate further with you, laying before you such problems as may come up and recommending such methods of dealing with them as suggest themselves to my mind. I can not conclude, however, without expressing sincerely the pleasure I feel at having your cooperation in these important matters of state affecting the good of our whole people. Animated as we are by the one purpose of serving our people, we can, with quickened zeal, apply ourselves to the task before us with mutual confidence and with common strength. The people of the State of California look to us to serve the best interests of the State of California. Let us so serve that when the session is adjourned each of us may with clear conscience return our accounting to the commonwealth.

In conclusion, let me call your attention to the printed reports of the various departments of state now on file and available for your earnest study. The information and statistics contained therein will be found valuable and helpful in all legislation dealing with the respective departments.

WM. D. STEPHENS, Governor.

Sacramento, January 4, 1921.

READING AND APPROVAL OF MINUTES.

The minutes of the Joint Convention were then read, and on motion of Senator Rush were approved as read.

ADJOURNMENT.

There being no further business, at two o'clock and forty-five minutes p.m., on motion of Senator Sample, the President of the Senate declared the Joint Convention adjourned *sine die*.

IN SENATE.

RECONVENED.

At three o'clock p.m., the Senate reconvened.

Senator Breed, President pro tempore, in the chair.

ADJOURNMENT.

At three o'clock and five minutes p.m., on motion of Senator Gates, the President pro tempore declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Wednesday, January 5, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlain, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—36.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Tuesday, January 4, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVE OF ABSENCE.

Senator Irwin was, on motion of Senator Shearer, granted leave of absence for this day.

PRIVILEGE OF THE FLOOR.

On motion of Senator Sharkey, Mrs. J. N. Long of Richmond was granted the privilege of the floor.

On motion of Senator Purkitt, Hon. Ernest Weyand was granted the privilege of the floor.

On motion of Senator Rigdon, Dr. George C. Gross of Paso Robles was granted the privilege of the floor.

RESOLUTIONS.

The following resolutions were offered:

By Senator Breed:

Resolved, That the following named persons be and they are hereby employed by the Senate for the period of the remainder of said forty-fifth session, unless sooner discharged by the Committee on Senate Rules, Printing, private weekly, and the Controller is hereby directed to draw his warrants in favor of the said respective amounts, and the Treasurer is directed to pay the same:

Thomas Dorsey, Stenographer	$5 00 per day
Annie Bates, Stenographer	5 00 per day
Katie B. Mooney, Stenographer	5 00 per day
J. J. Kenny, Stenographer	5 00 per day
Nellie Feliz, Stenographer	5 00 per day
Vincent Mancuso, Assistant Sergeant-at-Arms	5 00 per day
Vera E. McMahon, Press Mailing Clerk	4 00 per day
Ralph B. Greer, Mail Carrier	3 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution was adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlain, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Slater, and Yonkin—31.

NOES—None.

By Senator Slater:

WHEREAS, The Senate has learned with profound sorrow of the untimely death of Louis W. Juilliard, formerly a member of the Senate of the State of California from the Eighth Senatorial District, and prior to that a member of the Assembly from the Fourteenth Assembly District; and

WHEREAS, The late Louis W. Juilliard, by his long and faithful service, endeared himself to the people of the State of California; therefore, be it

Resolved, That the Senate of the State of California realizes the loss that the State of California has sustained by his death; and be it further

Resolved, That a copy of these resolutions be engrossed by the Secretary of the Senate, and that the same be conveyed to the family of the late Louis W. Juilliard; and be it further

Resolved, That when the Senate completes its work this day, it adjourn in honor of his memory.

Resolution read, and unanimously adopted by a rising vote on motion of Senator Slater.

CONSIDERATION OF COMMITTEE REPORT.

The report of the Committee on Contingent Expenses and Mileage, made on January 4, 1921, was upon motion taken up for consideration, the following being the report of such committee:

MR. PRESIDENT: Your Committee on Contingent Expenses and Mileage begs leave to report the following resolution and recommends its adoption:

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrant upon the proper fund in favor of the following named Senators and officers of the Senate for the amount set opposite each of their names, and the State Treasurer is hereby directed and ordered to pay the same, being the mileage due them by law:

Senator	County	Mileage	Total
Allen, Newton M.	Los Angeles	891	89 40
Anderson, A. P.	Alameda	168	16 80
Arbuckle, F. A.	Ventura	1 [illegible]	161 [illegible]
Boggs, Frank S.	San Joaquin	[illegible]	9 60
Breed, A. H.	Alameda	168	16 80
Burnett, L. G.	San Francisco	180	18 00
Canepa, V. J.	San Francisco	180	18 00
Carr, Frank M.	Alameda	168	16 80
Carr, Wm. J.	Los Angeles	962	96 20
Chamberlin, Harry A.	Los Angeles	894	89 40
Crowley, J. J.	San Francisco	180	18 00
Dennett, L. L.	Stanislaus	154	15 40
Duncan, W. E., Jr.	Butte	172	17 20
Eden, Walter	Orange	982	98 20
Flaherty, L. J.	San Francisco	180	18 00
Gates, E. J.	Los Angeles	940	94 00
Godsil, Charles W.	San Francisco	180	18 00
Harris, M. B.	Fresno	238	23 80
Hart, D. H.	Los Angeles	894	89 40
Ingram, Thomas	Nevada	154	15 40
Inman, J. M.	Sacramento	2	20
Irwin, J. L. C.	Kings	428	42 80
Johnson, M. B.	San Mateo	238	23 80
Jones, H. C.	Santa Clara	246	25 60
King, L. M.	San Bernardino	1,040	104 00
Lyon, C. W.	Los Angeles	926	92 60
McDonald, Walter A.	San Francisco	180	18 00
Nelson, H. C.	Humboldt	624	62 40
Osborne, A. E.	Santa Clara	263	26 70
Otis, E. M.	Alameda	168	16 80
Purkitt, Claude F.	Glenn	176	17 60
Rigdon, E. S.	San Luis Obispo	758	75 80
Rominger, J. A.	Los Angeles	916	91 60
Rush, Benj. F.	Solano	80	8 00
Sample, E. P.	San Diego	1,146	114 60
Scott, W. S.	San Francisco	180	18 00
Sharkey, W. R.	Contra Costa	124	12 40
Shearer, W. B.	Siskiyou	590	59 00
Slater, H. W.	Sonoma	180	18 00
Yonkin, H. H.	Los Angeles	894	89 40

OFFICERS.

C. C. Young, President	Alameda	168	16 80
Joseph A. Beek, Secretary	Orange	980	98 00
Milo Robbins, Minute Clerk	San Francisco	180	18 00
Thos. A. Brown, Sergeant-at-Arms	San Francisco	180	18 00

FLAHERTY, Chairman.

Resolution read.

Senator Flaherty moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution was adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Sample, Sharkey, Slater, and Yonkin—30.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved, That the following shall be the rules of procedure of the Senate in the introduction of bills on the first day when bills shall be introduced during the present session:

That the roll of Senators shall be called from "A" to "Y" and then back from "Y" to "A," and as each member's name is called he shall have the privilege of introducing one bill.

Resolution read, and on motion of Senator Breed was adopted.

INTRODUCTION AND FIRST READING OF BILLS.

The following bills were introduced:

By Senator Boggs: Senate Bill No. 1—An act to amend sections 78 and 90 of the Political Code, relating to the division of the state into legislative districts, and defining and establishing such districts, and to repeal all acts in conflict with this act.

Bill read first time, and referred to Committee on Reapportionment, when appointed.

By Senator Carr, F. M.: Senate Bill No. 2—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class.

Bill read first time, and referred to Committee on County Government, when appointed.

By Senator Dennett: Senate Bill No. 3—An act to add a new section to the Political Code, to be numbered 1764*a*, relating to raising a high school tuition fund in counties in which there is no established high school.

Bill read first time, and referred to Committee on Education, when appointed.

By Senator Harris: Senate Bill No. 4—An act to enforce the provisions of article XVIII of the amendments to the constitution of the United States; imposing duties on courts, prosecuting attorneys, sheriffs and other officers, and extending their jurisdiction; and providing for the disposition of fines and forfeitures.

Bill read first time, and referred to Committee on Public Morals, when appointed.

By Senator Johnson: Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

Bill read first time, and referred to Committee on Education, when appointed.

By Senator Rigdon: Senate Bill No. 6—An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violation of the provisions hereof.

Bill read first time, and referred to Committee on Agriculture, when appointed.

Also: Senate Bill No. 7—An act making an appropriation to carry out the purposes of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof."

Bill read first time, and referred to Committee on Agriculture, when appointed.

By Senator Dennett: Senate Bill No. 8—An act providing for the organization and government of drainage districts, and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water, and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds, and providing for the control and disposition of drainage water.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands, when appointed.

By Senator Canepa: Senate Joint Resolution No. 1—Relative to the definition of intoxicating beverages.

Resolution referred to Committee on Federal Relations, when appointed.

By Senator Boggs: Senate Bill No. 9—An act creating a San Joaquin State Normal School, and making an appropriation for the maintenance thereof.

Bill read first time, and referred to Committee on Normal Schools, when appointed.

By Senator Crowley: Senate Joint Resolution No. 2—Relative to the manufacture and sale of light wines and beers.

Resolution referred to Committee on Federal Relations, when appointed.

By Senator Boggs: Senate Bill No. 10—An act to provide a mining and metallurgical experimenting station at the mining building at the University of California, and making an appropriation therefor.

Bill read first time, and referred to Committee on Mines and Mining, when appointed.

By Senator Flaherty: Senate Concurrent Resolution No. 1—Approving fifteen certain amendments to the charter of the city and county of San Francisco, State of California, voted for and ratified by the electors of said city and county of San Francisco, at a general election held therein on the second day of November, 1920.

Resolution referred to Committee on Municipal Corporations, when appointed.

By Senator Crowley: Senate Bill No. 11—An act to amend section 2 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations; creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended.

Bill read first time, and referred to Committee on Public Utilities, when appointed.

By Senator Rigdon: Senate Joint Resolution No. 3—Relating to the protection of the quicksilver mining industry.

Resolution referred to Committee on Federal Relations, when appointed.

REPORT OF SPECIAL COMMITTEE—(OUT OF ORDER).

The Special Committee appointed during legislative recess to attend the funeral of the late Hon. James C. Nealon presented the following report:

MR. PRESIDENT: Your committee appointed during the recess to attend the funeral of the late Hon. James C. Nealon, which occurred on the third day of March, 1920, begs leave to report that in accordance with your instructions this committee attended the funeral of said Hon. James C. Nealon, in the city of San Francisco, and endeavored in its humble way to represent the Senate of the State of California on that occasion.

The great respect with which our honored fellow member was held was evidenced by the profusion of floral offerings and the large number of friends who gathered upon that sad occasion to pay their respect to his memory.

Respectfully submitted.

CROWLEY,
SHARKEY,
FLAHERTY,
Committee.

Report read, and ordered printed in the Journal.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered:

By Senator Crowley:

Resolved, That the Controller be, and he is hereby ordered and directed, to draw his warrant on the contingent fund of the Senate in favor of Union Florists in the sum of $60.

Resolution read, and referred to Committee on Contingent Expenses.

OATH OF OFFICE ADMINISTERED.

Senator Rominger of the Thirty-third District, who was absent from the session of the previous legislative day and had not taken his oath of office, being now present, at the request of the President, came forward, presented his certificate of election, and took and subscribed to the following constitutional oath of office, administered by the Hon. Elijah C. Hart, Justice of the District Court of Appeal, Third District:

I do solemnly swear that I will support the constitution of the United States and the constitution of the State of California, and that I will faithfully discharge the duties of the office of State Senator, according to the best of my ability.

ADJOURNMENT.

At ten o'clock and forty-five minutes a.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,
SACRAMENTO, Thursday, January 6, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer, at the desk.

ROLL CALL.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—37.

Quorum present.

LEAVES OF ABSENCE.

Senator Scott was, on motion of Senator Crowley, granted leave of absence for this day.

Senator Gates was, on motion of Senator Rominger, granted leave of absence for this day.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, January 5, 1921, the further reading was dispensed with, on motion of Senator Rush.

RESOLUTIONS.

The following resolutions were offered:

By Senator Breed:

Resolved, That the following named person be stricken from the list of Senate attaches, and his name be stricken from the pay-roll of the Senate:

J. F. Bradford, Assistant Sergenat-at-Arms.....$5 00 per day

Resolution read, and on motion of Senator Breed adopted.

Also:

Resolved, That Stanford G. Smith, Stenographer at $5.00 per day, be transferred to the position of Assistant at the Desk, at $5.00 per day.

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—35.

NOES—None.

Also:

Resolved, That the following named persons be and they are hereby appointed to the respective positions hereinafter set forth as provided by law, with the compensation set opposite their names, payable weekly, and the Controller is hereby directed to draw his warrants for the said respective amounts, and the Treasurer is directed to pay the same:

Edwin Meese, Jr., Stenographer	$5 00 per day
T. J. Budd, Assistant Sergeant-at-Arms	5 00 per day
Goldyne Robertson, Stenographer	5 00 per day
Virginia Pomeroy, Stenographer	5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Reminger, Rush, Sample, Shearer, Slater, and Yonkin—31.

NOES—None.

Also:

WHEREAS, The temporary rules heretofore adopted made no provision for the appointment of standing committees; and

WHEREAS, It is desirable that the rule providing for the appointment of permanent standing committees be adopted; therefore, be it

Resolved, That the rule hereinafter numbered eight (8) be and the same is hereby adopted to be rule eight (8) of the permanent rules of the Senate.

8. The following standing committees shall be appointed by the President of the Senate:

1. Agriculture, nine members.
2. Banking, eleven members.
3. Building and Loan Associations, five members.
4. Civil Service, five members.
5. Commerce and Navigation, nine members.
6. Conservation, seven members.
7. Constitutional Amendments, nine members.
8. Contingent expenses, three members.
9. Corporations, eleven members.
10. County Government, eleven members.
11. Drainage, Swamp and Overflowed Lands, nine members.
12. Education, fifteen members.
13. Elections, eleven members.
14. Engrossment and Enrollment, three members.
15. Federal Relations, five members.
16. Finance, seventeen members.
17. Fish and Game, fifteen members.
18. Governmental Efficiency, seven members.
19. Hospitals and Asylums, nine members.
20. Insurance, nine members.
21. Irrigation, nine members.
22. Judiciary, seventeen members.
23. Labor and Capital, eleven members.
24. Manufactures, five members.
25. Military Affairs, five members.
26. Mines and Mining, five members.
27. Municipal Corporations, nine members.
28. Normal Schools, seven members.
29. Oil Industries, nine members.
30. Prisons and Reformatories, nine members.
31. Public Charities and Corrections, seven members.
32. Public Health and Quarantine, eleven members.
33. Public Morals, seven members.
34. Public Utilities, eleven members.
35. Reapportionment, fifteen members.

36. Revenue and Taxation, thirteen members.
37. Revision and Printing, three members.
38. Roads and Highways, fifteen members.
39. Rules, five members.
40. Universities, seven members.

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sharkey, Shearer, Slater, and Yonkin—34.

NOES—None.

STATEMENT BY THE PRESIDENT.

SCHEDULE OF COMMITTEE MEETINGS.

Following the custom inaugurated at last session, I have appointed the accompanying committees with reference to a schedule for committee meetings, substantially as adopted last year. If the following schedule is observed, committee meetings may be held absolutely without conflicts.

MONDAY.

Afternoon: Agriculture, Corporations, Reapportionment.
Evening: Judiciary, Fish and Game.

TUESDAY.

Morning: Building and Loan, Constitutional Amendments, Irrigation, Normal Schools.
Afternoon: Civil Service, Governmental Efficiency, Municipal Corporations, Roads and Highways.
Evening: Judiciary, Hospitals, Manufactures.

WEDNESDAY.

Morning: Conservation, Elections, Federal Relations, Oil Industries.
Afternoon: Drainage, Public Health, Revenue and Taxation.
Evening: Education, Insurance, Labor and Capital.

THURSDAY.

Morning: Banking, Commerce and Navigation, Military Affairs, Public Charities.
Afternoon: County Government, Public Morals, Public Utilities, Universities.
Evening: Judiciary, Prisons, Mines.

FRIDAY.

Evening: Judiciary, Finance.

NOTE 1. Daytime hours on Friday reserved for special or irregular committee meetings.

NOTE 2. Morning meetings at 9 o'clock unless otherwise arranged. Afternoon meetings immediately after adjournment. In case of half day session, at 2 p.m. Evening meetings at 8 p.m.

C. C. YOUNG,
President of the Senate.

APPOINTMENT OF STANDING COMMITTEES.

The President announced that he had appointed the Senate standing committees, as follows:

1. *Agriculture*—Rigdon (Chairman), Arbuckle, Carr, F. M., Duncan, Jones, Nelson, Purkitt, Rush, Slater.

2. *Banking*—Hart (Chairman), Anderson, Arbuckle, Carr, F. M., Dennett, Gates, Harris, Johnson, Jones, King, Rush.

3. *Building and Loan Associations*—Rominger (Chairman), Anderson, Jones, McDonald, Shearer.

4. *Civil Service*—Anderson (Chairman), Dennett, Harris, Osborne, Otis.

5. *Commerce and Navigation*—Inman (Chairman), Boggs, Breed, Carr, W. J., Chamberlin, Godsil, McDonald, Nelson, Sample.

6. *Conservation*—Purkitt (Chairman), Chamberlin, Dennett, Duncan, Ingram, Osborne, Rigdon.

7. *Constitutional Amendments*—Sample (Chairman), Burnett, Carr, W. J., Chamberlin, Eden, Ingram, Johnson, Lyon, Purkitt.

8. *Contingent Expenses*—Arbuckle (Chairman), Lyon, Purkitt.

9. *Corporations*—Chamberlin (Chairman), Allen, Anderson, Burnett, Canepa, Dennett, Godsil, Harris, Rominger, Sharkey, Yonkin.

10. *County Government*—Duncan (Chairman), Allen, Anderson, Carr, F. M., Godsil, Irwin, Osborne, Purkitt, Rigdon, Rominger, Slater.

11. *Drainage, Swamp and Overflowed Lands*—Rush (Chairman), Dennett, Duncan, Inman, Irwin, Lyon, Otis, Purkitt, Rominger.

12. *Education*—Harris (Chairman), Allen, Arbuckle, Boggs, Carr, F. M., Eden, Gates, Ingram, Johnson, Jones, Rigdon, Rominger, Scott, Sharkey, Slater.

13. *Elections*—Slater (Chairman), Boggs, Carr, W. J., Crowley, Flaherty, Johnson, Jones, McDonald, Nelson, Rominger, Yonkin.

14. *Engrossment and Enrollment*—Osborne (Chairman), Canepa, Chamberlin.

15. *Federal Relations*—Eden (Chairman), Breed, Gates, Harris, Inman.

16. *Finance*—Gates (Chairman), Boggs, Breed, Canepa, Crowley, Flaherty, Hart, Ingram, King, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, Yonkin.

17. *Fish and Game*—Sharkey (Chairman), Anderson, Breed, Canepa, Flaherty, Gates, Hart, King, McDonald, Rigdon, Rominger, Scott, Shearer, Slater, Yonkin.

18. *Governmental Efficiency*—Carr, W. J. (Chairman), Arbuckle, Boggs, Flaherty, Inman, Jones, King.

19. *Hospitals and Asylums*—McDonald (Chairman), Allen, Crowley, Hart, King, Osborne, Rush, Slater, Yonkin.

20. *Insurance*—Burnett (Chairman), Anderson, Canepa, Irwin, Nelson, Otis, Purkitt, Sample, Shearer.

21. *Irrigation*—Irwin (Chairman), Boggs, Dennett, Duncan, Harris, Inman, King, Otis, Rush.

22. *Judiciary*—Jones (Chairman), Burnett, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Harris, Inman, Irwin, Johnson, Lyon, Nelson, Otis, Purkitt, Sample.

23. *Labor and Capital*—Flaherty (Chairman), Chamberlin, Crowley, Duncan, Godsil, Hart, Inman, Lyon, McDonald, Osborne, Yonkin.

24. *Manufactures*—Godsil (Chairman), Anderson, Flaherty, Scott, Shearer.

25. *Military Affairs*—Scott (Chairman), Burnett, Eden, Shearer, Slater.

26. *Mines and Mining*—Shearer (Chairman), Gates, Ingram, King, Rigdon.

27. *Municipal Corporations*—Carr, F. M. (Chairman), Burnett, Chamberlin, Crowley, Lyon, Rominger, Scott, Sharkey, Yonkin.

28. *Normal Schools*—Nelson (Chairman), Allen, Arbuckle, Carr, F. M., Crowley, Osborne, Sharkey.

29. *Oil Industries*—Lyon (Chairman), Burnett, Canepa, Godsil, Hart, Irwin, Otis, Sample, Sharkey.

30. *Prisons and Reformatories*—Yonkin (Chairman), Allen, Anderson, Arbuckle, Crowley, Godsil, Hart, McDonald, Rush.

31. *Public Charities and Corrections*—Canepa (Chairman), Allen, Duncan, Irwin, Osborne, Otis, Purkitt.

32. *Public Health and Quarantine*—Crowley (Chairman), Allen, Burnett, Canepa, Carr, F. M., Harris, Ingram, Johnson, Osborne, Scott, Shearer.

33. *Public Morals*—Boggs (Chairman), Arbuckle, Chamberlin, Crowley, Eden, Ingram, Jones.

34. *Public Utilities*—Dennett (Chairman), Burnett, Canepa, Carr, W. J., Flaherty, Harris, Inman, Johnson, Lyon, Sharkey, Yonkin.

35. *Reapportionment*—Ingram (Chairman), Boggs, Breed, Carr, W. J., Eden, Flaherty, Gates, Inman, Irwin, Johnson, King, Lyon, McDonald, Sample, Scott.

36. *Revenue and Taxation*—King (Chairman), Arbuckle, Boggs, Breed, Carr, W. J., Eden, Flaherty, Hart, Jones, Nelson, Rigdon, Sample, Sharkey.

37. *Revision and Printing*—Allen (Chairman), Carr, F. M., Godsil.

38. *Roads and Highways*—Johnson (Chairman), Breed, Duncan, Eden, Gates, Godsil, Hart, Ingram, Irwin, Nelson, Rigdon, Rush, Sample, Shearer, Slater.

39. *Rules*—Breed (Chairman), Carr, W. J., Dennett, McDonald, Otis.

40. *Universities*—Otis (Chairman), Breed, Gates, Nelson, Rush, Sample, Scott.

INTRODUCTION AND FIRST READING OF BILLS.

By Senator Inman: Senate Bill No. 12—An act to add a new section to the Penal Code, to be numbered 387*b*, prohibiting contracts for sale or purchase of agricultural products on futures, and prescribing penalties for violation of the provisions hereof.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Joint Resolution No. 4—Relative to naturalization and property rights of aliens.

Resolution referred to Committee on Federal Relations.

By Senator Harris: Senate Concurrent Resolution No. 2—Approving the charter of the city of Fresno, State of California, ratified by the qualified electors of said city at the general election held on the second day of November, 1920.

Resolution referred to Committee on Municipal Corporations.

By Senator Eden: Senate Bill No. 13—An act to amend section 25 of an act entitled, "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter, the acquisition of property thereby; the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity, and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Duncan: Senate Bill No. 14—An act relating to the rights, powers and disabilities of aliens and of certain companies, associations and corporations with respect to property in this State, providing for escheats in certain cases, prescribing the procedure therein, and repealing all acts or parts of acts inconsistent or in conflict herewith.

Bill read first time, and referred to Committee on Judiciary.

By Senator Jones: Senate Bill No. 15—An act relating to penalties for crime, and providing for the means of enforcement.

Bill read first time, and referred to Committee on Judiciary.

By Senator Slater: Senate Bill No. 16—An act to amend section 1 of an act entitled "An act to provide for the appointment of a board of Sutter's Fort Trustees, and for the acquisition of the Sutter's Fort property, and providing for an appropriation for the preservation, protection, and improvement of said property," approved March 7, 1891.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senator Otis: Senate Concurrent Resolution No. 3—Approving four certain amendments to the charter of the city of Alameda, in the county of Alameda, State of California, voted for and ratified by the

electors of said city of Alameda at a special municipal election held therein on the thirty-first day of August, 1920.

Resolution referred to Committee on Municipal Corporations.

By Senator Burnett: Senate Bill No. 17—An act appropriating money to pay the claim of the Bank of California, National Association, against the State of California.

Bill read first time, and referred to Committee on Finance.

By Senator Johnson: Senate Bill No. 18—An act providing for the joint exercise of powers by counties, by municipalities or by municipalities and counties.

Bill read first time, and referred to Committee on County Government.

By Senator Dennett: Senate Bill No. 19—An act to amend section 1323 of the Penal Code, relating to effect of defendant's failure to testify.

Bill read first time, and referred to Committee on Judiciary.

By Senator Sample: Senate Concurrent Resolution No. 4—Relative to approval of amendments to the charter of the city of San Diego.

Resolution referred to Committee on Municipal Corporations.

Also: Senate Bill No. 20—An act to add a new section to the Political Code, to be numbered 737*d*, relating to the salaries of superior court judges in and for the county of San Diego.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 21—An act to add a new section to the Penal Code, to be numbered 164, relating to the practice of law by persons not licensed to practice law; to the furnishing of legal advice, services and counsel, and advertising in connection therewith; providing a penalty for violation of the provisions of this act, and making certain exemptions from the operaton thereof.

Bill read first time, and referred to Committee on Judiciary.

By Senator Rominger: Senate Bill No. 22—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 23—An act to amend sections 4190, 4198, 4201 and 4202 of the Political Code, relating to law libraries.

Bill read first time, and referred to Committee on Judiciary.

By Senator Flaherty: Senate Bill No. 24—An act to amend sections 78 and 90 of the Political Code, relating to the division of the State into legislative districts, and defining and establishing such districts, and to repeal all acts in conflict with this act.

Bill read first time, and referred to Committee on Reapportionment.

By Senator Sharkey: Senate Joint Resolution No. 5—Relative to the national system of taxation.

Resolution referred to Committee on Federal Relations.

By Senators Purkitt and Nelson: Senate Joint Resolution No. 6—Relative to the adoption of an American policy in the purchasing of relief supplies.

Resolution referred to Committee on Federal Relations.

By Senator Scott: Senate Bill No. 25—An act to amend sections 4295 and 4297 of the Political Code, relating to official services and fees.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 26—An act to amend sections 26 and 27 of an act entitled, "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under state authority, and, in that behalf, to create a State Civil Service Commission; to prescribe its powers and duties; to make the wilful violation of the provisions of this act a misdemeanor; to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended.

Bill read first time, and referred to Committee on Civil Service.

By Senator Crowley: Senate Bill No. 27—An act to amend sections 7 and 8 of an act entitled, "An act to regulate the sale and use of poisons in the State of California, and providing a penalty for the violation thereof," approved March 6, 1907, as amended, and to add three new sections thereto to be numbered 8*h*, 8*i* and 8*j*.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 28—An act to establish a state hospital for the care, custody and maintenance of inebriates and drug habitues within the State of California, to be known as the California State Hospital for Inebriates and Drug Habitues, and to provide for the government and management thereof, and making an appropriation therefor.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Senator Anderson: Senate Bill No. 29—An act making an appropriation to pay the claim of C. S. McMullin against the State of California.

Bill read first time, and referred to Committee on Finance.

By Senator Otis: Senate Bill No. 30—An act to amend section 759 of the Political Code, relating to the appointment of phonographic reporters for the District Courts of Appeal, and prescribing the duties and compensation of such reporters.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 31—An act to amend section 1057*a* of the Code of Civil Procedure, relating to justification by corporate surety on books or undertakings.

Bill read first time, and referred to Committee on Judiciary.

By Senator Rigdon: Senate Bill No. 32—An act making an appropriation for the survey and the preparation of maps and plans with a view to the control of floods and the prevention of erosion by certain streams.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Senator King: Senate Bill No. 33—An act to amend section 862*a* of an act entitled, "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator McDonald: Senate Bill No. 34—An act forbidding imposition on or collection of hunting or fishing licenses in case of children under the age of eighteen years and in case of persons who now are serving or may have served in the United States Army, Navy, or Marine Corps.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Lyon: Senate Bill No. 35—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property.

Bill read first time, and referred to Committee on Judiciary.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Ingram, the privilege of the floor of the Senate Chamber, for this day, was unanimously extended to Mr. Park C. Stark of El Dorado County.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber, for this day, was unanimously extended to Hon. D. H. Evans of Butte County.

RESOLUTIONS.

The following resolutions were offered:

By Committee on Contingent Expenses:

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrant upon the proper fund in favor of the following named Senator for additional mileage due him by law:

J. A. Rominger, Los Angeles County $82 20

FLAHERTY, Chairman.

Resolution read.

Senator Flaherty moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Perkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

By Senator Breed:

Resolved, That the following named persons be and they are hereby appointed to the respective positions hereinafter set forth as provided by law, with the compensation set opposite their names, payable weekly, and the Controller is hereby directed

to draw his warrants for the said respective amounts, and the Treasurer is directed to pay the same:

Emma Grondona, Committee Clerk	$4 00 per day
James Mullhall, Committee Clerk	4 00 per day
Lawrence Furlong, Committee Clerk	4 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M. Crowley, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sherkey, Shearer, Slater, and Yonkin—30.

NOES—None.

ASSIGNMENT OF COMMITTEE ROOMS.

By unanimous consent, the President delegated to the Committee on Rules the duty of assigning committee rooms to the various committees of the Senate.

ADJOURNMENT.

At eleven o'clock and fifteen minutes a.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,
SACRAMENTO, Friday, January 7, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—30.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, January 6, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVES OF ABSENCE.

Senator Burnett was, on motion of Senator Godsil, granted leave of absence for this day.

Senator Crowley was, on motion of Senator Slater, granted leave of absence for this day.

Senator Flaherty was, on motion of Senator Slater, granted leave of absence for this day.

Senator Canepa was, on motion of Senator Carr, F. M., granted leave of absence for this day.

Senator Gates was, on motion of Senator Rominger, granted leave of absence for this day.

Senator Sharkey was, on motion of Senator Carr, F. M., granted leave of absence for this day.

Senator Ingram was, on motion of Senator Johnson, granted leave of absence for this day.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, January 7, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 3—Relating to the protection of the quicksilver mining industry—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it be adopted as amended.

EDEN, Chairman.

CONSIDERATION OF SENATE JOINT RESOLUTION—(OUT OF ORDER).

Senator Rigdon asked for and was granted unanimous consent to take up for consideration at this time Senate Joint Resolution No. 3 for the purpose of amendment.

Senate Joint Resolution No. 3—Relating to the protection of the quicksilver mining industry.

COMMITTEE AMENDMENT.

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed resolution, before the word "mines," insert

Amendment adopted.

Resolution ordered to print and engrossment.

Also:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 7, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Joint Resolution No. 3—Relating to the protection of the quicksilver mining industry—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF SENATE JOINT RESOLUTION—(OUT OF ORDER).

Senator Rigdon asked for and was granted unanimous consent to take up for consideration at this time Senate Joint Resolution No. 3 for the purpose of adoption:

SENATE JOINT RESOLUTION No. 3.

Relating to the protection of the quicksilver mining industry.

WHEREAS, Foreign competition is desperately seeking our unprotected markets; and

WHEREAS, Our country is becoming the dumping ground for the convict produced quicksilver of Spain; and

WHEREAS, The quicksilver industry of California, which is one of the oldest and most distinctive industries of the State, now faces extinction unless such protection is granted as will equalize the price of the convict produced metal, and make it possible for American laborers to compete with this foreign product; and

WHEREAS, At the present date all of the quicksilver mines of California are closed or in the hands of receivers; and

WHEREAS, Quicksilver is a basic metal, essential and indispensable to many industries of this country, both in time of peace and in time of war; now therefore, be it

Resolved by the Senate and Assembly, jointly, That the Legislature of the State of California hereby memoralize Congress to provide adequate protection to the quicksilver industry of this country so as to equalize the price of that locally produced and the foreign product of convict labor; and be it further

Resolved, That our Senators and Representatives in Congress be and they are hereby requested, to use all honorable means to secure the adoption of such measures; and be it further

Resolved, That the Secretary of the Senate be and he is hereby instructed to forward duly certified copies of these resolutions to each of our Senators and Representatives in Congress and to each of the members of the respective Committees of Mines and Mining of the Senate and of the Ways and Means Committee of the House of Representatives and of the House of Representatives of the United States.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 3 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Duncan, Eden, Gedsil, Harris, Hart, Inman, Irwin, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Slater, and Yonkin—27.

NOES—None.

Senate Joint Resolution No. 3 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(RESUMED).

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, January 7, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 4—Relative to naturalization and property rights of aliens—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it be adopted as amended.

EDEN, Chairman.

CONSIDERATION OF SENATE JOINT RESOLUTION—(OUT OF ORDER).

Senator Inman asked for and was granted unanimous consent to take up for consideration at this time Senate Joint Resolution No. 4 for the purpose of amendment.

Senate Joint Resolution No. 4—Relative to naturalization and property rights of aliens.

COMMITTEE AMENDMENTS.

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out the word "federal".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 6, of the printed bill, strike out the word "must", and insert in lieu thereof the word "may".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 12, of the printed bill, strike out the word "dependable", and insert in lieu thereof the word "homogeneous".

Amendment adopted.

Resolution ordered to print, and engrossment.

Also:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 7, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Joint Resolution No. 4—Relative to naturalization and property rights of aliens—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF SENATE JOINT RESOLUTION—(OUT OF ORDER).

Senator Inman asked for and was granted unanimous consent to take up for consideration at this time Senate Joint Resolution No. 4 for the purpose of adoption.

SENATE JOINT RESOLUTION No. 4.

Relative to naturalization and property rights of aliens.

WHEREAS, At the general election held on the second day of November, 1920, the people of the State of California, in the exercise of their right reserved under the constitution, by an overwhelming majority, adopted the "Alien Land Law," which, among other things, provides that all aliens ineligible to citizenship under the laws of the United States, may acquire, possess, enjoy and transfer real property or any interest therein in this state in the manner and to the extent and for the purposes prescribed by any treaty now existing between the government of the United States and the nation or country of which such alien is a citizen or subject and not otherwise; and

WHEREAS, The present treaty of commerce and navigation, between the United States and Japan, proclaimed on the fifth day of April, 1911, in fixing the rights of the nationals of both contracting parties, provides that—

> "The citizens or subjects of each of the high contracting parties shall have liberty to enter, travel and reside in the territories of the other to carry on trade, wholesale and retail, to own or lease and occupy houses, manufactories, warehouses and shops, to employ agents of their choice, to lease land for residential and commercial purposes; and generally, to do anything incident to or necessary for trade, upon the same terms as native citizens or subjects submitting themselves to the laws and regulations there established"; and

WHEREAS, Notwithstanding the aforesaid provision of the treaty limiting the purposes for which the subjects of Japan may enter, travel and reside in the United States, approximately one hundred thousand Japanese are now residing in California, comparatively few of whom are engaged in trade, while the great majority are engaged in agriculture, owning, leasing and farming lands, and now control one-eighth of the entire acreage of rich irrigated lands in the state, as shown by the official report of the state board of control; and

WHEREAS, Japanese, as well as American authorities concede the unassimilability of the two races, and grant that a continuance of existing conditions may develop a racial question and grave international complications out of the present economic problem; and

WHEREAS, The evidence before the house immigration committee, in hearings held on the Pacific coast in July and August, 1920, clearly indicates the impracticability of making homogeneous American citizenship out of the material coming to us from Japan, and the impossibility of a white community holding its own either in increase of numbers or in economic competition against the racial advantages and birth rate of the Japanese; and

WHEREAS, Preliminary negotiations are now pending between the state department at Washington and representatives of the empire of Japan with a view of entering into a treaty dealing with the subject of immigration; and

WHEREAS, Reports have come to us from our representatives in congress that Japan insists that the proposed treaty shall grant the right of citizenship to the subjects of Japan now in the United States, and shall, in effect, nullify the aforesaid "Alien Land Law"; now, therefore, be it

Resolved, by the Senate and Assembly, jointly, That the Legislature of the State of California protests against any treaty being made between the United States and Japan whereby the right to citizenship shall be extended to the subjects of Japan; and be it further

Resolved, That any attempt by the treaty-making power of the United States to nullify the aforesaid "Alien Land Law" or to confer upon the subjects of Japan, the right to acquire, own or possess lands within this state, in violation of our State laws, should be opposed, as destructive of state's rights reserved under the constitution of the United States; and be it further

Resolved, That in any treaty hereafter made by the United States and Japan, said "Alien Land Law" be held inviolate and that the rights of the states of the Union to enact legislation respecting the acquisition and ownership of land by aliens within their respective borders be properly safeguarded; and be it further

Resolved, That in any such treaty, provision be made prohibiting the further immigration of the subjects of Japan to the United States, save and except merchants, students and teachers, their servants and employees; and be it further

Resolved, That a copy of these resolutions be forthwith dispatched to the President of the United States, the Secretary of State of the United States, to each of

our Senators and Representatives in Congress and to each member of the Committee on Foreign Relations of the United States Senate.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 4 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Godsil, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—31.

NOES—None.

Senate Joint Resolution No. 4 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(RESUMED).

ON CONTINGENT EXPENSES.

SENATE CHAMBER, SACRAMENTO, January 7, 1921.

MR. PRESIDENT: Your Committee on Contingent Expenses, to which was referred the following resolution:

Resolved, That the Controller be, and he is hereby ordered and directed, to draw his warrant on the contingent fund of the Senate in favor of Union Florists in the sum of $60 has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Godsil, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—31.

NOES—None.

RESOLUTIONS.

The following resolutions were offered:

By Senator Breed:

Resolved, That the following named person be and she is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite her name, payable weekly, and the Controller is hereby directed to draw his warrants for the said amount, and the Treasurer is directed to pay the same:

Hazel Stark, Committee Clerk..... $4.00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Godsil, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—31.

NOES—None.

Also:

Resolved, That Katie A. Mortensen, Stenographer, at $5.00 per day, be transferred to Clerk of the Judiciary Committee, at $6.00 per day.

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—29.

NOES—None.

By the Committee on Contingent Expenses:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of the Secretary of the Senate for the sum of $100 for postage for the press mailing department, the same to be payable out of the Contingent Fund of the Senate, and the Treasurer is hereby directed to pay the same.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—30.

NOES—None.

By Senator Burnett:

Resolved, That the Secretary of the Senate be and she is hereby directed to secure for the use of the members of the Senate, fifty copies of the Legislative Manual and Form Book.

Resolution read, and referred to Committee on Contingent Expenses.

INTRODUCTION AND FIRST READING OF BILLS.

The following bills were introduced, and read the first time:

By Senator Dennett: Senate Bill No. 36—An act to amend sections 1107, 1214, and 1217 of the Civil Code, relating to the effect of unrecorded deeds and conveyances.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 37—An act to amend sections 170 and 398 of the Code of Civil Procedure, relating to the disqualification of judges.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 38—An act to amend section 154 of the Penal Code, relating to a debtor's fraudulent removal, disposal or concealment of his property or effects.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 39—An act to amend section 548 of the Code of Civil Procedure, relating to the sale of property taken by an officer under a writ of attachment.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 40—An act to amend section 2968 and to repeal sections 2969 and 2970 of the Civil Code, relating to attachments and executions upon mortgaged personal property.

Bill read first time, and referred to Committee on Judiciary.

By Senator Duncan: Senate Bill No. 41—An act to amend section 809 of the Penal Code, relative to time of filing information after defendant has been examined and committed.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 42—An act to amend section 448 of the Code of Civil Procedure, relating to affidavit denying genuineness of written instrument pleaded in answer.

Bill read first time, and referred to Committee on Judiciary.

By Senator Osborne: Senate Bill No. 43—An act providing for the enlargement of the California Redwood Park, making an appropriation for the purchase of additional land therefor, and granting power to the California Redwood Park Commission to purchase the same.

Bill read first time, and referred to Committee on Conservation.

By Senator Godsil: Senate Bill No. 44—An act to create the office of Public Defender, to provide for the appointment of such officers, and prescribing their duties and compensation.

Bill read first time, and referred to Committee on Judiciary.

By Senator Otis: Senate Bill No. 45—An act relating to the paving and maintaining of highways within municipalities, and requiring the county authorities or State Highway Commission, as the case may be, to pave and maintain such highways whenever they constitute a part or connecting link of the State or county highway system and the funds therefor have been raised by a bond issue or special tax.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Senate Bill No. 46—An act to amend section 10 of the Political Code, relating to holidays.

Bill read first time, and referred to Committee on Judiciary.

By Senator Slater: Senate Joint Resolution No. 7—Relative to the protection of the poultry industry.

Resolution referred to Committee on Federal Relations.

By Senator Rominger: Senate Bill No. 47—An act to amend section 4312 of the Political Code, relating to public officers.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 48—An act to amend section 1618 of the Political Code, relating to public schools.

Bill read first time, and referred to Committee on Education.

By Senator Sample: Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 50—An act to amend section 1741 of the Political Code, relating to the powers and duties of high school boards.

Bill read first time, and referred to Committee on Education.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered:

By the Committee on Contingent Expenses:

Resolved, That the Secretary of the Senate be and she hereby is authorized to purchase for the use of the members of the Senate, forty-one sets of the 1915 edition of Deering's Pocket Codes of the State of California, with the 1919 amendments, five

volumes in each set; also forty-one volumes of Treadwell's latest edition of the constitution of the State of California, with slips of the constitutional amendments pasted in each of the said volumes; all of said sets and volumes to be paid for out of the contingent fund of the Senate.

That the Secretary of the Senate be and she hereby is authorized and directed to deliver one of said sets of Codes together with one volume of said constitution to each Senator who shall receipt for the same, and each Senator at the close of the forty-fourth session of the Legislature of the State of California shall turn over to the State Librarian the books so delivered to him.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Purkitt, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—26.

NOES—None.

INTRODUCTION AND FIRST READING OF BILLS—(OUT OF ORDER).

The following bills were introduced, and read the first time:

By Senator Rigdon: Senate Bill No. 51—An act to make available for the use of the United States Government suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed.

Bill read first time, and referred to Committee on Military Affairs.

CONSENT TO PRINT STANDING RULES.

Senator Breed asked for and was granted unanimous consent to have the proposed Standing Rules of the Senate printed in the Journal.

STANDING RULES OF THE SENATE.

CONVENING AND ORDER OF BUSINESS.

Hour of Meeting.

1. The sessions of the Senate shall be daily (Sundays excepted) beginning at ten o'clock a.m. Commencing on the second day after the constitutional recess, a recess shall be taken daily at the hour of twelve o'clock and thirty minutes p.m. until the hour of two o'clock p.m., unless otherwise ordered by a vote of the Senate.

Calling to Order.

2. The President, President pro tempore, or senior member present, shall call the Senate to order at the hour stated, and if a quorum be present proceed with the order of business.

Order of Business.

3. The order of business:

1. Roll Call.
2. Prayer by the Chaplain.
3. Reading and Approval of the Journal of the Preceding Day.
4. Presentation of Petitions.
5. Messages from the Governor.
6. Messages from the Assembly.
7. Reports of Standing Committees.
8. Reports of Select Committees.
9. Motions, Resolutions and Notices.

10. Introduction, First Reading, and Reference of Bills.
11. Consideration of Daily File.
12. Unfinished Business.
13. Special Orders of the Day.
14. Announcement of Committee Meetings.
15. Adjournment.

PRESIDING OFFICERS OF THE SENATE.

The President.

4. The rooms, passages, and buildings set apart for the use of the Senate shall be under the control and direction of the President of the Senate, and he shall have the control and direction of the journals, papers, and bills of the Senate. The President shall preside over the sessions of the Senate. He shall see that all officers of the Senate perform their respective duties, and may assign places to properly accredited newspaper representatives.

The President Pro Tempore.

5. The President pro tempore shall, in the absence of the President, take the chair and call the Senate to order at the hour of the meetings of the Senate, and have the same powers as the President, but the President pro tempore shall vote only as any other member of the Senate.

Presiding by Senators.

6. The President or President pro tempore, in the absence of the President, shall have the right to name any Senator to perform the duties of the chair, who shall be vested, during such time, with all the powers of the President, but such substitute shall not lose the right of voting on any question while so presiding.

COMMITTEES OF THE SENATE.

Appointment of Committees.

7. All standing committees of the Senate shall be named by the President of the Senate unless otherwise ordered, and the first named shall be the chairman thereof. All other committees shall be appointed in such manner as the Senate shall determine.

List of Standing Committees.

8. The following standing committees shall be appointed by the President of the Senate:

1. Agriculture, nine members.
2. Banking, eleven members.
3. Building and Loan Associations, five members.
4. Civil Service, five members.
5. Commerce and Navigation, nine members.
6. Conservation, seven members.
7. Constitutional Amendments, nine members.
8. Contingent Expenses, three members.
9. Corporations, eleven members.
10. County Government, eleven members.
11. Drainage, Swamp and Overflowed Lands, nine members.
12. Education, fifteen members.
13. Elections, eleven members.
14. Engrossment and Enrollment, three members.
15. Federal Relations, five members.
16. Finance, seventeen members.
17. Fish and Game, fifteen members.
18. Governmental Efficiency, seven members.
19. Hospitals and Asylums, nine members.
20. Insurance, nine members.
21. Irrigation, nine members.
22. Judiciary, seventeen members.
23. Labor and Capital, eleven members.
24. Manufactures, five members.
25. Military Affairs, five members.
26. Mines and Mining, five members.
27. Municipal Corporations, nine members.
28. Normal Schools, seven members.
29. Oil Industries, nine members.
30. Prisons and Reformatories, nine members.
31. Public Charities and Corrections, seven members.
32. Public Health and Quarantine, eleven members.
33. Public Morals, seven members.
34. Public Utilities, eleven members.
35. Reapportionment, fifteen members.
36. Revenue and Taxation, thirteen members.
37. Revision and Printing, three members.
38. Roads and Highways, fifteen members.
39. Rules, five members.
40. Universities, seven members.

Schedules for Committee Meetings.

9. The President shall be empowered to propose to the Senate such schedules for regular meetings of the standing committees as shall permit a full attendance of their members without conflict of committee engagements.

Quorum of Standing Committees.

10. Each standing committee shall determine (*a*) its own quorum, and (*b*) the number of votes necessary to take any action upon any bill, resolution, or other matter referred to it.

No Committee Expenditures Permitted.

11. No member of any committee shall, except by resolution of the Senate, be permitted to incur any expense by visiting any part of the State on official business, except that the chairman of the Committee on Finance shall, during the Constitutional Recess, be permitted to visit State institutions for which appropriations are asked and shall be allowed his actual expenses while on such business.

SPECIAL DUTIES OF CERTAIN COMMITTEES.

Committee on Engrossment and Enrollment.

12. All Senate bills, constitutional amendments, and joint or concurrent resolutions shall be engrossed before final action is taken on them in the Senate. The indications of new matter, omissions, or amendments appearing upon the printed bill shall be omitted from the engrossed copy of the bill. All such bills, amendments, and resolutions, after being engrossed, in pursuance of the order of the Senate, shall be carefully examined and reported back by the Committee on Engrossment and Enrollment; the engrossed copy to be transmitted to the Assembly with proper endorsements, and the original retained by the Senate. It shall be in order for the Committee on Engrossment and Enrollment to report at any time.

Engrossing and Enrolling Bills.

13. All bills ordered engrossed shall be delivered by the Secretary of the Senate to the Committee on Engrossment and Enrollment or to the clerk of that committee and a receipt in writing taken therefor, and all said bills shall be engrossed in the order of their receipt by that committee or its clerk. All Senate bills shall, after their final passage by, and receipt from the Assembly, be delivered by the Secretary of the Senate in the order of their receipt from the Assembly, to the Committee on Engrossment and Enrollment or its clerk and a receipt in writing taken therefor; and said bills shall be enrolled in the order of their receipt from the Secretary of the Senate.

Committee on Rules.

14. The Committee on Rules shall have the general duty of proposing or of presenting recommendations as to the Standing Rules of the Senate. The President pro tempore shall be the chairman of this committee, and the President shall be an ex officio nonvoting member. When executive communication of nominations shall be sent by the Governor to the Senate for their confirmation, the same shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, which motion shall be determined without debate.

Committee on Contingent Expenses.

15. No claim shall be paid out of the contingent fund of the Senate unless the same shall have been referred to and reported on by the Committee on Contingent Expenses.

Committee on Revision and Printing.

16. The Committee on Revision and Printing shall have general charge of matters connected with all printing done for the Senate. It shall have the specific duties prescribed for it in the Joint Rules of Senate and Assembly.

OTHER SENATE OFFICERS.

Secretary of the Senate.

17. 1. It shall be the duty of the Secretary of the Senate to attend every session, call the roll, read all bills, amendments, resolutions, and all papers ordered read by the Senate or the presiding officer.

2. To superintend all copying and work to be done for the Senate. To have supervision over all attaches and employees of the Senate. To assign, reassign or transfer all attaches or employees to their respective duties. To certify to and transmit to the Assembly all bills, joint and concurrent resolutions, constitutional amendments and papers requiring the concurrence of the Assembly, immediately after their passage or adoption by the Senate.

3. To keep a correct Journal of the proceedings of the Senate.

4. To notify the Assembly of the action by the Senate on all matters originating in the Assembly, and requiring action on the part of the Senate.

5. To permit no papers or records belonging to the Senate to be taken out of its custody otherwise than in the regular course of business.

Custody of Bills and Papers.

18. The Secretary of the Senate shall not permit any records or papers to be taken from the desk, or out of his custody, by any person except a chairman of a committee; but he shall deliver any bill or paper to be printed to the Superintendent of State Printing, and all bills ordered engrossed or enrolled to the Committee on Engrossment and Enrollment, and take receipts therefor.

Sergeant-at-Arms of the Senate.

19. A Sergeant-at-Arms shall be elected, to hold his office during the pleasure of the Senate, whose duty it shall be to attend the Senate during all of its sittings, to execute the commands of the Senate from time to time, together with all such process issued by authority thereof, as shall be directed to him by the President. The Sergeant-at-Arms is authorized to arrest for contempt all persons outside the bar, or in the gallery, found in loud conversation, or otherwise making a noise to the disturbance of the Senate. The actual expenses of the Sergeant-at-Arms for every arrest, for each day's custody and releasement, and the traveling expenses for himself and special messenger going and returning shall be paid out of the contingent fund, and no other fees shall be paid him beyond his per diem. It shall also be the duty of the Sergeant-at-Arms to keep the accounts for pay and mileage of Senators.

Distribution of Printed Matter.

20. The Sergeant-at-Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, and journals and histories, when printed, on the desks of Senators, at least one hour previous to the opening of session.

PREPARATION AND INTRODUCTION OF BILLS.

Introduction and First Reading.

21. Any Senator desiring to introduce a bill shall rise in his seat and address the President, and upon being recognized shall present the same. The title shall be announced by the Secretary, the bill shall be read the first time and the reason referred by the President to a standing committee.

Joint and Concurrent Resolutions and Constitutional Amendments.

22. Joint and concurrent resolutions and constitutional amendments shall be treated the same as bills; *provided*, that they shall have but one reading, which reading shall occur after they have been reported by committee.

Introduction of Bills by a Committee.

23. Any committee may introduce a bill germane to any subject within the proper consideration of such committee, whereupon the bill shall immediately be read the first time, ordered to print and placed upon the second-reading file.

Introduction of Bills after the Constitutional Recess.

24. The Committee on Rules shall constitute a standing committee on introduction of bills to serve after the constitutional recess. All motions for leave to introduce bills after the constitutional recess shall be sent to the desk in writing, under the order of "Introduction of Bills." The motion shall give the title of the bill and shall be accompanied by the bill. The bill shall thereupon be referred to the Committee on Introduction of Bills.

The committee shall examine bills referred to it with particular reference to the question as to whether there is already any bill in either house of the same character which might be amended to effect the result sought and generally as to the advisability of introducing the measure.

No bill shall be introduced without the consent of three-fourths of the members after report thereupon by the Committee on Introduction of Bills, nor shall more than two bills be introduced by any one member after the constitutional recess.

Joint and concurrent resolutions and constitutional amendments shall not be referred to the Committee on Introduction of Bills, and shall not require a vote to authorize their introduction, nor shall the number to be introduced by any one member be limited.

BILLS IN COMMITTEES.

Reference of Senate Bills.

25. At the time of introduction the President shall first indicate to what committee a bill or resolution should be referred, and it shall be so referred, unless upon a motion, without debate, the Senate by a majority vote refer it to some other committee. No debate shall be allowed on any motion to refer a bill or resolution to a committee.

Order of Reference.

26. When a resolution shall be offered, or a motion made to refer any subject and a different committee shall be proposed, the question shall be taken in the following order:

1. The Committee of the Whole Senate.
2. A Standing Committee.
3. A Select Committee.

Reference with Special Instructions.

27. No amendment shall be received for discussion at the third reading of any bill; but it shall at all times be in order, before the final passage of such bill, to move its reference to a select committee under special instructions to amend.

Reference of Assembly Bills.

28. When an Assembly bill has been received by the Senate, with a message announcing that it has passed the Assembly, such bill shall be read the first time and be referred by the President to a standing committee; *provided, however*, that when an Assembly bill is received, the text of which is stated by a member to be identical with that of a Senate bill which has already been considered and reported by a standing committee of the Senate, such Assembly bill shall be referred to the Committee on Engrossment and Enrollment for comparison, which committee shall report without delay, whether or not such bill is identical with the Senate bill. If reported identical, such Assembly bill shall be substituted for the Senate bill, shall take its place on the second reading file and be considered as having received the same committee recommendation as the Senate bill; *provided*, that the fact that the bills are identical shall be entered in the Journal. Such Senate bill shall thereupon be placed upon the file of unfinished business.

Reference of Appropriation Bills.

29. All bills appropriating money from any fund shall be referred to the Committee on Finance before being read the second time. Concurrent resolutions for adjournment *sine die* shall in all cases whether originating in the Senate or coming from the Assembly be referred to the Committee on Finance.

Notice to Author of Bill.

30. The chairman or clerk of each committee of the Senate shall notify the author of any bill or resolution pending before such committee of the hour and place of hearing or acting upon such bill or proceeding.

Committee Amendments to Bills.

31. When amendments to a bill are reported by a committee, the clerk of such committee shall prepare three copies of each amendment, one to go with the bill to the Superintendent of State Printing, one to the Minute Clerk, and one to the Secretary of the Senate.

Reports of Committees.

32. All committees shall act upon bills referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Senate forthwith, and the chairman of each committee is charged with the observance of this rule; *provided*, that the Senate may at any time, by a majority vote, recall a bill from any committee.

ORDER OF CONSIDERING BILLS.

Order of Making File.

33. When bills are reported from committees they shall be placed upon the General File, to be kept by the Secretary as follows: All bills when reported to the Senate by the committees shall be placed at the foot of the second-reading file, in the order in which the reports are made, and after the second reading they shall be placed at the foot of the third-reading file, in the order of reading, and precedence shall be given in the consideration of bills in the following order: Second-reading file and third-reading file, unless otherwise ordered by unanimous consent or by a two-thirds vote of the Senate. The bills upon third reading shall be considered in the order in which they appear upon the file, unless otherwise ordered by unanimous consent or by vote of majority of the members present; such vote to be taken by roll call; *provided*, that if a bill is passed on file for any reason, other than absence of the author by leave of the Senate, note of the fact shall be made in the General File, and when passed on file a second time, the bill shall be ordered at the foot of the file, and notice of the fact of the bill having been passed on file prior to the order placing it at the foot of the file shall be omitted from the General File.

The General File.

34. The General File shall be the special order for each day between such hours as the Senate may determine, unless sooner disposed of; but no bill shall lose its place upon the file by expiration of the time or by adjournment of the Senate while it is under consideration.

Special Order.

35. Any subject may, by vote of a majority of those voting, be made a special order, and when the time fixed for its consideration arrives, the presiding officer shall lay it before the Senate.

Three Readings of Bills.

36. Every bill shall be read on three several days previous to its passage (unless in case of urgency, two-thirds of the membership of the Senate in which it is being considered shall by vote of the ayes and noes dispense with this provision).

Ordering Bills to Third Reading.

37. After being read the second time bills shall be ordered by the President to third reading (or, in the case of Senate bills, to engrossment and third reading). When any member makes objection to any bill thus being ordered to third reading, the final question for such bill shall be, "Shall the bill be ordered to third reading?"

Bills Considered During Last Seven Days.

38. No Senate bill shall be passed by the Senate within seven days of the time set for adjournment *sine die* of the two houses of the Legislature unless permission to vote on such a bill be granted by a three-fourths vote of the entire membership of the Senate, voting by roll-call.

QUESTIONS AND MOTIONS.

Precedence of Motions During Debate.

39. When a question is under debate, no motion shall be received but the following privileged questions, which shall have precedence in the following order:

1. To adjourn.
2. For a call of the Senate.
3. To lay on the table.
4. To postpone to a day certain.
5. To commit.
6. To amend.
7. To postpone indefinitely.

Provided, however, that during a call of the Senate, it may consider and transact any matter or business that the Senators then present shall unanimously decide to consider, but no call of the Senate shall be had during a roll call of the Senate, on any matter so taken up or considered while the Senate is under call. When a call of the Senate is ordered, pending the completion of a roll call, the pending roll call shall become unfinished business the consideration of which shall be continued until further proceedings under the call of the Senate are dispensed with, when it will forthwith become the order of business before the Senate.

Amendment or Division of Questions.

40. An amendment may be laid on the table without prejudice to the bill. When an amendment proposed to any pending measure shall be laid on the table, it shall not carry with it or prejudice such measure.

If the question in debate contains several propositions, any Senator may have the same divided; except a motion to strike out and insert shall not be divided. The rejection of a motion to strike out and insert one proposition shall not prevent a motion to strike out and insert a different proposition, nor shall it prevent a motion to simply strike out, nor shall the rejection of a motion to strike out prevent a motion to strike out and insert; but pending a motion to strike out and insert, the part to be stricken out and the part to be inserted shall each be regarded, for the purpose of amendment, as a question. Motions to amend the part to be stricken out shall have precedence.

Restriction as to Amendments.

41. A substitute or amendment must relate to the same subject as the original bill, resolution or constitutional amendment under consideration.

Vote Required for Amendments.

42. A constitutional amendment or bill requiring a vote of two-thirds of the members elected to the Senate for final adoption or passage may be amended by a majority of those voting.

PROCEDURE OF DEBATE.

Seconding and Announcement of Motion.

43. No motion shall be debated until the same be seconded and distinctly announced by the President; and it shall be reduced to writing if desired by the President or any Senator, and read by the Secretary, before the same shall be debated.

Regulation as to Speaking.

44. 1. When a Senator desires to address the Senate he shall rise in his place, address the President, and when recognized he shall proceed to speak.

2. No Senator shall speak more than twice in any one debate on the same day, and at the same stage of the bill, without leave; and Senators who have once spoken shall not again be entitled to the floor (except for explanation) so long as any Senator who has not spoken desires to speak.

3. No Senator shall be interrupted when speaking, and no question shall be asked him except those through the presiding officer.

4. The author of a bill, motion, or resolution shall have the privilege of closing the debate.

Securing of the Floor.

45. When two or more Senators arise at the same time to address the Senate, the presiding officer shall designate the Senator who is entitled to the floor.

Order in Debate.

46. When a Senator shall be called to order he shall sit down until the President shall have determined whether he is in order or not; and every question of order shall be decided by the President, subject to an appeal to the Senate by any Senator. If a Senator be called to order for words spoken, the objectionable language shall immediately be taken down in writing by the Secretary of the Senate.

The Previous Question.

47. The previous question shall be put in the following form: "Shall the question be now put?" It shall be admitted only when demanded by a majority of the Senators present upon division; and its effect shall be to put an end to all debate except that the author of the bill or the amendments shall have the right to close, and the question under discussion shall thereupon be immediately put to a vote. On a motion for the previous question prior to a vote being taken by the Senate, a call of the Senate shall be in order.

Executive Session.

48. When a motion is adopted to close the doors of the Senate, on the discussion of any business, which may, in the opinion of the Senate, require an executive session, the President shall require all persons, except the Senators, President of the Senate, Secretary, Minute Clerk, and Sergeant-at-Arms, to withdraw, and during the discussion of said business the doors shall remain closed. Every Senator and officer present shall keep secret all matters and proceedings concerning which secrecy shall be enjoined by order of the Senate.

VOTING BY SENATE.

Calling Ayes and Noes.

49. When the ayes and noes shall be called for by three members present, every member within the bar of the Senate at the time the question was put shall declare openly, and without debate, assent or dissent to the question. In taking the ayes and noes, and upon the call of the Senate, the names of the Senators shall be taken alphabetically. When the ayes and noes shall be taken upon any question in pursuance of this rule, no Senator shall be permitted, under any circumstances whatever, to vote after the announcement of the vote by the presiding officer.

Excuse from Voting.

50. When a Senator declines to vote on a call of his name he shall be required to assign his reasons therefor, and having assigned them, the presiding officer shall submit the question to the Senate: "Shall the Senator, for the reasons assigned by him, be excused from voting?" which shall be decided without debate. And these proceedings shall be had after the roll call and before the result is announced, and any further proceedings in reference thereto shall be after such announcement.

Reconsideration of Vote.

51. On the day succeeding that on which a final vote on any bill, concurrent or joint resolution, or constitutional amendment has been taken, said vote may be reconsidered on motion of any Senator; *provided*, notice of intention to move such reconsideration shall have been given on the day on which such final vote was taken, by a Senator voting with the prevailing side; and it shall not be in order to reconsider on the day on which such final vote was taken. Said motion for reconsideration shall have precedence over every other motion, except a motion to adjourn. It shall require twenty-one votes to carry any motion to reconsider the vote by which any bill, concurrent or joint resolution, has been passed or defeated, fourteen votes to reconsider the vote by which any constitutional amendment has been passed, and twenty-seven votes to carry any motion to reconsider the vote by which any constitutional amendment has been defeated. Notice of reconsideration of the vote by which a Senate bill was passed, or a Senate joint resolution, Senate concurrent resolution or Senate constitutional amendment adopted, shall not be in order on or after the eighth day preceding the last day of the session. No notice of reconsideration shall be in order on the day preceding the last day of the session.

When Bill Is Held for Reconsideration.

52. If a Senator gives notice that he intends to move a reconsideration, the Secretary shall not transmit the bill, concurrent or joint resolution, or constitutional amendment to the Assembly till the reconsideration is disposed of, or the time for moving the same has expired, unless the bill or resolution has already been transmitted to the Assembly.

When Bill Is Recalled for Reconsideration.

53. When a bill, resolution, amendment, order or message upon which a vote has been taken shall have gone out of the possession of the Senate and been communicated to the Assembly, a motion to reconsider shall be preceded by a motion to request the Assembly to return the same, which last-named motion shall be acted upon immediately and without debate, and if determined in the negative shall be a final disposition of the motion to reconsider.

Debate on Motion to Reconsider.

54. A Senator, after a notice to reconsider is given, as provided in Rule 53, shall, at the reconsideration thereof, present the main question in his argument thereon, and the same shall be debated by the Senate, provided that the subject matter is debatable, and the vote on reconsideration shall be on the merits of the main question

MESSAGES AND OTHER PAPERS.

Messengers from the Governor.

55. Messengers from the Governor may be introduced at any stage of business except while a question is being put, while the ayes and noes are being called, while ballots are being counted, or while a Senator is addressing the Senate.

Messengers from the Assembly.

56. Messengers from the Assembly may be introduced at any stage of business, except while a question is being put, while the ayes and noes are being called, while ballots are being counted, or while a member is addressing the Senate.

Consideration of Assembly Messages.

57. Messages from the Assembly may be considered when indicated by the Order of Business, or at any other time, by unanimous consent, or by vote of the Senate.

Reading of Papers.

58. When the reading of a paper (except a petition) is called for, and the same is objected to by any Senator, the question shall be determined by a vote of the Senate.

CONTENTS OF SENATE JOURNAL.

Proceedings to Be Printed.

59. The proceedings of the Senate, when not acting as a Committee of the Whole, shall be entered in the Journal as concisely as possible, care being taken to record a true and accurate account of the proceedings.

Titles of Bills to Be Printed.

60. The titles of all bills, joint and concurrent resolutions, and constitutional amendments introduced shall be printed in the Journal.

Statement of Petitions to Be Printed.

61. Every vote and a brief statement of the contents of each petition, memorial, or paper presented to the Senate shall be entered in the Journal.

Other Matter to Be Printed.

62. Messages from the Governor (other than biennial messages and inaugural addresses), joint and concurrent resolutions and constitutional amendments, when adopted, and the titles of all bills, joint and concurrent resolutions and constitutional amendments, when acted upon by the Senate, shall be printed in the Journal in full, *provided*, that in case of a concurrent resolution offering the adoption of a charter or charter amendments of any kind, the text of such charter or charter amendments shall not be printed in the Journal.

LEGISLATIVE PRINTING.

Number of Bills Printed.

63. Fifteen hundred copies of all bills shall be printed; and the Sergeant-at-Arms shall be required to certify to the reception by the Senate of all printed matter, and the quantity. One copy of each bill or paper printed by order of the Senate shall be delivered to each Senator at his desk, and the balance shall be distributed according to law.

Number of Journals Printed.

64. The Superintendent of State Printing shall print one thousand copies of the Journal of each day's proceedings of the Senate, and one copy of the same shall be placed upon each Senator's desk, and a sufficient number sent to the Assembly to supply each Assemblyman with one copy; he shall also print a sufficient number of copies, properly paged, to bind in book form as the Journal of the Senate, at the end of the session, as required by law.

Number of Other Documents Printed.

65. Seven hundred fifty copies shall be printed of each document or other matter ordered, unless the Senate especially directs a different number.

Excess Printing Only on Written Order.

66. The Superintendent of State Printing shall not print for the use of the Senate any matter other than provided by law, unless upon a written order signed by the Secretary. The Secretary may, when necessity requires it, order from the State Printer such printing as he deems necessary to be printed in advance of the regular order of business, under a specially prepared written order, to be known as a "Rush Order."

Form of Printing Amendments.

67. All bills amended shall immediately be reprinted: the new matter added by any amendments to be enclosed in heavy brackets, and the omission of any matter to be indicated by the insertion of heavy parentheses.

THE SENATE CHAMBER.

Admission Within Bar of Senate.

68. It shall be the duty of the gatekeeper to prevent all persons, except Senators, ex-Senators, members of the Assembly, State officers, officers of the two houses, and such accredited newspaper representatives as have seats assigned to them by the President, from coming within the bar of the Senate, unless upon invitation of the President or a Senator; provided, that no visitor shall be allowed upon the floor while the Senate is in session.

No Lobbying in Senate Chamber.

69. No person engaged in presenting to the Senate or any of its committees any business, claim, or legislation, shall be permitted to engage in such business in the Senate Chamber or be permitted on the floor of the Senate at any time while the Senate is in session. Any person transgressing this rule shall be removed from the floor of the Senate and shall be debarred from the privilege of the floor during the remainder of the entire session. The President and President pro tempore are charged with the enforcement of this rule, and this rule can not be suspended except by a two-thirds vote of the entire Senate.

Maintaining of Order.

70. In case of a disturbance or disorderly conduct in the lobbies, the President (or Chairman of the Committee of the Whole) shall have the power to order the same cleared.

Smoking Within Senate Chamber.

71. No smoking shall be allowed within the Senate Chamber when objected to by the presiding officer or by any five members.

MISCELLANEOUS PROVISIONS.

Duties of Members.

72. No Senator shall absent himself from attendance upon the Senate without leave first obtained. A less number than a quorum of the Senate is hereby authorized to send the Sergeant-at-Arms, or any other person, for any and all absent Senators at the expense of such absent Senators, respectively, unless such excuse for nonattendance as shall be made to the Senate, when a quorum is convened, shall be judged sufficient, and in that case the expense shall be paid out of the Contingent Fund of the Senate; and this rule shall apply as well to the first convention of the Senate, at the legal time of meeting, as to each day of the session after the hour has arrived to which the Senate stood adjourned. The President or Acting President of the Senate, or less than a quorum present, shall have the power to issue process directed to the Sergeant-at-Arms, or to any other person, to compel the attendance of Senators absent without leave. Any Senator who shall refuse to obey such process unless sick or unable to attend, shall be deemed guilty of contempt of the Senate, and the Sergeant-at-Arms, or any other person, to whom such process may be directed, shall have power to use such force as may be necessary to compel the attendance of such absent Senator, and for this purpose he may command the force of the county, or of any county in the State.

Parliamentary Rules.

73. In all cases not provided for by these rules, or by the Joint Rules of Senate and Assembly, the authority shall be Robert's Rules of Order.

Suspension or Change of Rules.

74. No standing rules or order of the Senate shall be rescinded or changed without a vote of two-thirds of the entire Senate, and one day's notice being given of the motion therefor; but a rule or order may be suspended temporarily by a vote of two-thirds of the members of the Senate, except that portion of Rule 13, relating to the order of enrolling bills. All proposed amendments to these rules shall, upon presentation, be referred to the Committee on Rules without debate.

ADJOURNMENT.

At eleven o'clock and thirty minutes a.m., on motion of Senator Breed, the President declared the Senate adjourned until eleven o'clock a.m., Monday, January 10, 1921.

IN SENATE.

SENATE CHAMBER.

SACRAMENTO, Monday, January 10, 1921.

Pursuant to adjournment, the Senate met at eleven o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, E. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Gerdel, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Young—35.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Friday, January 7, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRESENTATION OF PETITION.

The following petition was presented by the President, and ordered printed in the Journal:

OFFICES OF THE BERKELEY CHAMBER OF COMMERCE.

At a public meeting, held at the Berkeley high school auditorium, Wednesday evening, January 5, the following resolution was unanimously adopted:

WHEREAS, The water resources of California, if properly applied to the development of hydroelectric power, the agricultural land and the use of [illegible] are California's greatest asset; and

WHEREAS, California and the United States government, under the direction of the United States Geological Survey, at a cost of over $1,000,000, have completed a complete survey of the State; and

WHEREAS, Using these surveys as a basis for his conclusions, Colonel R. B. Marshall has outlined a plan for the irrigation of 12,000,000 acres in California, and asks that this plan be investigated; now, therefore, be it

Resolved, That the citizens here assembled hereby petition the California Legislature to appropriate the necessary funds for the complete investigation of the feasibility of the Marshall plan and to appoint a representative body of men to conduct this investigation; furthermore, that copies of this resolution be sent to the Governor of California, the Speaker of the Assembly and the President of the Senate.

LEAVES OF ABSENCE.

Senator Scott was, on motion of Senator Crowley, granted leave of absence for this day.

Senator Canepa was, on motion of Senator Crowley, granted leave of absence for this day.

Senator Jones was, on motion of Senator Carr, W. J., granted leave of absence for this day.

Senator Dennett was, on motion of Senator Harris, granted leave of absence for this day.

Senator Chamberlin was, on motion of Senator Rominger, granted leave of absence for this day.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber, for this day, was unanimously extended to Hon. Murray Innes of San Francisco.

PRESS REPRESENTATIVES.

The President announced that he had approved the applications of the following press representatives and had assigned them to seats on the floor:

San Francisco Examiner—Clem Whitaker, Wm. H. Jordan, Edward H. Hamilton, Oscar Chopin.
San Francisco Bulletin—Charles R. Fulweiler.
Oakland Tribune—Ad B. Schuster.
Sierra Educational News—A. H. Chamberlain, J. A. Beek, E. Morris Cox.
Sacramento Bee—Carlos K. McClatchy, J. E. Langdon, H. R. McLaughlin, Harry Hosking, Walter P. Jones, Leo McClatchy, Harold Wahl, Darwin J. Smith.
Sacramento Union—Ben S. Allen, John A. Henshall, Geo. B. Ackerman.
Daily Legislative Bulletin (issued by the Sacramento Chamber of Commerce)—Irwin Engler, A. S. Dudley.
Stockton Daily Record—Sheldon B. Davis, Irving Martin.
San Francisco Chronicle—C. B. Dodds, Kenneth C. Adams.
United Press Association—Pat Frayne, Vid Larsen.
Pacific Rural Press—R. E. Hodges.
Ventura Free Press and *San Jose News*—Franklin Hichborn.
Associated Chambers of Commerce—E. E. Bowles.
Los Angeles Examiner—Otheman Stevens.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, January 10, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 7—Relative to protection of poultry industry—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

EDEN, Chairman.

Senate Joint Resolution No. 7 ordered to engrossment.

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 10, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Joint Resolution No. 7—Relative to the protection of the poultry industry—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF SENATE JOINT RESOLUTION—(OUT OF ORDER).

Senator Slater asked for, and was granted, unanimous consent to take up for consideration, at this time, Senate Joint Resolution No. 7 for the purpose of adoption.

SENATE JOINT RESOLUTION No. 7.

Relative to the protection of the poultry industry.

WHEREAS, The poultry industry of California is one of the most important industries of the country and producing annually many millions of dollars; and

WHEREAS, Eggs are being imported in enormous quantities into our local markets; and

WHEREAS, The poultry industry of California now faces a grave menace which can not be avoided unless such protection is granted as will afford an adequate safeguard to the investments of American poultry men; now, therefore, be it

Resolved by the Senate and Assembly, jointly, That the Legislature of the State of California hereby memorializes Congress to adopt such measures as will afford adequate and proper protection to the poultry industry of this country; and be it further

Resolved, That our Senators and Representatives in Congress be and they are hereby urged and requested to use all honorable means to secure the adoption of such a tariff; and be it further

Resolved, That duly authenticated copies of these resolutions be transmitted to each of our Senators and Representatives in Congress, to each of the members of the Ways and Means Committee of the House of Representatives and to the members of the United States Tariff Commission now meeting at Washington.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 7 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—29.

NOES—None.

Senate Joint Resolution No. 7 ordered transmitted to the Assembly.

COMMUNICATION.

The following communication was read, and ordered printed in the Journal:

SAN FRANCISCO, January 10, 1921.

To the Senate of the State of California.

A cordial invitation is extended to you to witness the ceremonies of the Electoral College of California during which the ballots will be cast for President and Vice-President of the United States at the State Capitol, Sacramento, Monday, January 10, 1921, at two o'clock, p. m.

RAYMOND BENJAMIN.
Chairman Republican State Committee.

ELIZABETH HUGHES, Secretary.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved, That the invitation to attend the ceremonies of the Electoral College of California, to be held at the State Capitol, Sacramento, on Monday, January 10, 1921, at two o'clock p.m., be and is hereby accepted.

Resolution read, and on motion of Senator Breed adopted.

APPOINTMENT BY THE PRESIDENT—(OUT OF ORDER).

The following communication was received and read:

To the Senate of the State of California.

I beg leave to inform you that I have appointed E. S. Rigdon, Jr., as Page, at a per diem of $2.50, and respectfully request the consent of the Senate thereto.

C. C. YOUNG, President of the Senate.

Senator Breed moved that the appointment be confirmed by the Senate.

The question being on the confirmation of the appointment, the roll was called, and the appointment confirmed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

RESOLUTION.

The following resolution was offered by Senator Breed:

Resolved, That the following named persons be and they are hereby appointed to the respective positions hereinafter set forth as provided by law, with the compensation set opposite their names, payable weekly, and the Controller is hereby directed

to draw his warrants for the said respective amounts, and the Treasurer is directed to pay the same:

Lottie Heard, Stenographer	$5 00 per day
Evelyn Ball, Stenographer	5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

INTRODUCTION AND FIRST READING OF BILLS, ETC.

The following bills were introduced, and referred as indicated:

By Senator Otis: Senate Bill No. 52—An act to amend section 703 of the Code of Civil Procedure, relating to the redemption of property sold on execution.

Bill read first time, and referred to Committee on Judiciary.

By Senator Sample: Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks.

Bill read first time, and referred to Committee on Public Utilities.

By Senator Breed: Senate Bill No. 54—An act to amend section 15 of an act entitled, "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a public school teachers' retirement fund, and also a public school teachers' permanent fund; providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 55—An act appropriating money to provide for the widening, grading, paving, curbing, guttering and drainage of that portion of Oxford street, Berkeley, California, fronting upon property of the University of California.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 56—An act to regulate the method of voting for and electing candidates for judicial offices at primary and general elections by giving each office a designating number for the purposes of elections where two or more persons are to be elected to the same judicial office for the same term at the same election.

Bill read first time, and referred to Committee on Elections.

Also: Senate Concurrent Resolution No. 5—Relative to the adjournment of the Legislature for the constitutional recess and to the reassembling of the Legislature after said recess, and fixing the date for said adjournment and reassembling.

Resolution referred to Committee on Rules.

By Senator Lyon: Senate Bill No. 57—An act to regulate the business of insurance companies other than life insurance companies.

Bill read first time, referred to Committee on Insurance.

By Senator Rigdon: Senate Concurrent Resolution No. 6—Relative to amendment to the charter of the city of Salinas, voted and ratified by the electors of said city at the regular election held on the second day of November, 1920.

Resolution referred to Committee on Municipal Corporations.

By Senator Shearer: Senate Bill No. 58—An act to recognize and declare valid all proceedings in Butte Valley Irrigation District.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 59—An act to recognize and declare valid all proceedings in Surprise Valley Irrigation District.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 60—An act to recognize and declare valid all proceedings in Scott Valley Irrigation District.

Bill read first time, and referred to Committee on Irrigation.

By Senator Ingram: Senate Bill No. 61—An act to repeal section 1168 of the Penal Code, relating to indeterminate sentences.

Bill read first time, and referred to Committee on Prisons and Reformatories.

Also: Senate Bill No. 62—An act making an appropriation to defray the expenses of legislative mailing handled by the Superintendent of State Printing, for the forty-fourth session of the Legislature of the State of California.

Bill read first time, and referred to Committee on Revision and Printing.

Also: Senate Joint Resolution No. 8—Relative to the endorsement of the McFadden bill to protect the gold monetary reserve of the United States by stimulating the gold production.

Resolution referred to Committee on Federal Relations.

By Senator Slater: Senate Bill No. 63—An act to provide for the completion of the restoration of the Mission San Francisco del Solano, in the city of Sonoma, State of California, and making an appropriation therefor.

Bill read first time, and referred to Committee on Finance.

By Senator Nelson: Senate Bill No. 64—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings.

Bill read first time, and referred to Committee on Conservation.

By Senator McDonald: Senate Bill No. 65—An act limiting the hours of labor of females employed as personal or domestic servants and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act and for permitting or suffering any

overseer, superintendent, foreman, housekeeper, or any other agent of any such employer to violate the provisions of this act.

Bill read first time, and referred to Committee on Labor and Capital.

By Senator Inman: Senate Bill No. 66—An act requiring corporations to file certain reports with the State and prescribing penalties for violation of the provision hereof.

Bill read first time, and referred to Committee on Corporations.

Also: Senate Bill No. 67—An act to add a new section to the Penal Code, to be numbered 288*b*, relating to the punishment of sex offenses.

Bill read first time, and referred to Committee on Judiciary.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered:

By Senator Lyon:

WHEREAS, Through the death of former Assistant Secretary of the Senate, J. W. Kavanagh, the Senate of the State of California lost one of its most valuable officers; and

WHEREAS, Lewis A. Hilborn, a former Secretary of the Senate, having an intimate knowledge of the organization of the Senate, volunteered his services to the members in perfecting their organization for the forty-fourth session, which assistance was given to the Senate by him without compensation; now, therefore, be it

Resolved, That the Senate hereby express to Lewis A. Hilborn its deep appreciation for his services and assures him that such assistance greatly facilitated its organization for this session.

Resolution read, and on motion of Senator Lyon adopted.

RECESS.

At twelve o'clock and five minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened, Senator A. H. Breed, President pro tempore of the Senate, in the chair.

RECESS.

At two o'clock and five minutes p.m., on motion of Senator Gates, the President pro tempore declared the Senate at recess until the hour of four o'clock p.m., for the purpose of having the Senate attend in a body the casting of the California electoral vote for President and Vice President of the United States in the Assembly Chamber.

RECONVENED.

At four o'clock p.m., the Senate reconvened, Senator A. H. Breed, President pro tempore of the Senate, in the chair.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

On motion of Senator Rigdon, the following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, January 10, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the following:

Senate Joint Resolution No. 4—Relative to naturalization and property rights of aliens;

Also: Senate Joint Resolution No. 3—Relating to the protection of the quicksilver mining industry;

Also: Senate Joint Resolution No. 7—Relative to the protection of the poultry industry.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By W. E. MONAHAN, First Assistant Chief Clerk.

Senate Joint Resolutions Nos. 3, 4 and 7 ordered to enrollment.

ADJOURNMENT.

At four o'clock and ten minutes p.m., on motion of Senator Crowley, the President pro tempore declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,
SACRAMENTO, Tuesday, January 11, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gedsel, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Young—37.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Monday, January 10, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVES OF ABSENCE.

Senator Boggs was, on motion of Senator Harris, granted leave of absence for this day.

Senator Scott was, on motion of Senator Flaherty, granted leave of absence for this day.

Senator Jones was, on motion of Senator Carr, W. J., granted leave of absence for this day.

Senator Irwin was, on motion of Senator Eden, granted leave of absence for this day.

Senator Chamberlin was, on motion of Senator Rominger, granted leave of absence for this day.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 11, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Joint Resolution No. 3—Relating to the protection of the quicksilver mining industry;

Also: Senate Joint Resolution No. 4—Relative to naturalization and property rights of aliens;

Also: Senate Joint Resolution No. 7—Relative to the protection of the poultry industry;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this eleventh day of January, 1921, at 10 o'clock a.m.

OSBORNE, Chairman.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Otis, the privilege of the floor of the Senate for the day was unanimously extended to Hon. John N. Calkins of Oakland.

On request of Senator Otis, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. T. P. Wittschen of Oakland.

RESOLUTIONS

The following resolutions were offered:

By Senator Breed:

Resolved, That the following named persons be and they are hereby appointed to the respective positions hereinafter set forth as provided by law, with the compensation set opposite their names, payable weekly, and the Controller is hereby directed to draw his warrants for the said respective amounts, and the Treasurer is directed to pay the same:

Claire Paulsen, Stenographer..... $5 00 per day
Mrs. Esta Mitchell, Stenographer..... 5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Also:

Resolved, That Edwin Meese, Jr., Stenographer at $5.00 per day, be transferred to Clerk of the Finance Committee at $6.00 per day.

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

INTRODUCTION AND FIRST READING OF BILLS.

The following bills, etc., were introduced:

By Senator Johnson: Senate Bill No. 68—An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof, and repealing an act entitled "An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof," approved May 7, 1919.

Bill read first time, and referred to Committee on Judiciary.

By Senator Hart: Senate Concurrent Resolution No. 7—Approving eight certain amendments to the charter of the city of Los Angeles, in the county of Los Angeles, State of California, voted for and ratified by the electors of said city of Los Angeles at a special municipal election held therein on the second day of November, 1920.

Resolution referred to Committee on Municipal Corporations.

By Senator Anderson: Senate Bill No. 69—An act to amend section 10 of the Political Code, relating to holidays.

Bill read first time, and referred to Committee on Judiciary.

By Senator Sample: Senate Bill No. 70—An act making an appropriation for the care, maintenance and repair of the California State Building at the site of the Panama-California International Exposition

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 71—An act authorizing the city of San Diego and the authorities thereof to convey certain portions of Balboa Park in said city to the San Diego school district for school purposes.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senators Slater and Sharkey: Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 2 of article IV, relating to sessions of the Legislature.

Amendment referred to Committee on Constitutional Amendments.

By Senator Sharkey: Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron-Bethany Irrigation District.

Bill read first time, and referred to Committee on Irrigation.

By Senator Dennett: Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District.

Bill read first time, and referred to Committee on Irrigation.

By Senator Crowley: Senate Bill No. 74—An act to amend section 690 of the Code of Civil Procedure, relating to exemptions from execution or attachment.

Bill read first time, and referred to Committee on Judiciary.

By Senator McDonald: Senate Bill No. 75—An act making an appropriation for the support of orphans, half orphans and abandoned children.

Bill read first time, and referred to Committee on Public Charities and Corrections.

By Senator Ingram: Senate Bill No. 76—An act to amend section 4260 of the Political Code, relating to salaries of county officers in counties of the thirty-second class.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 77—An act to amend section 4263 of the Political Code, relating to salaries of county officers in counties of the thirty-ninth class.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 78—An act to amend section 4282 of the Political Code, relating to salaries of county officers in counties of the fifty-sixth class.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 79—An act to amend section 4274 of the Political Code, relating to salaries of county officers in counties of the forty-eighth class.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 80—An act to amend section 4280 of the Political Code, relating to salaries of county officers in counties of the fiftieth class.

Bill read first time, and referred to Committee on County Government.

By Senator Inman: Senate Concurrent Resolution No. 8—Relating to an investigation of the procedure and decisions of the Railroad Commission.

Resolution referred to Committee on Public Utilities.

By Senator Shearer: Senate Bill No. 81—An act to amend section 31 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Joint Resolution No. 9—Relative to the construction by the United States Reclamation Service or other public agency in Long Valley, Lassen County, California, of a unit of the Truckee-Carson Project under construction by the United States Reclamation Service in Nevada.

Resolution referred to Committee on Federal Relations.

By Senator Duncan: Senate Bill No. 82—An act to recognize and declare valid all proceedings in Drainage District No. 200 of Butte County.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Senator Godsil: Senate Bill No. 83—An act to amend section 2552 of the Political Code, relating to the compensation of the officers and employees of the State Board of Harbor Commissioners at San Francisco.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator Duncan: Senate Bill No. 84—An act to amend section 4277 of the Political Code, relating to salaries, fees and compensation of officers of counties of the forty-first class.

Bill read first time, and referred to Committee on County Government.

ANNOUNCEMENT BY THE PRESIDENT.

The President announced to the members of the Senate that the Sacramento Chamber of Commerce had extended to the members of the legislature and state officials a cordial invitation to attend a banquet to be held at the Masonic Temple, Twelfth and J streets, Tuesday, January 18, at 6.30 o'clock p.m., and requested the Senators to reserve the evening for the purpose of attending.

ANNOUNCEMENT OF PUBLIC MEETING.

Senator Inman announced a joint public meeting of the Public Utilities Committees of the Senate and Assembly to be held in the Senate Chamber, Tuesday, January 18, 1921, at two o'clock p.m.

ADJOURNMENT.

At ten o'clock and forty-five minutes a.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Wednesday, January 12, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, E. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—39.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF JOURNAL.

During the reading of the Journal of Tuesday, January 11, 1921, the further reading was dispensed with, on motion of Senator Rush.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON CONTINGENT EXPENSES.

SENATE CHAMBER, SACRAMENTO, January 12, 1921.

MR. PRESIDENT: Your Committee on Contingent Expenses, to which was referred the following resolution, by Senator Burnett:

Resolved, That the Secretary of the Senate be and she is hereby directed to secure for the use of the members of the Senate, fifty copies of the Legislative Manual and Form Book,

Has had the same under consideration, and respectfully reports the same back, and recommends that it be not adopted.

ARBUCKLE, Chairman.

Resolution read.

Consideration postponed because of absence of author of resolution.

PRIVILEGE OF THE FLOOR OF THE SENATE.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Neil E. Larkins of San Francisco.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Jason Goldstein of Chico.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. C. H. Hayden and to Mrs. C. H. Hayden of Martinez.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. Harry J. Ewing and Mrs. Mabel W. Dorsey of San Jose; Mrs. W. H. Marston and Mrs. Henry G. Tardy of Oakland; Mrs. W. B. Stanton of Berkeley; Mrs. J. C. Hayes, Mrs. C. S. Flickmeyer and Mrs. W. H. Davison of San Jose; and Mrs. W. J. Wilson of Newcastle.

RESOLUTIONS.

The following resolution was offered:

By Senator Breed:

Resolved, That the following named person be stricken from the list of Senate attaches, and her name be stricken from the pay roll of the Senate:

Emma Grondona, Committee Clerk ..... $4 00 per day

Resolution read, and on motion of Senator Breed adopted.

Also:

Resolved, That the following named person be and he is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite his name, payable weekly, and the Controller is hereby directed to draw his warrants for the said amount, and the Treasurer is directed to pay the same.

Henry Lill, Assistant Sergeant-at-Arms.....$5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—30.

NOES—None.

PRESS REPRESENTATIVES.

The President announced that he had approved the applications of the following press representatives and had assigned them to seats on the floor:

San Francisco Call and *International News Service*—Alan McEwen, Edgar T. Gleeson.

Western Railway Journal—A. M. Gunsalus, Carry Irvine.

Associated Press—K. C. Ingram, Denton Crow.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read:

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, January 11, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 1—Relative to approving fifteen certain amendments to the charter of the city and county of San Francisco, State of California, voted for and ratified by the electors of said city and county of San Francisco, at a general election held therein on the second day of November, 1920—has had the same under consideration and respectfully reports the same back, and recommends that it be adopted.

CARR, F. M., Chairman.

Senate Concurrent Resolution No. 1 ordered to engrossment.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 2—Approving the charter of the city of Fresno, State of California, ratified by the qualified electors of said city at the

general election held on the second day of November, 1920—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

CARR, F. M., Chairman.

Senate Concurrent Resolution No. 2 ordered to engrossment.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 4—Relative to approval of amendments to the charter of the city of San Diego—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

CARR, F. M., Chairman.

Senate Concurrent Resolution No. 4 ordered to engrossment.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 49—An act giving and granting to the board of park commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

CARR, F. M., Chairman.

Senate Bill No. 49 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 3—Relative to approving four certain amendments to the charter of the city of Alameda, in the county of Alameda, State of California, voted for and ratified by the electors of said city of Alameda at a special municipal election held therein on the thirty-first day of August, 1920—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

CARR, F. M., Chairman.

Senate Concurrent Resolution No. 3 ordered to engrossment.

INTRODUCTION AND FIRST READING OF BILLS, ETC.

The following bills, etc., were introduced:

By Senator Duncan: Senate Bill No. 85—An act to amend sections 4005c and 4006 of the Political Code, relating to the population and classification of the several counties of the State.

Bill read first time, and referred to committee on County Government.

RUSH ORDER TO PRINTER.

On motion of Senator Duncan, the Secretary was directed to issue a rush order for printing Senate Bill No. 85.

By Senator Anderson: Senate Bill No. 86—An act relating to the conduct of elections and to provide an additional and cumulative system in receiving and counting ballots and making returns thereof.

Bill read first time, and referred to Committee on Elections.

By Senator Ingram: Senate Concurrent Resolution No. 9—Relative to approving the charter of the city of Grass Valley, of the State of California, voted for and ratified by the qualified voters of said city of Grass Valley at a special municipal election held therein for that purpose on the thirtieth day of November, 1920.

Resolution referred to Committee on Municipal Corporations.

By Senator Lyon: Senate Bill No. 87—An act to amend section 94 of the Penal Code, relating to crimes against public justice.

Bill read first time, and referred to Committee on Judiciary.

By Senator Sample: Senate Bill No. 88—An act granting certain lands in the city of San Diego to the United States of America, and ratifying and declaring valid a conveyance of said lands heretofore made by the said city to the said United States of America.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Otis: Senate Bill No. 89—An act to amend sections 3448, 3455, 3488 and 3492 of the Political Code, and to add a new section thereto to be numbered 3488½, relating to the organization, government and operation of reclamation districts.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also: Senate Bill No. 90—An act to provide for retirement of employees of the State of California on account of permanent physical or mental disability after twenty-five years of continuous service, and for retirement after twenty-one years of continuous service of employees who may then be more than seventy years of age, with one-half pay thereafter during life; to provide means and methods for the payment of retired salaries, and for the filling of vacancies caused by such retirements, and making an appropriation to carry out the provisions hereof.

Bill read first time, and referred to Committee on Civil Service.

By Senator Dennett: Senate Bill No. 91—An act to provide for the purchase by the State of California of certain matured irrigation district bonds and coupons and to secure the State for the repayment thereof, and to provide a method for securing such repayment; authorizing the State Irrigation District Bond Commission or other State authority authorized so to do, to take over the management and the control of the financial affairs of such districts, and making an appropriation for such purpose.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 92—An act declaring all buildings and places nuisances wherein or upon which gambling is held or occurs or which are used for such purposes, and providing for the abatement and prevention of such nuisances by injunction and otherwise.

Bill read first time, and referred to Committee on Public Morals.

By Senator Gates: Senate Bill No. 93—An act to add a new section to the Code of Civil Procedure, to be numbered 1580*a*, relating to the payment of commissions upon the mortgaging, leasing, or sale of, or other contracts relating to, real property, mining claims, and interests therein, under order of court.

Bill read first time, and referred to Committee on Judiciary.

By Senator Canepa: Senate Bill No. 94—An act to provide for the construction and maintenance of comfort stations on the water front of San Francisco.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator Breed: Senate Bill No. 95—An act making an appropriation to pay the expenses of electors of President and Vice President of the United States of America.

Bill read first time.

SUSPENSION OF RULES.

Senator Breed moved that the rules be suspended and Senate Bill No. 95 sent to printer without reference to committee.

The question being on the adoption of the motion.

The roll was called, and the motion adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rominger, Rush, Sample, Shearer, and Yonkin—28.

NOES—None.

RUSH ORDER TO PRINTER.

On motion of Senator Breed, the Secretary was directed to issue a rush order for printing Senate Bill No. 95.

INTRODUCTION AND FIRST READING OF BILLS—(RESUMED).

By Senator Scott: Senate Bill No. 96—An act to amend sections 1953 and 1956 of the Political Code, relating to the National Guard of the State of California.

Bill read first time, and referred to Committee on Military Affairs.

Also: Senate Bill No. 97—An act providing adjusted compensation for persons who served their country during the late war, providing for the issuance and sale of State bonds to create a fund for the purpose of carrying out the provisions hereof, providing for the payment of said bonds and for the submission of this act to a vote of the people.

Bill read first time, and referred to Committee on Military Affairs.

Also: Senate Concurrent Resolution No. 10—Selecting and designating two illustrious deceased persons whose statues in marble or bronze shall hereafter be provided and furnished by the State of California to be placed in National Statuary Hall.

Resolution referred to Committee on Rules.

By Senator Rigdon: Senate Bill No. 98—An act to prevent, control, and eradicate tuberculosis in cattle in the State of California; to empower the Director of Agriculture to establish tuberculosis free areas; providing penalties for the violation hereof, and making an appropriation to carry out the provisions hereof.

Bill read first time, and referred to Committee on Agriculture.

By Senator Irwin: Senate Bill No. 99—An act to amend section 7 of an act entitled "An act to amend the Vehicle Act approved May 10, 1915, as amended by an act entitled, 'An act to amend the Vehicle Act, approved May 10, 1915, by repealing sections 10, 18, 23, 33, and 42 thereof, and by amending sections 1, 3, 4, 5, 6, 7, 8, 9, 11, 13, 15, 17, 20, 22, 24, 26, 27, 28, 32, 34, 35, and 37 thereof, said amendments to provide for the regulation of the use and occupation of the public highways by vehicles and otherwise, for the registration and identification of motor and other vehicles, and for the payment of registration fees therefor; to prohibit the operation of any motor vehicle without the consent of the owner thereof; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matter embraced within the provisions of this act; to provide for the organization and conduct of the Motor Vehicle Department created by this act, and to provide for the disposition of registration and license fees,

fines and forfeitures collected under the provisions of said act; to provide for carrying out the objects of said act and of said amendments thereto, and to make appropriation therefor; to provide for the printing and distribution of said act as amended, and to provide for the time that said amendments shall go into effect,' approved May 10, 1917, by amending sections 1, 3, 4, 5, 6, 7, 8, 9, 11, 13, 15, 17, 20, 22, 24, 28, 32, 34, 36, and 37 thereof, said amendments to provide for the regulation of the use and occupation of the public highways by vehicles and otherwise and for the regulation of traffic and travel over such highways for the registration and identification of motor and other vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles, and for the payment of license fees therefor; to prohibit the operation or use of any vehicle by any person under the influence of intoxicating liquor and the use of any motor vehicle without the consent of the owner thereof; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to any of the matters embraced within the provisions of this act; to provide for the organization and conduct of the Motor Vehicle Department created by this act and the salaries of the officers and employees thereof; to provide for the disposition of registration and license fees, fines and forfeitures collected under the provisions of said act; to provide for the carrying out of the object of said act as amended as aforesaid and of these amendments thereto, and to make appropriation therefor; to provide for the printing and distribution of said act as amended as aforesaid and as hereby amended, and to provide for the time that said amendments shall go into effect, and repealing all acts or parts of acts in conflict herewith," approved May 2, 1919, and repealing all acts or parts of acts in conflict herewith.

Bill read first time, and referred to Committee on Roads and Highways.

UNFINISHED BUSINESS.

REPORT OF COMMITTEE.

The following report of committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, January 12, 1921.

MR. PRESIDENT: Your Committee on Rules begs leave to submit the following as the Standing Rules of the Senate for the forty-fourth session of the Legislature of the State of California, and respectfully recommends that they be adopted:

STANDING RULES OF THE SENATE.

CONVENING AND ORDER OF BUSINESS.

Hour of Meeting.

1. The sessions of the Senate shall be daily (Sundays excepted) beginning at ten o'clock a.m. Commencing on the second day after the constitutional recess, a recess shall be taken daily at the hour of twelve o'clock and thirty minutes p.m. until the hour of two o'clock p.m., unless otherwise ordered by a vote of the Senate.

Calling to Order.

2. The President, President pro tempore, or senior member present, shall call the Senate to order at the hour stated, and if a quorum be present proceed with the order of business.

Order of Business.

3. The order of business:

1. Roll Call.
2. Prayer by the Chaplain.
3. Reading and Approval of the Journal of the Preceding Day.
4. Presentation of Petitions.
5. Messages from the Governor.

6. Messages from the Assembly.
7. Reports of Standing Committees.
8. Reports of Select Committees.
9. Motions, Resolutions and Notices.
10. Introduction, First Reading, and Reference of Bills.
11. Consideration of Daily File.
12. Unfinished Business.
13. Special Orders of the Day.
14. Announcement of Committee Meetings.
15. Adjournment.

PRESIDING OFFICERS OF THE SENATE.

The President.

4. The rooms, passages, and buildings set apart for the use of the Senate shall be under the control and direction of the President of the Senate, and he shall have the control and direction of the journals, papers, and bills of the Senate. The President shall preside over the sessions of the Senate. He shall see that all officers of the Senate perform their respective duties, and may assign places to properly accredited newspaper representatives.

The President Pro Tempore.

5. The President pro tempore shall, in the absence of the President, take the chair and call the Senate to order at the hour of the meetings of the Senate, and have the same powers as the President; but the President pro tempore shall vote only as any other member of the Senate.

Presiding by Senators.

6. The President or President pro tempore, in the absence of the President, shall have the right to name any Senator to perform the duties of the chair, who shall be vested, during such time, with all the powers of the President; but such substitute shall not lose the right of voting on any question while so presiding.

COMMITTEES OF THE SENATE.

Appointment of Committees.

7. All standing committees of the Senate shall be named by the President of the Senate unless otherwise ordered, and the first named shall be the chairman thereof. All other committees shall be appointed in such manner as the Senate shall determine.

List of Standing Committees.

8. The following standing committees shall be appointed by the President of the Senate:

1. Agriculture, nine members.
2. Banking, eleven members.
3. Building and Loan Associations, five members.
4. Civil Service, five members.
5. Commerce and Navigation, nine members.
6. Conservation, seven members.
7. Constitutional Amendments, nine members.
8. Contingent Expenses, three members.
9. Corporations, eleven members.
10. County Government, eleven members.
11. Drainage, Swamp and Overflowed Lands, nine members.
12. Education, fifteen members.
13. Elections, eleven members.
14. Engrossment and Enrollment, three members.
15. Federal Relations, five members.
16. Finance, seventeen members.
17. Fish and Game, fifteen members.
18. Governmental Efficiency, seven members.
19. Hospitals and Asylums, nine members.
20. Insurance, nine members.
21. Irrigation, nine members.
22. Judiciary, seventeen members.
23. Labor and Capital, eleven members.
24. Manufactures, five members.
25. Military Affairs, five members.
26. Mines and Mining, five members.
27. Municipal Corporations, nine members.
28. Normal Schools, seven members.
29. Oil Industries, nine members.
30. Prisons and Reformatories, nine members.
31. Public Charities and Corrections, seven members.
32. Public Health and Quarantine, eleven members.
33. Public Morals, seven members.

34. Public Utilities, eleven members.
35. Reapportionment, fifteen members.
36. Revenue and Taxation, thirteen members.
37. Revision and Printing, three members.
38. Roads and Highways, fifteen members.
39. Rules, five members.
40. Universities, seven members.

Schedules for Committee Meetings.

9. The President shall be empowered to propose to the Senate such schedules for regular meetings of the standing committees as shall permit a full attendance of their members without conflict of committee engagements.

Quorum of Standing Committees.

10. Each standing committee shall determine (*a*) its own quorum, and (*b*) the number of votes necessary to take any action upon any bill, resolution, or other matter referred to it.

The vote by the number of ayes and noes on each bill reported back on all committee reports shall be noted in such reports and recorded in the Journal. When a committee report is signed out, the Journal shall note such fact.

No Committee Expenditures Permitted.

11. No member of any committee shall, except by resolution of the Senate, be permitted to incur any expense by visiting any part of the State on official business, except that the chairman of the Committee on Finance shall, during the Constitutional Recess, be permitted to visit State institutions for which appropriations are asked and shall be allowed his actual expenses while on such business.

SPECIAL DUTIES OF CERTAIN COMMITTEES.

Committee on Engrossment and Enrollment.

12. All Senate bills, constitutional amendments, and joint or concurrent resolutions shall be engrossed before final action is taken on them in the Senate. The indications of new matter, omissions, or amendments appearing upon the printed bill shall be omitted from the engrossed copy of the bill. All such bills, amendments, and resolutions, after being engrossed, in pursuance of the order of the Senate, shall be carefully examined and reported back by the Committee on Engrossment and Enrollment; the engrossed copy to be transmitted to the Assembly with proper endorsements, and the original retained by the Senate. It shall be in order for the Committee on Engrossment and Enrollment to report at any time.

Engrossing and Enrolling Bills.

13. All bills ordered engrossed shall be delivered by the Secretary of the Senate to the Committee on Engrossment and Enrollment or to the clerk of that committee and a receipt in writing taken therefor, and all said bills shall be engrossed in the order of their receipt by that committee or its clerk. All Senate bills shall, after their final passage by, and receipt from the Assembly, be delivered by the Secretary of the Senate in the order of their receipt from the Assembly, to the Committee on Engrossment and Enrollment or its clerk and a receipt in writing taken therefor; and said bills shall be enrolled in the order of their receipt from the Secretary of the Senate.

Committee on Rules.

14. The Committee on Rules shall have the general duty of proposing or of presenting recommendations as to the Standing Rules of the Senate. The President pro tempore shall be the chairman of this committee, and the President shall be an ex officio nonvoting member. When executive communication of nominations shall be sent by the Governor to the Senate for their confirmation, the same shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, which motion shall be determined without debate.

Committee on Contingent Expenses.

15. No claim shall be paid out of the contingent fund of the Senate unless the same shall have been referred to and reported on by the Committee on Contingent Expenses.

Committee on Revision and Printing.

16. The Committee on Revision and Printing shall have general charge of matters connected with all printing done for the Senate. It shall have the specific duties prescribed for it in the Joint Rules of Senate and Assembly.

OTHER SENATE OFFICERS.

Secretary of the Senate.

17. 1. It shall be the duty of the Secretary of the Senate to attend every session, call the roll, read all bills, amendments, resolutions, and all papers ordered read by the Senate or the presiding officer.

2. To superintend all copying and work to be done for the Senate. To have supervision over all attaches and employees of the Senate. To assign, reassign or transfer all attaches or employees to their respective duties. To certify to and transmit to the Assembly all bills, joint and concurrent resolutions, constitutional

amendments and papers requiring the concurrence of the Assembly, immediately after their passage or adoption by the Senate.

3. To keep a correct Journal of the proceedings of the Senate.

4. To notify the Assembly of the action by the Senate on all matters originating in the Assembly, and requiring action on the part of the Senate.

5. To permit no papers or records belonging to the Senate to be taken out of its custody otherwise than in the regular course of business.

Custody of Bills and Papers.

18. The Secretary of the Senate shall not permit any records or papers to be taken from the desk, or out of his custody, by any person except a chairman of a committee; but he shall deliver any bill or paper to be printed to the Superintendent of State Printing, and all bills ordered engrossed or enrolled to the Committee on Engrossment and Enrollment, and take receipts therefor.

Sergeant-at-Arms of the Senate.

19. A Sergeant-at-Arms shall be elected, to hold his office during the pleasure of the Senate, whose duty it shall be to attend the Senate during all of its sittings, to execute the commands of the Senate from time to time, together with all such process issued by authority thereof, as shall be directed to him by the President. The Sergeant-at-Arms is authorized to arrest for contempt all persons outside the bar, or in the gallery, found in loud conversation, or otherwise making a noise to the disturbance of the Senate. The actual expenses of the Sergeant-at-Arms for every arrest, for each day's custody and releasement, and the traveling expenses for himself and special messenger going and returning shall be paid out of the contingent fund, and no other fees shall be paid him beyond his per diem. It shall also be the duty of the Sergeant-at-Arms to keep the accounts for pay and mileage of Senators.

Distribution of Printed Matter.

20. The Sergeant-at-Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, and journals and histories, when printed, on the desks of Senators, at least one hour previous to the opening of session.

PREPARATION AND INTRODUCTION OF BILLS.

Introduction and First Reading.

21. Any Senator desiring to introduce a bill shall rise in his seat and address the President, and upon being recognized shall present the same. The title shall be announced by the Secretary, the bill shall be read the first time and thereupon referred by the President to a standing committee.

Joint and Concurrent Resolutions and Constitutional Amendments.

22. Joint and concurrent resolutions and constitutional amendments shall be treated the same as bills; *provided*, that they shall have but one reading, which reading shall occur after they have been reported by committee.

Introduction of Bills by a Committee.

23. Any committee may introduce a bill germane to any subject within the proper consideration of such committee, whereupon the bill shall immediately be read the first time, ordered to print and placed upon the second-reading file.

Introduction of Bills after the Constitutional Recess.

24. The Committee on Rules shall constitute a standing committee on introduction of bills to serve after the constitutional recess. All motions for leave to introduce bills after the constitutional recess shall be sent to the desk in writing, under the order of "Introduction of Bills." The motion shall give the title of the bill and shall be accompanied by the bill. The bill shall thereupon be referred to the Committee on Introduction of Bills.

The committee shall examine bills referred to it with particular reference to the question as to whether there is already any bill in either house of the same character which might be amended to effect the result sought and generally as to the advisability of introducing the measure.

No bill shall be introduced without the consent of three-fourths of the members after report thereupon by the Committee on Introduction of Bills, nor shall more than two bills be introduced by any one member after the constitutional recess.

Joint and concurrent resolutions and constitutional amendments shall not be referred to the Committee on Introduction of Bills, and shall not require a vote to authorize their introduction, nor shall the number to be introduced by any one member be limited.

BILLS IN COMMITTEES.

Reference of Senate Bills.

25. At the time of introduction the President shall first indicate to what committee a bill or resolution should be referred, and it shall be so referred, unless upon a motion, without debate, the Senate by a majority vote refer it to some other committee. No debate shall be allowed on any motion to refer a bill or resolution to a committee.

Order of Reference.

26. When a resolution shall be offered, or a motion made to refer any subject and a different committee shall be proposed, the question shall be taken in the following order:

1. The Committee of the Whole Senate.
2. A Standing Committee.
3. A Select Committee.

Reference with Special Instructions.

27. No amendment shall be received for discussion at the third reading of any bill; but it shall at all times be in order, before the final passage of such bill, to move its reference to a select committee under special instructions to amend.

Reference of Assembly Bills.

28. When an Assembly bill has been received by the Senate, with a message announcing that it has passed the Assembly, such bill shall be read the first time and be referred by the President to a standing committee; *provided, however*, that when an Assembly bill is received, the text of which is stated by a member to be identical with that of a Senate bill which has already been considered and reported by a standing committee of the Senate, such Assembly bill shall be referred to the Committee on Engrossment and Enrollment for comparison, which committee shall report without delay, whether or not such bill is identical with the Senate bill. If reported identical, such Assembly bill shall be substituted for the Senate bill, shall take its place on the second-reading file and be considered as having received the same committee recommendation as the Senate bill; *provided*, that the fact that the bills are identical shall be entered in the Journal. Such Senate bill shall thereupon be placed upon the file of unfinished business.

Reference of Appropriation Bills.

29. All bills appropriating money from any fund shall be referred to the Committee on Finance before being read the second time. Concurrent resolutions for adjournment *sine die* shall in all cases whether originating in the Senate or coming from the Assembly be referred to the Committee on Finance.

Notice to Author of Bill.

30. The chairman or clerk of each committee of the Senate shall notify the author of any bill or resolution pending before such committee of the hour and place of hearing or acting upon such bill or proceeding.

Committee Amendments to Bills.

31. When amendments to a bill are reported by a committee, the clerk of such committee shall prepare three copies of each amendment, one to go with the bill to the Superintendent of State Printing, one to the Minute Clerk, and one to the Secretary of the Senate.

Reports of Committees.

32. All committees shall act upon bills referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Senate forthwith, and the chairman of each committee is charged with the observance of this rule; *provided*, that the Senate may at any time, by a majority vote, recall a bill from any committee.

ORDER OF CONSIDERING BILLS.

Order of Making File.

33. When bills are reported from committees they shall be placed upon the General File, to be kept by the Secretary as follows: All bills when reported to the Senate by the committees shall be placed at the foot of the second-reading file, in the order in which the reports are made, and after the second reading they shall be placed at the foot of the third-reading file, in the order of reading, and precedence shall be given in the consideration of bills in the following order: Second-reading file and third-reading file, unless otherwise ordered by unanimous consent or by a two-thirds vote of the Senate. The bills upon third reading shall be considered in the order in which they appear upon the file, unless otherwise ordered by unanimous consent or by vote of majority of the members present; such vote to be taken by roll call; *provided*, that if a bill is passed on file for any reason, other than absence of the author by leave of the Senate, note of the fact shall be made in the General File, and when passed on file a second time, the bill shall be ordered at the foot of the file, and notice of the fact of the bill having been passed on file prior to the order placing it at the foot of the file shall be omitted from the General File.

The General File.

34. The General File shall be the special order for each day between such hours as the Senate may determine, unless sooner disposed of; but no bill shall lose its place upon the file by expiration of the time or by adjournment of the Senate while it is under consideration.

Special Order.

35. Any subject may, by vote of a majority of those voting, be made a special order, and when the time fixed for its consideration arrives, the presiding officer shall lay it before the Senate.

Three Readings of Bills.

36. Every bill shall be read on three several days previous to its passage (unless in case of urgency, two-thirds of the membership of the Senate in which it is being considered shall by vote of the ayes and noes dispense with this provision).

Ordering Bills to Third Reading.

37. After being read the second time bills shall be ordered by the President to third reading (or, in the case of Senate bills, to engrossment and third reading). When any member makes objection to any bill thus being ordered to third reading, the final question for such bill shall be, "Shall the bill be ordered to third reading?"

Bills Considered During Last Seven Days.

38. No Senate bill shall be passed by the Senate within seven days of the time set for adjournment *sine die* of the two houses of the Legislature unless permission to vote on such a bill be granted by a three-fourths vote of the entire membership of the Senate, voting by roll-call.

QUESTIONS AND MOTIONS.

Precedence of Motions During Debate.

39. When a question is under debate, no motion shall be received but the following privileged questions, which shall have precedence in the following order:

1. To adjourn.
2. For a call of the Senate.
3. To lay on the table.
4. To postpone to a day certain.
5. To commit.
6. To amend.
7. To postpone indefinitely.

Provided, however, that during a call of the Senate, it may consider and transact any matter or business that the Senators then present shall unanimously decide to consider, but no call of the Senate shall be had, during a call of the Senate, on any matter so taken up or considered while the Senate is under call. When a call of the Senate is ordered, pending the completion of a roll call, the pending roll call shall become unfinished business, the consideration of which shall be continued until further proceedings under the call of the Senate are dispensed with, when it will forthwith become the order of business before the Senate.

Amendment or Division of Questions.

40. An amendment may be laid on the table without prejudice to the bill. When an amendment proposed to any pending measure shall be laid on the table, it shall not carry with it or prejudice such measure.

If the question in debate contains several propositions, any Senator may have the same divided; except a motion to strike out and insert shall not be divided. The rejection of a motion to strike out and insert one proposition shall not prevent a motion to strike out and insert a different proposition, nor shall it prevent a motion to simply strike out, nor shall the rejection of a motion to strike out prevent a motion to strike out and insert; but pending a motion to strike out and insert, the part to be stricken out and the part to be inserted shall each be regarded, for the purpose of amendment, as a question. Motions to amend the part to be stricken out shall have precedence.

Restriction as to Amendments.

41. A substitute or amendment must relate to the same subject as the original bill, resolution or constitutional amendment under consideration.

Vote Required for Amendments.

42. A constitutional amendment or bill requiring a vote of two-thirds of the members elected to the Senate for final adoption or passage may be amended by a majority of those voting.

PROCEDURE OF DEBATE.

Seconding and Announcement of Motion.

43. No motion shall be debated until the same be seconded and distinctly announced by the President; and it shall be reduced to writing if desired by the President or any Senator, and read by the Secretary, before the same shall be debated.

Regulation as to Speaking.

44. 1. When a Senator desires to address the Senate he shall rise in his place, address the President, and when recognized he shall proceed to speak.

2. No Senator shall speak more than twice in any one debate on the same day, and at the same stage of the bill, without leave; and Senators who have once spoken shall not again be entitled to the floor (except for explanation) so long as any Senator who has not spoken desires to speak.

3. No Senator shall be interrupted when speaking, and no question shall be asked him except those through the presiding officer.

4. The author of a bill, motion, or resolution shall have the privilege of closing the debate.

Securing of the Floor.

45. When two or more Senators arise at the same time to address the Senate, the presiding officer shall designate the Senator who is entitled to the floor.

Order in Debate.

46. When a Senator shall be called to order he shall sit down until the President shall have determined whether he is in order or not; and every question of order shall be decided by the President, subject to an appeal to the Senate by any Senator. If a Senator be called to order for words spoken, the objectionable language shall immediately be taken down in writing by the Secretary of the Senate.

The Previous Question.

47. The previous question shall be put in the following form: "Shall the question be now put?" It shall be admitted only when demanded by a majority of the Senators present upon division; and its effect shall be to put an end to all debate except that the author of the bill or the amendments shall have the right to close, and the question under discussion shall thereupon be immediately put to a vote. On a motion for the previous question prior to a vote being taken by the Senate, a call of the Senate shall be in order.

Executive Session.

48. When a motion is adopted to close the doors of the Senate, on the discussion of any business, which may, in the opinion of the Senate, require an executive session, the President shall require all persons, except the Senators, President of the Senate, Secretary, Minute Clerk, and Sergeant-at-Arms, to withdraw, and during the discussion of said business the doors shall remain closed. Every Senator and officer present shall keep secret all matters and proceedings concerning which secrecy shall be enjoined by order of the Senate.

VOTING BY SENATE.

Calling Ayes and Noes.

49. When the ayes and noes shall be called for by three members present, every member within the bar of the Senate at the time the question was put shall declare openly, and without debate, assent or dissent to the question. In taking the ayes and noes, and upon the call of the Senate, the names of the Senators shall be taken alphabetically. When the ayes and noes shall be taken upon any question in pursuance of this rule, no Senator shall be permitted, under any circumstances whatever, to vote after the announcement of the vote by the presiding officer.

Excuse from Voting.

50. When a Senator declines to vote on a call of his name he shall be required to assign his reasons therefor, and having assigned them, the presiding officer shall submit the question to the Senate: "Shall the Senator, for the reasons assigned by him, be excused from voting?" which shall be decided without debate. And these proceedings shall be had after the roll call and before the result is announced, and any further proceedings in reference thereto shall be after such announcement.

Reconsideration of Vote.

51. On the day succeeding that on which a final vote on any bill, concurrent or joint resolution, or constitutional amendment has been taken, said vote may be reconsidered on motion of any Senator; *provided*, notice of intention to move such reconsideration shall have been given on the day on which such final vote was taken, by a Senator voting with the prevailing side; and it shall not be in order to reconsider on the day on which such final vote was taken. Said motion for reconsideration shall have precedence over every other motion, except a motion to adjourn. It shall require twenty-one votes to carry any motion to reconsider the vote by which any bill, concurrent or joint resolution, has been passed or defeated, fourteen votes to reconsider the vote by which any constitutional amendment has been passed, and twenty-seven votes to carry any motion to reconsider the vote by which any constitutional amendment has been defeated. Notice of reconsideration of the vote by which a Senate bill was passed, or a Senate joint resolution, Senate concurrent resolution or Senate constitutional amendment adopted, shall not be in order on or after the eighth day preceding the last day of the session. No notice of reconsideration shall be in order on the day preceding the last day of the session.

When Bill Is Held for Reconsideration.

52. If a Senator gives notice that he intends to move a reconsideration, the Secretary shall not transmit the bill, concurrent or joint resolution, or constitutional amendment to the Assembly till the reconsideration is disposed of, or the time for moving the same has expired, unless the bill or resolution has already been transmitted to the Assembly.

When Bill Is Recalled for Reconsideration.

53. When a bill, resolution, amendment, order or message upon which a vote has been taken shall have gone out of the possession of the Senate and been communicated to the Assembly, a motion to reconsider shall be preceded by a motion to request the Assembly to return the same, which last-named motion shall be acted upon immediately and without debate, and if determined in the negative shall be a final disposition of the motion to reconsider.

Debate on Motion to Reconsider.

54. A Senator, after a notice to reconsider is given, as provided in Rule 53, shall, at the reconsideration thereof, present the main question in his argument thereon, and the same shall be debated by the Senate, provided that the subject matter is debatable, and the vote on reconsideration shall be on the merits of the main question.

MESSAGES AND OTHER PAPERS.

Messengers from the Governor.

55. Messengers from the Governor may be introduced at any stage of business except while a question is being put, while the ayes and noes are being called, while ballots are being counted, or while a Senator is addressing the Senate.

Messengers from the Assembly.

56. Messengers from the Assembly may be introduced at any stage of business, except while a question is being put, while the ayes and noes are being called, while ballots are being counted, or while a member is addressing the Senate.

Consideration of Assembly Messages.

57. Messages from the Assembly may be considered when indicated by the Order of Business, or at any other time, by unanimous consent, or by vote of the Senate.

Reading of Papers.

58. When the reading of a paper (except a petition) is called for, and the same is objected to by any Senator, the question shall be determined by a vote of the Senate.

CONTENTS OF SENATE JOURNAL.

Proceedings to Be Printed.

59. The proceedings of the Senate, when not acting as a Committee of the Whole, shall be entered in the Journal as concisely as possible, care being taken to record a true and accurate account of the proceedings.

Titles of Bills to Be Printed.

60. The titles of all bills, joint and concurrent resolutions, and constitutional amendments introduced shall be printed in the Journal.

Statement of Petitions to Be Printed.

61. Every vote and a brief statement of the contents of each petition, memorial, or paper presented to the Senate shall be entered in the Journal.

Other Matter to Be Printed.

62. Messages from the Governor (other than biennial messages and inaugural addresses), joint and concurrent resolutions and constitutional amendments, when adopted, and the titles of all bills, joint and concurrent resolutions and constitutional amendments, when acted upon by the Senate, shall be printed in the Journal in full; *provided*, that in case of a concurrent resolution offering the adoption of a charter or charter amendments of any kind, the text of such charter or charter amendments shall not be printed in the Journal.

LEGISLATIVE PRINTING.

Number of Bills Printed.

63. Fifteen hundred copies of all bills shall be printed; and the Sergeant-at-Arms shall be required to certify to the reception by the Senate of all printed matter, and the quantity. One copy of each bill or paper printed by order of the Senate shall be delivered to each Senator at his desk, and the balance shall be distributed according to law.

Number of Journals Printed.

64. The Superintendent of State Printing shall print one thousand copies of the Journal of each day's proceedings of the Senate, and one copy of the same shall be placed upon each Senator's desk, and a sufficient number sent to the Assembly to supply each Assemblyman with one copy; he shall also print a sufficient number of copies, properly paged, to bind in book form as the Journal of the Senate, at the end of the session, as required by law.

Number of Other Documents Printed.

65. Seven hundred fifty copies shall be printed of each document or other matter ordered, unless the Senate especially directs a different number.

Excess Printing Only on Written Order.

66. The Superintendent of State Printing shall not print for the use of the Senate any matter other than provided by law, unless upon a written order signed by the Secretary. The Secretary may, when necessity requires it, order from the State Printer such printing as he deems necessary to be printed in advance of the regular order of business, under a specially prepared written order, to be known as a "Rush Order."

Form of Printing Amendments.

67. All bills amended shall immediately be reprinted; the new matter added by any amendments to be enclosed in heavy brackets, and the omission of any matter to be indicated by the insertion of heavy parentheses.

THE SENATE CHAMBER.

Admission Within Bar of Senate.

68. It shall be the duty of the gatekeeper to prevent all persons, except Senators, ex-Senators, members of the Assembly, State officers, officers of the two houses, and such accredited newspaper representatives as have seats assigned to them by the President, from coming within the bar of the Senate, unless upon invitation of the President or a Senator; provided, that no visitor shall be allowed upon the floor while the Senate is in session.

No Lobbying in Senate Chamber.

69. No person engaged in presenting to the Senate or any of its committees any business, claim, or legislation, shall be permitted to engage in such business in the Senate Chamber or be permitted on the floor of the Senate at any time while the Senate is in session. Any person transgressing this rule shall be removed from the floor of the Senate and shall be debarred from the privilege of the floor during the remainder of the entire session. The President and President pro tempore are charged with the enforcement of this rule, and this rule can not be suspended except by a two-thirds vote of the entire Senate.

Maintaining of Order.

70. In case of a disturbance or disorderly conduct in the lobbies, the President (or Chairman of the Committee of the Whole) shall have the power to order the same cleared.

Smoking Within Senate Chamber.

71. No smoking shall be allowed within the Senate Chamber when objected to by the presiding officer or by any five members.

MISCELLANEOUS PROVISIONS.

Duties of Members.

72. No Senator shall absent himself from attendance upon the Senate without leave first obtained. A less number than a quorum of the Senate is hereby authorized to send the Sergeant-at-Arms, or any other person, for any and all absent Senators at the expense of such absent Senators, respectively, unless such excuse for nonattendance as shall be made to the Senate, when a quorum is convened, shall be judged sufficient, and in that case the expense shall be paid out of the Contingent Fund of the Senate; and this rule shall apply as well to the first convention of the Senate, at the legal time of meeting, as to each day of the session after the hour has arrived to which the Senate stood adjourned. The President or Acting President of the Senate, or less than a quorum present, shall have the power to issue process directed to the Sergeant-at-Arms, or to any other person, to compel the attendance of Senators absent without leave. Any Senator who shall refuse to obey such process unless sick or unable to attend, shall be deemed guilty of contempt of the Senate, and the Sergeant-at-Arms, or any other person, to whom such process may be directed, shall have power to use such force as may be necessary to compel the attendance of such absent Senator, and for this purpose he may command the force of the county, or of any county in the State.

Parliamentary Rules.

73. In all cases not provided for by these rules, or by the Joint Rules of Senate and Assembly, the authority shall be Robert's Rules of Order.

Suspension or Change of Rules.

74. No standing rules or order of the Senate shall be rescinded or changed without a vote of two-thirds of the entire Senate, and one day's notice being given of the motion therefor; but a rule or order may be suspended temporarily by a vote of two-thirds of the members of the Senate, except that portion of Rule 13, relating to the order of enrolling bills. All proposed amendments to these rules shall, upon presentation, be referred to the Committee on Rules without debate.

MOTION.

Senator Breed moved that the report and the proposed Standing Rules of the Senate be adopted.

The question being upon the adoption of the report and rules.

The roll was called, and the report and rules adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—33.

NOES—Senator Irwin—1.

INTRODUCTION AND FIRST READING OF BILLS (OUT OF ORDER).

By Senator Flaherty: Senate Bill No. 100—An act to add four new sections to the Penal Code, to be numbered 337*b*, 337*c*, 337*d* and 337*e*, relating to the bribery of participants in baseball games.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 101—An act providing for the aid, encouragement and supervision of dwelling house construction in California; providing for its enforcement by the Commission of Immigration and Housing of California; and prescribing the powers and duties of the said commission with regard thereto.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Scott: Senate Bill No. 102—An act to prohibit fortune-telling and other practices whereby money or property is obtained on the pretense of the exercise of occult powers, and prescribing penalties for violation thereof.

Bill read first time, and referred to Committee on Judiciary.

By Senator McDonald: Senate Constitutional Amendment No. 2—Proposed amendment to article IV, section 6 of the constitution, relative to legislative districts.

Amendment referred to Committee on Constitutional Amendments.

REPORT OF STANDING COMMITTEE.

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 12, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 1—Approving fifteen certain amendments to the charter of the city and county of San Francisco, State of California, voted for and ratified by the electors of said city and county of San Francisco, at a general election held therein on the second day of November, 1920—and reports that the same has been correctly engrossed.

CANEPA, Acting Chairman.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION—(OUT OF ORDER).

Senator Flaherty asked for and was granted unanimous consent to take up for consideration at this time Senate Concurrent Resolution No. 1—Approving fifteen certain amendments to the charter of the city and county of San Francisco, State of California, voted for and ratified by the electors of said city and county of San Francisco, at a general election held therein on the second day of November, 1920—for the purpose of adoption.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 1 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—32.

NOES—None.

Senate Concurrent Resolution No. 1 ordered transmitted to Assembly.

RESOLUTION—(OUT OF ORDER).

By Senator Breed:

Resolved, That the following named person be and she is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite her name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount, and the Treasurer is directed to pay the same:

Mrs. L. Marty, Committee Clerk.....$4 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—34.

NOES—None.

USE OF SENATE CHAMBER GRANTED.

Unanimous consent was asked for and granted Senator King for use of the Senate Chamber Wednesday evening, January 12, and Thursday evening, January 13, for the purpose of holding a joint public meeting of the Senate and Assembly Committees on Revenue and Taxation.

Also:

Unanimous consent was asked for and granted Senator Dennett for the use of the Senate Chamber Tuesday evening, January 18, for the purpose of holding a public meeting of the Committee on Public Utilities.

ADJOURNMENT.

At twelve o'clock and ten minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Thursday, January 13, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—40.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, January 12, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Anderson, the privilege of the floor of the Senate Chamber for the day was unanimously extended to John H. Birill of Oakland.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Grove L. Johnson of Sacramento.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to D. S. Parker of Pomona, Thomas A. Gould of Redondo Beach, Daniel H. Sattler of Santa Barbara, F. H. Wright of Covina, and C. W. Temple of Los Angeles.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was received and read:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate of the State of California.

I have the honor to inform your honorable body that I have made the following appointments, and request your concurrence therein and consent thereto:

April 3, 1919. Emily Jarvis Earl, of Los Angeles, a member of the Board of Trustees of the State Normal School at Los Angeles, vice Edwin T. Earl, deceased.

June 4, 1919. Mortimer Fleishhacker, of San Francisco, a member of the Board of Regents of the University of California, vice I. W. Hellman, term expired.

June 4, 1919. Mrs. Margaret Sartori, of Los Angeles, a member of the Board of Regents of the University of California, vice J. W. McKinley, deceased.

June 4, 1919. George I. Cochran, of Los Angeles, a member of the Board of Regents of the University of California, vice Mrs. Phoebe A. Hearst, deceased.

July 23, 1920. George D. Cunningham, of Riverside, a member of the Board of Trustees of the Southern California State Hospital, vice self, term expired.

August 14, 1919. W. L. Biebrach, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired.

August 14, 1919. Wm. Van Dalsem, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired.

August 14, 1919. T. S. Montgomery, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired.

August 14, 1919. Duncan McPherson, of Santa Cruz, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired.

August 14, 1919. H. J. McCurry, of Sacramento, a member of the Board of Managers of Napa State Hospital, vice E. Phillips, deceased.

August 19, 1919. W. D. Pennycook, of Vallejo, a member of the Board of Managers of Napa State Hospital, vice Chas. E. Perry, resigned.

August 22, 1919. Charles W. Conlisk, of San Francisco, a member of the Board of Trustees of the State Normal School at San Francisco, vice F. S. Brittain, resigned.

October 7, 1919. H. S. Gans, of Red Bluff, a member of the Board of Trustees of the State Normal School at Chico, vice J. F. Ellison, resigned.

November 5, 1919. Ernest E. White, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired.

November 5, 1919. Rev. Willard B. Thorp, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired.

November 5, 1919. M. L. Ward, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired.

November 5, 1919. William T. Randall, of El Centro, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired.

November 5, 1919. W. H. Porterfield, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice Isidore B. Dockweiler, term expired.

January 12, 1920. Albert E. Boynton, of San Francisco, a member of the State Board of Prison Directors, vice H. Eickhoff, term expired.

February 2, 1920. Hattie H. Sloss, of San Francisco, a member of the State Board of Charities and Corrections, vice Martin A. Meyer, resigned.

February 25, 1920. P. I. Lancaster, of Willits, a member of the Board of Managers of the Mendocino State Hospital, vice A. J. Mayfield, term expired.

February 25, 1920. Ralph A. Grover, of Oakland, a member of the Board of Managers of the Mendocino State Hospital, vice A. Uhl, term expired.

March 1, 1920. F. S. Moody, of San Francisco, a member of the Board of State Harbor Commissioners, vice Miles Standish, resigned.

March 1, 1920. Dr. Walter Lindley, of Los Angeles, a member of the State Board of Health, vice Dr. LeMoyne Wills, term expired.

March 1, 1920. Chester H. Rowell, of Fresno, a member of the Board of Regents of the University of California, vice self, term expired.

March 1, 1920. Garrett W. McEnerney, of San Francisco, a member of the Board of Regents of the University of California, vice self, term expired.

March 1, 1920. George Cosgrave, of Fresno, a member of the Board of Trustees of the State Normal School at Fresno, vice Milo L. Rowell, resigned.

March 29, 1920. Marie L. Avery, of Oakland, a member of the Board of Directors of the California School for the Deaf and the Blind, vice Livingston Jenks, deceased.

June 14, 1920. W. M. Colburn, of San Diego, a member of the Board of Pilot Commissioners for the Port of San Diego, vice self, term expired.

June 14, 1920. W. S. Dorland, of San Diego, a member of the Board of Pilot Commissioners for the Port of San Diego, vice self, term expired.

July 8, 1920. George E. Wallace, of San Francisco, a member of the Board of Pilot Commissioners for the Ports of San Francisco, Mare Island and Benicia, vice W. T. Lewis, deceased.

August 6, 1920. Dr. Walter M. Dickie, of Los Angeles, a member of the State Board of Health, vice Dr. Irving R. Bancroft, resigned.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Dated: Sacramento, California, January 13, 1921.

MOTION.

On motion of Senator Breed, the message from the Governor was referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, January 11, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 7—Relative to approving eight certain amendments to the charter of the city of Los Angeles, in the county of Los Angeles, State of California, voted for and ratified by the electors of said city of Los Angeles at a special municipal election held therein on the second day of November, 1920—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

CARR, F. M., Chairman.

Senate Concurrent Resolution No. 7 ordered to engrossment.

ON MILITARY AFFAIRS.

SENATE CHAMBER, SACRAMENTO, January 13, 1921.

MR. PRESIDENT: Your Committee on Military Affairs, to which was referred Senate Bill No. 96—An act to amend sections 1953 and 1956 of the Political Code, relating to the National Guard of the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

This bill passed out of committee by the following vote: Ayes—3; noes—none.

SCOTT, Chairman.

Bill ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, January 12, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 85—An act to amend sections 4005c and 4006 of the Political Code, relating to the population and classification of the several counties of the State—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership, 11. Committee vote: Ayes—6; noes—none; absent—5.

DUNCAN, Chairman.

Bill ordered on file for second reading.

REPORT OF SELECT COMMITTEE.

Senator King, chairman of the committee appointed pursuant to Senate Concurrent Resolution No. 17, legislative session of 1919, creating a Special Legislative Committee for Investigation of the Finances of the State, presented the report of such committee.

Report received.

RESOLUTIONS.

The following resolutions were offered:

By Senator Chamberlin:

Resolved, That the Standing Rules of the Senate be and the same are hereby amended by adding thereto a new rule or section, to be known and numbered as 13¾, and to read as follows:

13¾. When any standing committee of the Senate other than the Judiciary Committee thereof, shall report any bill referred thereto, which bill is in the form of a general law, the same shall be placed on file, retain its place thereon, and be referred to the Judiciary Committee; whereupon such committee must, if the bill relates to and should form a part of any subject contained in either one or more of the codes of this State, codify the same, and within two days after such reference, unless additional time is granted, report a substitute or substitutes therefor, containing a suitable title and the provisions of such bill as theretofore referred to it, in codified form, and numbered so as to indicate in what code, and what part thereof, it is proposed to insert the same in the event of enactment.

Also:

Resolved, That the Standing Rules of the Senate be and the same are hereby amended by adding thereto a section to be known and numbered as 20¾, to read as follows:

20¾. Before any bill amending any existing law is introduced, the new matter, if any therein, shall be underscored, and the matter, if any, omitted therein, shall be indicated by closed parentheses; *provided, however*, that where the new matter consists of an entirely new section or sections, the same shall not be required to be underscored, and in any bill repealing any existing law, the section or sections repealed need not be indicated.

In the printing of said bills, the underscored matter shall be enclosed in black faced brackets, and any omitted matter shall be enclosed in black faced closed parentheses. Any bill introduced which is not certified by the Legislative Counsel Bureau to be in conformity with this rule, shall, before being printed or transmitted to the committee to which the same is referred for consideration, be referred to the Committee on Revision and Printing, to be marked in compliance with this rule. Such clerical help as is necessary to enable the Committee on Revision and Printing to carry out the purpose of this rule shall be assigned by the Secretary of the Senate from the list of attaches of the Senate.

Resolution read, and referred to Committee on Rules.

NOTICE TO AMEND.

Senator Chamberlin gave notice that, on the next legislative day, he would move to amend the Standing Rules of the Senate in accordance with the foregoing resolutions.

By the Committee on Contingent Expenses:

Resolved, That the persons hereinafter named be allowed the several sums set opposite their respective names, for services as stated, rendered to the Senate preliminary to the organization of the forty-fourth session, payable out of the contingent fund of the Senate, and the Controller be and he is hereby directed to draw his warrant on the contingent fund in favor of each of the several persons hereinafter named for the sums set opposite their respective names, and the Treasurer is directed to pay the same:

Joseph A. Beek, Secretary, 2 days at $10	$20 00
Milo M. Robbins, Minute Clerk, 1 day at $9	9 00
Thomas A. Brown, Sergeant-at-Arms, 1 day at $8	8 00
John D. Nagle, Assistant Sergeant-at-Arms, 1 day at $5	5 00
John T. Young, Assistant Sergeant-at-Arms, 2 days at $5	10 00
E. F. Hanna, Assistant Sergeant-at-Arms, 2 days at $5	10 00
J. J. Begley, Assistant Sergeant-at-Arms, 1 day at $5	5 00
Mary Finney, Postmistress, 2 days at $4	8 00
Robert Zarrick, Page, 1 day at $2.50	2 50

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

By Senator Inman:

WHEREAS, It has been suggested and proposed to the American Legion, Department of California, that a request be made at this session of the Legislature for legislation granting to the ex-service people of this State a cash bonus, based upon military service; and

WHEREAS, After deliberation by the representatives of the Executive Committee and the Legislative Committee of the American Legion, Department of California, it has appeared to these committees that owing to present conditions the welfare of the State of California would be seriously impaired by such request for a cash bonus; therefore, be it

Resolved, That it is the sense of this committee that no such legislation looking to the payment of a cash bonus be presented at the present time to the State Legislature of the State of California, by the American Legion of California, but that we do urge upon the Legislature of the State of California, now in session, the passage of a bill providing for land settlement, home aid, and vocational training as they are now presented by the American Legion, Department of California, believing, as they do, that the bills so presented will redound to the welfare of the State of California, as well as that of the ex-service men of this State.

On motion of Senator Inman, resolution ordered printed in the Journal.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS, ETC.

The following bills, etc., were introduced:

By Senator Otis: Senate Bill No. 103—An act to amend section 1098 of the Penal Code, relating to the trials of defendants who are jointly charged with crime.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 104—An act to amend section 9 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 105—An act to amend section 19c of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons, and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act

approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 15, 1915, as amended.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 106—An act to amend section 17 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices, and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, as amended.

Bill read first time, and referred to Committee on Judiciary.

By Senator Inman: Senate Bill No. 107—An act appropriating money to pay the claim of the county of Sacramento against the State of California.

Bill read first time, and referred to Committee on Finance.

By Senator Gates: Senate Bill No. 108—An act authorizing the Surveyor General to relinquish to the United States all water power sites and coal contained in lands selected by the State of California, in cases where the United States will not convey the selected land to the State unless such relinquishment is made.

Bill read first time, and referred to Committee on Conservation.

Also: Senate Bill No. 109—An act to repeal an act entitled "An act to repeal an act entitled 'An act regulating the sale of mineral lands belonging to the State,' approved March 28, 1874, and the acts amendatory thereof, and to provide for the sale of mineral lands under United States laws," approved April 1, 1897.

Bill read first time, and referred to Committee on Mines and Mining.

Also: Senate Bill No. 110—An act validating applications for a sixteenth or thirty-sixth section which was not surveyed at date application was filed therefor.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 111—An act to amend section 501 of the Political Code, relating to fees to be charged by the Register of the State Land Office.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 112—An act to amend section 3817 of the Political Code, relating to redemption of lands sold to the State of California for delinquent taxes.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Senator Crowley: Senate Bill No. 113—An act making an appropriation to pay the claim of Miller & Lux, Incorporated, against the State of California.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 114—An act to amend sections 1, 2, 4, 6, 8 and 11 of an act entitled "An act to promote the better education of nurses and the better care of the sick in the State of California; to provide for and regulate the examination and registration of graduate nurses, and to provide for the issuance of certificates of registration as registered nurses to qualified applicants by the State Board of Health, and to repeal an act approved March 20, 1905, entitled, 'An act to promote the better education of the practice of nursing the sick in the State of California; to provide for the issuance of certificates of registration as a registered nurse to qualified applicants of the Board of Regents of the University of California, and to provide penalties for violation thereof,'" approved June 12, 1913, as amended, and to add a new section thereto, to be numbered 5½, relative to registration of nurses.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Anderson: Senate Constitutional Amendment No. 3—Relative to exempting dwelling houses from taxation.

Amendment referred to Committee on Constitutional Amendments.

By Senator Canepa: Senate Bill No. 115—An act to provide for the establishment of passenger transportation facilities upon the Embarcadero, in the city and county of San Francisco.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator McDonald: Senate Bill No. 116—An act to amend section 1729 of the Civil Code, relating to agreements to sell and buy.

Bill read first time, and referred to Committee on Judiciary.

By Senator Hart: Senate Bill No. 117—An act to provide for the filing of names, marks or other devices used to indicate ownership; providing for certain benefits therefrom, and prescribing penalties for violating the provisions hereof; repealing an act (approved March 21, 1911) entitled "An act to protect the owners of bottles, boxes, siphons and kegs used in the sale of olives, olive oil, salad oil, soda waters, mineral or aerated water, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, white beer or other beverages, repealing 'An act to protect the owners of bottles, boxes, siphons, and kegs used in the sale of soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer, or other beverages,' approved March 31, 1891, also repealing 'An act to amend an act entitled an act to protect the owners of bottles, boxes, siphons, and kegs, used in the sale of soda waters, mineral and aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer,

lager beer, weiss beer, beer, white beer or other beverages (approved March 31, 1891), by adding thereto a new section after section 4 thereof relating to deposits, to be numbered as section 5 of said act, by renumbering section 5 of said act as section 6 thereof, and amending the same relating to assignments, and by renumbering section 6 of said act as section 7 thereof,' approved March 5, 1903."

Bill read first time, and referred to Committee on Judiciary.

By Senator Scott: Senate Bill No. 118—An act to amend section 739 of the Political Code, relating to salaries of officers of the Supreme Court.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senator Rush: Senate Bill No. 119—An act to restrict the running of dogs at large; to protect live stock from depredations of dogs; to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this act a misdemeanor, and providing penalties therefor, and providing for the collection of damages by owners of live stock injured by dogs.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 120—An act to provide for the regulation and supervision of racing meetings; establishing a State Racing Commission for the purpose of administering the provisions hereof, and defining its powers and duties; prohibiting bookmaking; and prescribing penalties for violation of the provisions of the act.

Bill read first time, and referred to Committee on Public Morals.

By Senator McDonald: Senate Bill No. 121—An act to amend section 2552 of the Political Code, relating to the salary of wharfingers.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator Lyon: Senate Constitutional Amendment No. 4—Relative to the framing and ratifying of municipal charters.

Referred to Committee on Constitutional Amendments.

EXPRESSION OF APPRECIATION.

Mrs. Juilliard, through Senator Slater, expressed her deep gratitude and appreciation to the members of the Senate, for their resolution of sympathy on the loss of her husband, former Senator L. W. Juilliard.

INVITATION.

Senator Inman extended a cordial invitation to the members of the Senate to be his guests on Monday evening, January 17, 1921, at 6:30 o'clock.

SECOND READING OF SENATE BILLS.

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the City of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 95—An act making an appropriation to pay the expenses of electors of President and Vice President of the United States of America.

Bill read second time, ordered engrossed, and on file for third reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 13, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes;

Also: Senate Bill No. 95—An act making an appropriation to pay the expenses of electors of President and Vice President of the United States of America;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

CASE OF URGENCY.

The following resolution was offered:

By Senator Breed:

Resolved, That Senate Bill No. 95 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and section 15 of article IV of the constitution suspended by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—38.

NOES—None.

Whereupon, the President declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 95.

Senate Bill No. 95—An act making an appropriation to pay the expenses of electors of President and Vice President of the United States of America.

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being: "Shall this section, setting forth the urgency features of this bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 95 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—35.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was taken up and read:

ON CONTINGENT EXPENSES.

SENATE CHAMBER, SACRAMENTO, January 12, 1921.

MR. PRESIDENT: Your Committee on Contingent Expenses, to which was referred the following resolution, by Senator Burnett:

Resolved, That the Secretary of the Senate be and she is hereby directed to secure for the use of the members of the Senate, fifty copies of the Legislative Manual and Form Book,

Has had the same under consideration, and respectfully reports the same back, and recommends that it be not adopted.

ARBUCKLE, Chairman.

Report read, and on motion of Senator Arbuckle adopted.

SECOND READING OF SENATE BILLS—(OUT OF ORDER).

Senate Bill No. 96—An act to amend sections 1953 and 1956 of the Political Code of California, relating to the National Guard of the State of California.

Bill read second time, ordered engrossed, and on file for third reading.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 13, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Senate Concurrent Resolution No. 1—Approving fifteen certain amendments to the charter of the city and county of San Francisco, State of California, voted for and ratified by the electors of said city and county of San Francisco, at a general election held therein on the second day of November, 1920.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By W. E. MONAHAN, Assistant Clerk.

Senate Concurrent Resolution No. 1 ordered to enrollment.

SECOND READING OF SENATE BILL NUMBER EIGHTY-FIVE—(OUT OF ORDER).

Senate Bill No. 85—An act to amend sections 4005c and 4006 of the Political Code, relating to the population and classification of the several counties of the State.

Bill read second time, ordered engrossed, and on file for third reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 13, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 85—An act to amend sections 4005c and 4006 of the Political Code, relating to the population and classification of the several counties of the State—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

CASE OF URGENCY.

The following resolution was offered:

By Senator Duncan:

Resolved, That Senate Bill No. 85 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and section 15 of article IV of the constitution suspended by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—35.
NOES—None.

Whereupon the President declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 85

Senate Bill No. 85—An act to amend sections 4005c and 4006 of the Political Code, relating to the population and classification of the several counties of the State.

Bill read third time.

Section 3, setting forth the urgency clause, read.

The question being: "Shall this section, setting forth the urgency features of this bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—35.
NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 85 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read:

ON REVISION AND PRINTING.

SENATE CHAMBER, SACRAMENTO, January 13, 1921.

MR. PRESIDENT: Your Committee on Revision and Printing, to which was referred Senate Bill No. 62—An act making an appropriation to defray the expenses of legislative mailing handled by the Superintendent of State Printing for the forty-fourth session of the Legislature of the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

ALLEN, Chairman.

Senate Bill No. 62 ordered on file for second reading.

SECOND READING OF BILL—(OUT OF ORDER).

Senate Bill No. 62—An act making an appropriation to defray the expenses of legislative mailing handled by the Superintendent of State Printing, for the forty-fourth session of the Legislature of the State of California.

Bill read second time, ordered engrossed, and on file for third reading.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS, ETC.—(OUT OF ORDER).

The following bills were introduced:

By Senator Purkitt: Senate Bill No. 122—An act to make illegal the further acquisition of farming lands or grazing lands, when the person, firm, corporation or association desiring to acquire additional lands already owns and holds the limit of lands hereinafter fixed and set forth; to encourage the ownership of lands; to enforce the subdivision of large tracts of farming and grazing lands held in single ownership; to discourage the leasing of farming or grazing lands in certain cases; to prohibit the organization of farm and grazing land owning corporations and associations; to prohibit firms, corporations and associations from acquiring farm and grazing lands; to limit the amount of farm and grazing lands any person, firm, corporation or association may hereafter acquire, to encourage the people of the State of California to become actual owners and farmers of the agricultural lands of the State of California; to impose and provide a State tax, to be known as an excess land tax; to provide for a State tax, to be known as a leasing tax, and to provide for the assessing, collection, and complete administration of said taxes.

Bill read first time, and referred to Committee on Judiciary.

By Senator Osborne: Senate Bill No. 123—An act amending section 537*b* of the Penal Code, by extending said section to the protection of garage keepers and persons letting automobiles for hire, and by making it a misdemeanor to tamper with the speed or distance registering device of an automobile with intent to defraud.

Bill read first time, and referred to Committee on Judiciary.

ADJOURNMENT.

At eleven o'clock and forty minutes a.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Friday, January 14, 1921.

The Senate met at ten o'clock a. m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, January 13, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVES OF ABSENCE.

Senator Sharkey was, on motion of Senator Slater, granted leave of absence for this day.

Senator Gates was, on motion of Senator Breed, granted leave of absence for this day.

Senator Osborne was, on motion of Senator Purkitt, granted leave of absence for this day.

PRIVILEGE OF THE FLOOR OF SENATE.

On request of Senator Otis, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Stanley J. Smith, of Oakland.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 13, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Concurrent Resolution No. 2—Approving the charter of the city of Fresno, State of California, ratified by the qualified electors of said city at the general election held on the second day of November, 1920;

Also: Senate Concurrent Resolution No. 3—Approving four certain amendments to the charter of the city of Alameda, in the county of Alameda, State of California, voted for and ratified by the electors of said city of Alameda at a special municipal election held therein on the thirty-first day of August, 1920;

Also: Senate Concurrent Resolution No. 4—Relative to approval of amendments to the charter of the city of San Diego;

And reports the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 7—Approving eight certain amendments to the charter of the city of Los Angeles, in the county of Los Angeles, State of California, voted for and ratified by the electors of said city of Los Angeles at a special municipal election held therein on the second day of November, 1920—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following Senate Bill No. 96—An act to amend sections 1953 and 1956 of the Political Code, relating to the National Guard of the State of California;

Also: Senate Bill No. 62—An act making an appropriation to defray the expenses of legislative mailing handled by the Superintendent of State Printing, for the forty-fourth session of the Legislature of the State of California;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, January 14, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 6—Relative to amendment to the charter of the city of Salinas, voted and ratified by the electors of said city, at the regular election held

on the second day of November, 1920—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—9; committee vote: Ayes—6; noes—none.

CARR, F. M., Chairman.

Senate Concurrent Resolution No. 6 ordered to engrossment and on file.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS, ETC.

The following bills, etc. were introduced:

By Senator Duncan: Senate Bill No. 124—An act to amend Section 270 of the Penal Code, relative to neglecting to furnish necessaries for minor child.

Bill read first time, and referred to Committee on Judiciary.

By Senator Dennett: Senate Bill No. 125—An act to provide for the organization and management of county fire re-insurance companies.

Bill read first time, and referred to Committee on Insurance.

By Senator Harris: Senate Bill No. 126—An act to provide for the classification of municipal corporations and adopting the federal census of all municipal corporations in the State of California taken in the year 1920, and repealing all acts or parts of acts in conflict herewith.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Nelson: Senate Bill No. 127—An act to amend section 4249 of the Political Code, relating to the compensation of officers in counties of the twentieth class.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 128—An act to amend section 197 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, and as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read first time, and referred to Committee on County Government.

By Senator Ingram: Senate Bill No. 129—An act to repeal an act entitled "An act granting rights of way for lines, roads, structures, levees, canals and excavations to the United States, over the public lands of this State," approved March 21, 1907.

Bill read first time, and referred to Committee on Conservation.

By Senator Osborne: Senate Bill No. 130—An act to require the installation of certain sanitary facilities in the operating rooms of theatres and moving picture houses, and providing penalties for its violation.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Allen: Senate Bill No. 131—An act to amend section 1072 of the Political Code, relating to the compensation of officers of election.

Bill read first time, and referred to Committee on Elections.

By Senator Johnson: Senate Bill No. 132—An act legalizing the formation and organization of Reclamation District No. 2050.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Senator Eden: Senate Bill No. 133—An act providing for publicity of contributions and expenditures made for the purpose of influencing electors for or against any proposition voted upon throughout the State, and providing penalties for violation of the provisions hereof.

Bill read first time, and referred to Committee on Elections.

By Senator Breed: Senate Bill No. 134—An act to amend an act entitled "An act creating a revolving fund for the purchase of ballot paper, prescribing its use and appropriating money therefor," approved June 7, 1913.

Bill read first time, and referred to Committee on Finance.

By Senator McDonald: Senate Bill No. 135—An act to regulate the procuring of persons to take the places of employees in anticipation of or during strikes, lockouts or other labor troubles; and repealing an act entitled "An act to regulate advertisements and solicitations for employees during strikes, lockouts and other labor troubles," approved June 7, 1913.

Bill read first time, and referred to Committee on Labor and Capital.

By Senator Carr, W. J.: Senate Bill No. 136—An act to add a new chapter to title XIV of part II of the Code of Civil Procedure, relating to declaratory relief.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 137—An act to amend section 738 of the Code of Civil Procedure, relating to actions to quiet title to real and personal property.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 138—An act to add a new chapter to title II of part III of division I of the Civil Code, relating to actions to determine parental relation.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 139—An act to add a new section to the Code of Civil Procedure, to be numbered section 526*b*, relating to actions to restrain the issuance, sale, offering for sale or delivery of bonds of any

city, city and county, town, county, district or other political subdivision of the State of California.

Bill read first time, and referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Concurrent Resolution No. 2—Approving the charter of the city of Fresno, State of California, ratified by the qualified electors of said city at the general election held on the second day of November, 1920.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 2 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—32.

NOES—None.

Senate Concurrent Resolution No. 2 ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 4—Relative to approval of amendments to the charter of the city of San Diego.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 4 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

Senate Concurrent Resolution No. 4 ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 3—Approving four certain amendments to the charter of the city of Alameda, in the county of Alameda, State of California, voted for and ratified by the electors of said city of Alameda at a special municipal election held therein on the thirty-first day of August, 1920.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 3 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.

NOES—None.

Senate Concurrent Resolution No. 3 ordered transmitted to the Assembly.

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes.

On motion of Senator Sample, Senate Bill No. 49 was passed on file.

Senate Concurrent Resolution No. 7—Approving eight certain amendments to the charter of the city of Los Angeles, in the county of Los Angeles, State of California, voted for and ratified by the electors of said city of Los Angeles at a special municipal election held therein on the second day of November, 1920.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 7 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

Senate Concurrent Resolution No. 7 ordered transmitted to the Assembly.

Senate Bill No. 96—An act to amend sections 1953 and 1956 of the Political Code, relating to the National Guard of the State of California.

Bill read third time.

Section 4, setting forth the Urgency Clause, read.

The question being: "Shall this section, setting forth the urgency features of this bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 96 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 62—An act making an appropriation to defray the expenses of legislative mailing handled by the Superintendent of State Printing, for the forty-fourth session of the Legislature of the State of California.

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being: "Shall this section, setting forth the urgency features of the bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—34.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 62 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Chamberlin, Crowley, Dennett, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 14, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 1—Approving fifteen certain amendments to the charter of the city and county of San Francisco, State of California, voted for and ratified by the electors of said city and county of San Francisco, at a general election held therein on the second day of November, 1920—and reports that the same has been correctly enrolled, and presented the same to the Governor on this thirteenth day of January, 1921, at 4 o'clock p.m.

OSBORNE, Chairman.

NOTICE OF MOTION TO AMEND RULES.

Senator Chamberlin asked for and was granted unanimous consent to postpone until the next legislative day, consideration of his motion made on Thursday, January 13, to take up on the next legislative day, consideration of his proposed amendments, Nos. 13½ and 20½, to the Standing Rules of the Senate.

COMMUNICATION.

The following communication was received and read:

SACRAMENTO, January 15, 1921.

MEMBERS OF THE SENATE: The members of the Senate and their families are cordially invited to attend a mass meeting to be held in recognition of the adoption of the Eighteenth Amendment at Westminster Presbyterian Church, Monday evening, at 8:00 o'clock, January 17.

This meeting is held under the auspices of the Sacramento Church Federation.

Yours very truly,

M. F. HARBAUGH, Secretary

Communication read, and on motion of Senator Harris, ordered printed in the Journal.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered:

By Senator McDonald:

Resolved, That the Secretary of the Senate be and she is hereby directed to purchase for the members of the Senate forty-three copies of the latest edition of Robert's Rules of Order.

Resolution read, and referred to Committee on Contingent Expenses.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read:

ON PUBLIC UTILITIES.

SENATE CHAMBER, SACRAMENTO, January 14, 1921.

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Senate Concurrent Resolution No. 8—Relating to the investigation of the procedure

and decisions of the Railroad Commission—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted as amended.

Number of Committee—11; Present—7; Ayes—7; Noes—None.

DENNETT, Chairman.

Senate Concurrent Resolution No. 8 ordered on file.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS, ETC.—(OUT OF ORDER).

The following bills, etc., were introduced:

By Senator Harris: Senate Bill No. 140—An act to amend section 103½ of the Code of Civil Procedure, relating to clerks of justice's courts in cities or towns of the second and one-half class and third class, and appointments, salaries and duties of same.

Bill read first time, and referred to Committee on Judiciary.

By Senator Irwin: Senate Bill No. 141—An act making an appropriation for the expenses of the State in proceedings for the recovery of property that may have escheated to the State.

Bill read first time, and on motion of Senator Irwin, ordered on file for second reading, without reference to committee.

By Senator Ingram: Senate Bill No. 142—An act to amend section 1723 of the Code of Civil Procedure, relating to petitions concerning estates of deceased persons.

Bill read first time, and referred to Committee on Judiciary.

By Senator McDonald: Senate Bill No. 143—An act to amend section 2283 of the Political Code, relating to the support and maintenance of orphans, half-orphans and abandoned children.

Bill read first time, and referred to Committee on Public Charities and Corrections.

By Senator Slater: Senate Bill No. 144—An act appropriating money for premiums at fairs held in the Fourth Agricultural District during the seventy-third and seventy-fourth fiscal years.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 145—An act making an appropriation for the encouragement of county fairs, and providing for the distribution of the moneys hereby appropriated.

Bill read first time, and referred to Committee on Agriculture.

By Senator King: Senate Bill No. 146—An act to amend sections 3664*a*, 3664*b*, 3664*c* and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the State.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Senator Yonkin: Senate Bill No. 147—An act to add a new section to the Penal Code, to be numbered 630*c*, prohibiting the issuance to aliens of licenses to fish.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Inman: Senate Bill No. 148—An act to authorize the payment of the claim of John Breuner Co., a corporation, against the State of California, and making an appropriation therefor.

Bill read first time, and referred to Committee on Finance.

By Senator Otis: Senate Bill No. 149—An act to amend section 877 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 150—An act to amend section 880 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 151—An act to amend section 787 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Burnett: Senate Bill No. 152—An act to amend sections 198, 199, 200, 201, 202, 204, 204c, 210, 214, 219 and 246 of the Code of Civil Procedure, relating to jurors.

Bill read first time, and referred to Committee on Judiciary.

By Senator Jones: Senate Bill No. 153—An act to establish standards for grain, providing for grading and inspection, defining the powers and duties of the Director of Agriculture in respect thereto, prescribing penalties for violation of the provisions hereof, and making an appropriation to carry out the provisions of this act.

Bill read first time, and referred to Committee on Agriculture.

ADJOURNMENT.

At eleven o'clock and twenty minutes a.m., on motion of Senator Breed, the President declared the Senate adjourned until Monday, January 17, 1921, at eleven o'clock a.m.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Monday, January 17, 1921.

Pursuant to adjournment, the Senate met at eleven o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Juman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—34.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Friday, January 14, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR EXTENDED.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to J. M. Sims of San Luis Obispo, K. B. Holeman of Santa Maria, James Glynn of Reno, Nevada, and E. L. Van Dellen of Salinas.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended E. C. Deino of Long Beach.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber of the day was unanimously extended W. J. Boyd of Sausalito.

LEAVES OF ABSENCE.

Senator Otis was, on motion of Senator Carr, F. M., granted leave of absence for this day.

Senator Anderson was, on motion of Senator Carr, F. M., granted leave of absence for this day.

Senator Gates was, on motion of Senator Breed, granted leave of absence for this day.

Senator Scott was, on motion of Senator McDonald, granted leave of absence for this day.

Senator Hart was, on motion of Senator Rominger, granted leave of absence for this day.

Senator Burnett was, on motion of Senator Godsil, granted leave of absence for this day.

COMMUNICATION.

The following communication was presented by Senator Slater, and ordered printed in the Journal:

SACRAMENTO, January 15, 1921.

Hon. Frank S. Boggs, Hon. Edwin M. Otis, Hon. Herbert W. Slater.

GENTLEMEN: In answer to your joint verbal inquiry of the twelfth instant, wherein you ask if the various provisions of the Juvenile Court Law which deal with the salaries of probation officers and their assistants and deputies may be amended so as to confine the operation of such amendments to certain counties, without interfering with other counties, I respectfully advise you as follows:

Upon an examination of the statute I find that the provisions governing probation officers, their deputies, and assistants and the compensation to be paid each are set forth in a number of sections commencing with section 19*a* (Stats. 1915, page 1242) to and including section 19*w*, page 1245. The various counties up to counties of the ninth class are independently treated, each having a section of its own. Consequently, no difficulty will be experienced in preparing appropriate bills to amend sections 19*e* (Alameda County) and 19*h* (San Joaquin County). A complication is presented, however, in the case of Sonoma County, which is grouped with Orange County in section 19*k*. An amendment to this section which would have the effect of changing

the salaries in Sonoma County would operate to make the same change in Orange County. Hence, it is suggested that unless it is desired to provide for payment of identical salaries in the two counties, the amendment to section 19*k* should be so prepared as to effect a segregation of the counties. This may be accomplished by transferring Orange County to one of the other sections pertaining to a county or counties wherein it is desired to pay the same salaries that are to be paid by Orange County. It will, of course, be necessary to amend the other section as well as section 19*k*. If this plan proves to be not feasible by reason of the fact that no other county desires to pay identical salaries with those to be paid by Orange County, Sonoma County could be eliminated from section 19*k* and be adequately provided for in a new section to be numbered 19*kk*.

By reason of the fact that the counties are treated in separate sections, I am of opinion that it will not be necessary to amend the sections other than those specifically pertaining to counties of the class or classes in which changes are proposed.

Very truly yours,

U. S. WEBB, Attorney General.
By R. T. MCKISICK, Deputy.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Senator Inman:

January 15, 1921.

DEAR SIR: Just a line from the wife of an ex-service man and the sister of three others, on the subject of the bonus bill. Will you please tell Senator Scott (with all due regard to his sincere interest in the boys) to "sit down, he's rocking the boat."

We all know that under the present conditions a cash bonus is next to an impossibility, so why spoil our chance of getting anything. Of course, most of the boys would prefer a cash bonus, for exactly the same reason that a poverty stricken urchin would prefer a bag of candy to a pair of shoes.

I have never met an ex-service man who couldn't profit by either vocational training or help in paying for a home. If the State would lend a hand to the hundreds of young men who are trying to pay for a home, it might help solve this Jap problem that causes you Senators so much loss of sleep.

Sincerely yours,

MRS. MARGARET BEHRENT.
354 North C Street, San Mateo.

Also:

SAN FRANCISCO, January 16, 1921.

DEAR SIR: Seeing in the Examiner of today that there is a disposition not to accept the intent of the Scott bill, as to a cash bonus, I for one wish to say: I resigned from the United States Customs service, at the Port of San Francisco, to serve the United States in the great war. I served as a lieutenant in the navy, in European waters, for a period of thirteen months. According to the Scott bill I would be entitled to one hundred and thirty dollars. Such legislation would incur an additional heavy tax on the people of California.

I for one do not want any such legislation, for the reason that I consider it beneath the dignity of anyone with the courage to fight for his country to stand in line and be so cheap.

However, I would suggest this: As the people of this great State are overburdened with taxation, let the ex-service men help them out in this way: There are many that are in a position to improve their condition with financial assistance. There are also others that would appreciate, and accept, such assistance. This is a great State. We have thousands of acres of idle land that could be brought under cultivation by ex-service men if they were given the right kind of assistance. On the other hand, there are many owning lands, that could be brought under cultivation, if given financial assistance. In this way, the ex-service men, in addition to winning the war for the taxpayers, will help them to reduce their taxation.

Sincerely yours,

A. I. SMITH.

By the President:

SAN FRANCISCO, January 14, 1921.

DEAR SIR: By direction of the board of supervisors I am transmitting herewith copy of Resolution No. 18538 (new series), unanimously adopted by the board of supervisors at its meeting held January 3, 1921, favoring prompt and adequate bonuses for veterans of the World War.

Respectfully,

J. S. DUNNIGAN, Clerk.

By JOHN W. ROGERS, Chief Assistant Clerk.

WHEREAS, The States of Washington, North Dakota, South Dakota, Minnesota, Wisconsin, New York, Vermont, New Hampshire, Massachusetts and Maine have recently voted bonuses to the veterans of the World War; and

WHEREAS, No other measure submitted to the electorate has brought forth so emphatic an expression of popular approval;

WHEREAS, The Legislature of the State of California has this day convened, and now, therefore, be it

Resolved, That this board go on record as favoring prompt and adequate bonuses for the young men of this State who sacrificed all and left lucrative positions and business interests to defend their country; be it further

Resolved, That the Clerk of this board be and he is hereby directed to forthwith send a copy of this resolution to Hon. William D. Stephens, Governor of this State; to C. C. Young, Lieutenant Governor, and also to each member of the State Legislature.

Adopted by the board of supervisors January 3, 1921.

Ayes—Supervisors Bath, Deasy, Hayden, Hilmer, Hynes, Lahaney, McLeran, McSheehy, Mulvihill, Nelson, Powers, Schmitz, Shannon, Suhr, Welch, Wolfe—16.

Absent—Supervisors Power, Scott—2.

J. S. DUNNIGAN, Clerk.

Approved January 6, 1921.

JAMES ROLPH, JR., Mayor.

By Senator Dennett:

AUBURN, January 15, 1921.

WHEREAS, The subject of water storage and irrigation is of paramount importance to the development and prosperity of this State; and

WHEREAS, A general and comprehensive plan of storage and irrigation is being advocated by the California Irrigation Association in furtherance of what is known as the Marshall Plan; therefore be it

Resolved, That the Placer County Farm Bureau favors an appropriation of State funds by our present Legislature to pay the cost of the necessary preliminary services for this project, and we request that the members from our district support such a measure;

Resolved, That a copy of this resolution be sent to the chairman of the Irrigation Committee of both the Assembly and the Senate and the Assemblymen and Senator from this District, and one to the State Farm Bureau Federation and all county farm bureaus.

THE PLACER COUNTY FARM BUREAU.
JOHN A. LIVINGSTON, President.

MAUDE ELKUS, Secretary.

MESSAGES FROM THE GOVERNOR.

The following messages from the Governor were received, and on motion of Senator Breed, ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate and Assembly of the State of California.

REPORT OF THE PROCEEDINGS UNDER THE STATE HIGHWAYS ACT OF 1913.

To His Excellency, WILLIAM D. STEPHENS,
Governor of California.

SIR: In accordance with the provisions of section 7, chapter 404, Statutes of 1913, we beg to submit a report of the proceedings under the said chapter for the year beginning January 1, 1919, and ending December 31, 1919.

Dated: Sacramento, California, January 15, 1920.

FRIEND WM. RICHARDSON, Treasurer, State of California.
By J. F. JOHNSON, Deputy State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

SECOND STATE HIGHWAY FUND. RECEIPTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$7,343,911 67
Jan. 6, 1919	Department of Engineering	$1,650 38	
Jan. 16, 1919	State of California, sale bonds	1,025,000 00	
Jan. 24, 1919	Department of Engineering	25 31	
Feb. 4, 1919	Department of Engineering	2,722 72	
Feb. 8, 1919	Tulare County	1,658 66	
Feb. 10, 1919	Department of Engineering	30 00	
Mar. 3, 1919	Department of Engineering	13,181 37	
Mar. —, 1919	Mendocino County, donation	14,000 00	
Mar. 12, 1919	Department of Engineering	1 00	
Mar. 14, 1919	Department of Engineering	25	
Mar. 25, 1919	Department of Engineering	13 90	
April 2, 1919	Department of Engineering	4,905 14	
April 4, 1919	State of California, sale bonds	350,000 00	
April 10, 1919	State of California, sale of bonds	1,500,000 00	
April 15, 1919	Department of Engineering	36 84	
April 27, 1919	State of California, sale bonds	9,000 00	
May 1, 1919	Department of Engineering	5,921 06	
May 2, 1919	Imperial County, donation	21,159 79	
May 14, 1919	Department of Engineering	89	
May 29, 1919	Department of Engineering	30 00	
June 2, 1919	Department of Engineering	1,380 55	
June 5, 1919	Department of Engineering	5 10	
July 3, 1919	Department of Engineering	2,884 60	
July 23, 1919	Mendocino County, donation	5,702 57	
Aug. 4, 1919	Department of Engineering	25,597 69	
Aug. 6, 1919	Department of Engineering	07	
Aug. 30, 1919	Department of Engineering	92 59	
Sept. 4, 1919	Department of Engineering	2,025 81	
Sept. 17, 1919	State of California, sale bonds	49,000 00	
Sept. 19, 1919	Department of Engineering	5,300 00	
Sept. 22, 1919	Department of Engineering	5,063 01	
Sept. 25, 1919	Capital National Bank, sale bonds	50,000 00	
Sept. 30, 1919	Department of Engineering	60 00	
Oct. 1, 1919	State of California, sale bonds	1,000,000 00	
Oct. 4, 1919	Department of Engineering	1,381 23	
Oct. —, 1919	State of California, sale bonds	90,000 00	
Oct. 7, 1919	Department of Engineering	2 72	
Oct. 11, 1919	State of California, sale bonds	200,000 00	
Oct. 21, 1919	State of California, sale bonds	611,000 00	
Nov. 4, 1919	Department of Engineering	3,969 68	
Nov. —, 1919	Department of Engineering	32 50	
Nov. 26, 1919	Department of Engineering	1 00	
Nov. 28, 1919	Department of Engineering	32,625 13	
Dec. 8, 1919	Department of Engineering	1 80	
Dec. 10, 1919	Department of Engineering	8,431 84	
Dec. 23, 1919	State of California, sale of bonds	590,000 00	
			5,538,845 20
			$12,882,756 87

SECOND STATE HIGHWAY FUND. DISBURSEMENTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$7,087,217 70
Jan. 2, 1919	Department of Engineering	60,200 48	
Jan. 4, 1919	Department of Engineering	15,350 21	
Jan. 6, 1919	Department of Engineering	46,730 36	
Jan. 7, 1919	Department of Engineering	5,537 15	
Jan. 9, 1919	Department of Engineering	65,783 09	
Jan. 10, 1919	Department of Engineering	5,890 22	
Jan. 13, 1919	Department of Engineering	2,048 58	
Jan. 16, 1919	Department of Engineering	11,582 88	
Jan. 17, 1919	Department of Engineering	6,692 48	
Jan. 21, 1919	Department of Engineering	12,071 76	
Jan. 23, 1919	Department of Engineering	125,798 16	
Jan. 24, 1919	Department of Engineering	5,758 56	
Jan. 27, 1919	Department of Engineering	1,952 70	
Jan. 29, 1919	Department of Engineering	66,881 59	
Jan. 30, 1919	Department of Engineering	300 17	
Jan. 31, 1919	Department of Engineering	7,912 82	
Feb. 1, 1919	Department of Engineering	11,922 97	
Feb. 3, 1919	Department of Engineering	241,505 70	
Feb. 4, 1919	Department of Engineering	3,572 12	
Feb. 6, 1919	Department of Engineering	46,400 70	
Feb. 7, 1919	Department of Engineering	32,147 77	
Feb. 8, 1919	Department of Engineering	51,754 35	
Feb. 14, 1919	Department of Engineering	33,925 81	
Feb. 17, 1919	Department of Engineering	8,366 24	
Feb. 20, 1919	Department of Engineering	20,342 61	
Feb. 21, 1919	Department of Engineering	7,570 41	
Feb. 26, 1919	Department of Engineering	28,189 22	
Feb. 28, 1919	Department of Engineering	15,781 15	
Mar. 3, 1919	Department of Engineering	842 38	
Mar. 4, 1919	Department of Engineering	19,138 71	
Mar. 5, 1919	Department of Engineering	28,430 35	
Mar. 7, 1919	Department of Engineering	10,739 80	
Mar. 8, 1919	Department of Engineering	31,162 02	
Mar. 12, 1919	Department of Engineering	516 70	
Mar. 13, 1919	Department of Engineering	19,476 87	
Mar. 14, 1919	Department of Engineering	20,685 95	
Mar. 18, 1919	Department of Engineering	10,009 29	
Mar. 20, 1919	Department of Engineering	262 40	
Mar. 22, 1919	Department of Engineering	29,571 59	
Mar. 24, 1919	Department of Engineering	10,907 88	
Mar. 27, 1919	Department of Engineering	15,287 68	
Mar. 28, 1919	Department of Engineering	2 84	
April 1, 1919	Department of Engineering	9,465 48	
April 2, 1919	Department of Engineering	23,815 99	
April 4, 1919	Department of Engineering	15,547 00	
April 5, 1919	Department of Engineering	2,273 16	
April 7, 1919	Department of Engineering	6,552 97	
April 8, 1919	Department of Engineering	60,577 05	
April 10, 1919	Department of Engineering	29,822 16	
April 12, 1919	Department of Engineering	10,628 20	
April 15, 1919	Department of Engineering	77,402 58	
April 16, 1919	Department of Engineering	477 82	
April 17, 1919	Department of Engineering	348 09	
April 21, 1919	Department of Engineering	12,799 59	
April 23, 1919	Department of Engineering	13,325 66	
April 24, 1919	Department of Engineering	1,629 28	
April 25, 1919	Department of Engineering	12,114 57	
April 26, 1919	Department of Engineering	15,035 37	
April 29, 1919	Department of Engineering	31,450 10	
May 2, 1919	Department of Engineering	21,470 15	
May 5, 1919	Department of Engineering	7,136 69	
May 6, 1919	Department of Engineering	35,891 22	
May 8, 1919	Department of Engineering	305,573 57	
May 9, 1919	Department of Engineering	54,991 03	
May 15, 1919	Department of Engineering	70,092 59	
May 16, 1919	Department of Engineering	1,299 29	
May 17, 1919	Department of Engineering	65,291 48	
May 22, 1919	Department of Engineering	26,260 83	

SECOND STATE HIGHWAY FUND. DISBURSEMENTS, 1919—Continued.

Date	Items	Amount	Total
May 23, 1919	Department of Engineering	40 00	
May 26, 1919	Department of Engineering	21,142 84	
May 31, 1919	Department of Engineering	539 71	
June 2, 1919	Department of Engineering	16,997 05	
June 3, 1919	Department of Engineering	50,193 83	
June 4, 1919	Department of Engineering	118,988 27	
June 6, 1919	Department of Engineering	23,691 63	
June 7, 1919	Department of Engineering	409 48	
June 10, 1919	Department of Engineering	20,723 09	
June 11, 1919	Department of Engineering	50,906 26	
June 12, 1919	Department of Engineering	2,747 43	
June 14, 1919	Department of Engineering	26,453 63	
June 17, 1919	Department of Engineering	11,086 05	
June 18, 1919	Department of Engineering	30,043 51	
June 19, 1919	Department of Engineering	187 50	
June 20, 1919	Department of Engineering	20,212 83	
June 21, 1919	Department of Engineering	21,533 76	
June 23, 1919	Department of Engineering	1,133 00	
June 25, 1919	Department of Engineering	58,092 27	
June 27, 1919	Department of Engineering	56,120 22	
June 30, 1919	Department of Engineering	2,028 26	
July 3, 1919	Department of Engineering	18,413 53	
July 8, 1919	Department of Engineering	10,067 34	
July 9, 1919	Department of Engineering	52,299 22	
July 10, 1919	Department of Engineering	3,589 60	
July 12, 1919	Department of Engineering	1,993 18	
July 14, 1919	Department of Engineering	20,802 24	
July 15, 1919	Department of Engineering	87,632 99	
July 16, 1919	Department of Engineering	295 98	
July 17, 1919	Department of Engineering	58,926 00	
July 18, 1919	Department of Engineering	393 52	
July 21, 1919	Department of Engineering	40,214 11	
July 25, 1919	Department of Engineering	17,805 93	
July 26, 1919	Department of Engineering	24,279 94	
July 28, 1919	Department of Engineering	1,955 25	
July 29, 1919	Department of Engineering	59,467 78	
July 31, 1919	Department of Engineering	12,578 95	
Aug. 1, 1919	Department of Engineering	1,577 82	
Aug. 4, 1919	Department of Engineering	22,479 23	
Aug. 6, 1919	Department of Engineering	45,529 63	
Aug. 7, 1919	Department of Engineering	29,155 40	
Aug. 12, 1919	Department of Engineering	42,352 17	
Aug. 13, 1919	Department of Engineering	1,427 32	
Aug. 14, 1919	Department of Engineering	4,188 64	
Aug. 19, 1919	Department of Engineering	1,844 85	
Aug. 26, 1919	Department of Engineering	1,156 60	
Aug. 30, 1919	Department of Engineering	24,650 30	
Sept. 19, 1919	Department of Engineering	5,959 06	
Sept. —, 1919	Transfer to High (Second) Revolving Fund	50,000 00	
Sept. 29, 1919	Department of Engineering	41,565 63	
Oct. 3, 1919	Department of Engineering	12,759 21	
Oct. 4, 1919	Department of Engineering	40,970 06	
Oct. 6, 1919	Department of Engineering	135,101 75	
Oct. 7, 1919	Department of Engineering	3,313 65	
Oct. 8, 1919	Department of Engineering	30,418 93	
Oct. 9, 1919	Department of Engineering	8,046 15	
Oct. 10, 1919	Department of Engineering	33,229 89	
Oct. 11, 1919	Department of Engineering	21,896 60	
Oct. 14, 1919	Department of Engineering	1,051 77	
Oct. 15, 1919	Department of Engineering	85,168 80	
Oct. 16, 1919	Department of Engineering	55,186 33	
Oct. 17, 1919	Department of Engineering	30,342 69	
Oct. 18, 1919	Department of Engineering	25,360 55	
Oct. 20, 1919	Department of Engineering	4,599 22	
Oct. 22, 1919	Department of Engineering	41,659 61	
Oct. 23, 1919	Department of Engineering	15,843 45	
Oct. 24, 1919	Department of Engineering	27,177 40	
Oct. 27, 1919	Department of Engineering	19,795 93	
Oct. 28, 1919	Department of Engineering	84,200 71	
Oct. 29, 1919	Department of Engineering	31,042 62	
Oct. 30, 1919	Department of Engineering	24,632 57	
Oct. 31, 1919	Department of Engineering	2,325 63	

SECOND STATE HIGHWAY FUND. DISBURSEMENTS, 1919—Continued.

Date	Items	Amount	Total
Nov. 3, 1919	Department of Engineering	75,493 59	
Nov. 4, 1919	Department of Engineering	200,000 00	
Nov. 5, 1919	Department of Engineering	17,806 46	
Nov. 7, 1919	Department of Engineering	22,417 93	
Nov. 8, 1919	Department of Engineering	194,209 49	
Nov. 10, 1919	Department of Engineering	60,962 43	
Nov. 12, 1919	Department of Engineering	4,634 91	
Nov. 13, 1919	Department of Engineering	19,560 92	
Nov. 14, 1919	Department of Engineering	769 22	
Nov. 15, 1919	Department of Engineering	43,398 11	
Nov. 18, 1919	Department of Engineering	29,485 66	
Nov. 19, 1919	Department of Engineering	75,025 66	
Nov. 21, 1919	Department of Engineering	81,516 16	
Nov. 22, 1919	Department of Engineering	792 64	
Nov. 25, 1919	Department of Engineering	15,883 41	
Nov. 26, 1919	Department of Engineering	2,738 63	
Nov. 28, 1919	Department of Engineering	34,745 08	
Nov. 29, 1919	Department of Engineering	1,516 87	
Dec. 2, 1919	Department of Engineering	102,170 44	
Dec. 3, 1919	Department of Engineering	33,612 90	
Dec. 4, 1919	Department of Engineering	3,391 49	
Dec. 6, 1919	Department of Engineering	32,840 76	
Dec. 8, 1919	Department of Engineering	22,259 08	
Dec. 9, 1919	Department of Engineering	1,157 48	
Dec. 10, 1919	Department of Engineering	85,032 43	
Dec. 11, 1919	Department of Engineering	1,799 30	
Dec. 12, 1919	Department of Engineering	1,864 20	
Dec. 13, 1919	Department of Engineering	5,677 81	
Dec. 15, 1919	Department of Engineering	32,751 02	
Dec. 18, 1919	Department of Engineering	8,438 37	
Dec. 20, 1919	Department of Engineering	2,831 08	
Dec. 23, 1919	Department of Engineering	9,892 12	
Dec. 26, 1919	Department of Engineering	94,331 82	
Dec. 29, 1919	Department of Engineering	4,689 09	
Dec. 31, 1919	Department of Engineering	133,504 50	
			5,528,151 18
			$12,615,308 88
Balance in fund			267,387 99
			$12,882,756 87

SECOND HIGHWAY INTEREST AND SINKING FUND. RECEIPTS, 1919.

Date	Items	Amount	Total
Jan. 16, 1919	Amounts brought forward		$385,357 50
Jan. 16, 1919	Accrued interest on bonds sold	$1,537 50	
April 4, 1919	Accrued interest on bonds sold	3,937 50	
April 11, 1919	Accrued interest on bonds sold	18,187 50	
April 23, 1919	Accrued interest on bonds sold	122 63	
June 16, 1919	Transfer from General Fund	201,214 87	
Sept. 19, 1919	Accrued interest on bonds sold	441 00	
Sept. 25, 1919	Accrued interest on bonds sold	462 50	
Oct. 1, 1919	Accrued interest on bonds sold	10,875 00	
Oct. 4, 1919	Accrued interest on bonds sold	1,001 25	
Oct. 11, 1919	Accrued interest on bonds sold	2,425 00	
Oct. 21, 1919	Accrued interest on bonds sold	8,019 37	
Dec. 16, 1919	Transfer from General Fund	246,775 88	
Dec. 16, 1919	Accrued interest on bonds sold	10,562 50	
			505,562 50
			$890,920 00

DISBURSEMENTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$385,357 50
June 17, 1919	Payment semiannual interest		225,000 00
			[illegible]
Balance in fund			280,562 50
			[illegible]

REPORT OF THE PROCEEDINGS UNDER THE STATE HIGHWAYS ACT.

To His Excellency, WILLIAM D. STEPHENS,
Governor of California.

SIR: In accordance with the provisions of section 7, chapter 383, Statutes of 1909, we beg to submit a report of the proceedings under the said chapter for the year beginning January 1, 1919, and ending December 31, 1919.

Dated: Sacramento, California, January 15, 1920.

FRIEND WM. RICHARDSON, Treasurer, State of California.
By J. F. JOHNSON, Deputy State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

STATE HIGHWAY INTEREST AND SINKING FUND. RECEIPTS, 1919.

Date	Items	Accrued Interest	Transfers	Total
Jan. 2, 1919	Amounts brought forward	$144,248 25	$1,067,951 75	$4,212,200 00
June 16, 1919	Transfer from General Fund		344,000 00	
June 16, 1919	Transfer from General Fund		400,000 00	1,080,000 00
Dec. 16, 1919	Transfer from General Fund		336,000 00	
		$144,248 25	$5,147,951 75	$5,292,200 00

DISBURSEMENTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$4,212,200 00
June 17, 1919	Payments semiannual interest	$344,000 00	
July 19, 1919	Redemption of bonds	400,000 00	
Dec. 24, 1919	Payment semiannual interest	336,000 00	
			1,080,000 00
			$5,292,200 00

REPORT OF THE PROCEEDINGS UNDER THE UNIVERSITY OF CALIFORNIA BUILDING ACT OF 1914.

To His Excellency, WILLIAM D. STEPHENS,
Governor of California.

SIR: We beg to submit a report of the proceedings under the said act for the year beginning January 1, 1919, and ending December 31, 1919, according to the provisions of section 7 of said act.

Dated: Sacramento, California, January 15, 1920.

FRIEND WM. RICHARDSON, Treasurer, State of California.
By J. F. JOHNSON, Deputy State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

UNIVERSITY OF CALIFORNIA BUILDING SINKING FUND. RECEIPTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$283,500 00
June 16, 1919	Transfer from General Fund	$40,500 00	
Dec. 16, 1919	Transfer from General Fund	40,500 00	
			81,000 00
			$364,500 00

DISBURSEMENTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$283,500 00
June 17, 1919	Payment semiannual interest	$40,500 00	
Dec. 24, 1919	Payment semiannual interest	40,500 00	
			81,000 00
			$364,500 00

REPORT OF THE PROCEEDINGS UNDER THE SACRAMENTO STATE BUILDING ACT OF 1913.

To His Excellency, WILLIAM D. STEPHENS,
Governor of California.

SIR: In accordance with the provisions of section 6, chapter 235, Statutes of 1913, we beg to submit a report of the proceedings under the said chapter for the year beginning January 1, 1919, and ending December 31, 1919.

Dated: Sacramento, California, January 15, 1920.

FRIEND WM. RICHARDSON, Treasurer, State of California.
By J. F. JOHNSON, Deputy State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

SACRAMENTO STATE BUILDING FUND. RECEIPTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$40,000 00
June 4, 1919	State of California, sale bonds	$27,000 00	
Dec. 1, 1919	State of California, sale bonds	33,000 00	
			60,000 00
			$100,000 00

DISBURSEMENTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$39,808 23
Mar. 12, 1919	Department of Engineering	$5 25	
Mar. 27, 1919	Department of Engineering	7 25	
April 4, 1919	Department of Engineering	14 69	
April 7, 1919	Department of Engineering	10 72	
April 15, 1919	Department of Engineering	32 85	
June 23, 1919	Department of Engineering	17,458 15	
June 27, 1919	Department of Engineering	281 95	
July 9, 1919	Department of Engineering	124 30	
July 25, 1919	Department of Engineering	393 30	
July 31, 1919	Department of Engineering	303 00	
Aug. 7, 1919	Department of Engineering	10 70	
Aug. 20, 1919	Department of Engineering	8 15	
Aug. 29, 1919	Department of Engineering	304 98	
Sept. 22, 1919	Department of Engineering	344 94	
Oct. 2, 1919	Department of Engineering	16 00	
Oct. 4, 1919	Department of Engineering	145 43	
Oct. 23, 1919	Department of Engineering	404 47	
Nov. 5, 1919	Department of Engineering	18 89	
Nov. 10, 1919	Department of Engineering	45 11	
Nov. 24, 1919	Department of Engineering	782 24	
Dec. 3, 1919	Department of Engineering	12 05	
Dec. 17, 1919	Department of Engineering	621 66	
			21,336 08
			$61,144 31
Balance in fund			38,855 69
			$100,000 00

SACRAMENTO STATE BUILDING INTEREST AND SINKING FUND. RECEIPTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$800 00
June 16, 1919	Transfer from General Fund	$800 00	
June —, 1919	Transfer from General Fund	50,000 00	
Dec. 1, 1919	Accrued interest on bonds sold	528 00	
Dec. 16, 1919	Transfer from General Fund	1,472 00	
June 4, 1919	Accrued interest on bonds sold	450 00	
			53,340 00
			$54,140 00

DISBURSEMENTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$800 00
June 17, 1919	Payment semi-annual interest	$1,340 00	
Sept. 17, 1919	Purchase of bonds	49,441 00	
Dec. 24, 1919	Payment semi-annual interest	2,000 00	
			52,781 00
			$53,581 00
Balance in fund			559 00
			$54,140 00

REPORT OF THE PROCEEDINGS UNDER THE SAN FRANCISCO STATE BUILDING ACT OF 1913.

To His Excellency, WILLIAM D. STEPHENS,
Governor of California.

SIR: In accordance with the provisions of section 7, chapter 741, Statutes of 1913, we beg to submit a report of the proceedings under the said chapter for the year beginning January 1, 1919, and ending December 31, 1919.

Dated: Sacramento, California, January 15, 1920.

FRIEND WM. RICHARDSON, Treasurer, State of California.
By J. F. JOHNSON, Deputy State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

SAN FRANCISCO STATE BUILDING FUND RECEIPTS, 1919.

Date	Items	Total
Jan. 2, 1919	Amounts brought forward	$1,000,000 00

DISBURSEMENTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$43,746 42
June 13, 1919	Department of Engineering	$200 00	
July 25, 1919	Department of Engineering	181 95	
July 31, 1919	Department of Engineering	2 69	
July —, 1919	Department of Engineering	39 70	
Aug. 20, 1919	Department of Engineering	115 60	
Aug. 29, 1919	Department of Engineering	462 44	
Sept. 6, 1919	Department of Engineering	36 95	
Sept. 12, 1919	Department of Engineering	89 94	
Sept. 19, 1919	Department of Engineering	77 66	
Sept. 22, 1919	Department of Engineering	99 01	
Sept. 29, 1919	Department of Engineering	67 35	
Oct. 4, 1919	Department of Engineering	12 70	
Oct. 15, 1919	Department of Engineering	30 75	
Oct. 23, 1919	Department of Engineering	259 48	
Nov. 10, 1919	Department of Engineering	25 26	
Nov. 24, 1919	Department of Engineering	159 06	
Dec. 3, 1919	Department of Engineering	40 68	
Dec. 17, 1919	Department of Engineering	34 32	
Dec. —, 1919	Department of Engineering	40 32	
Dec. 23, 1919	Department of Engineering	4,928 00	
Dec. 26, 1919	Department of Engineering	274 41	
			7,178 26
			$50,924 68
Balance in fund			949,075 32
			$1,000,000 00

SAN FRANCISCO STATE BUILDING SINKING FUND. RECEIPTS, 1919.

Date	Items	Amount	Total
Jan. 2, 19[illegible]	Amounts brought forward		$176 60 00
June 18, 19[illegible]	Transfer from [illegible] Fund	$[illegible]	
June 26, 19[illegible]	Transfer from [illegible] Fund	[illegible]	
Dec. 16, 19[illegible]	Transfer from General Fund	[illegible]	
			57,300 00
			$233,600 00

DISBURSEMENTS, 1919.

Date	Items	Amount	Total
Jan. 2, 19[illegible]	Amounts brought forward		$176,600 00
June 17, 19[illegible]	Payment [illegible] interest	$[illegible]	
July 2, 19[illegible]	Redemption of bonds	[illegible]	
Dec. 24, 19[illegible]	Payment [illegible] interest	[illegible]	
			57,300 00
			$233,600 00

REPORT OF THE PROCEEDINGS UNDER THE INDIA BASIN ACT OF 1909.

To His Excellency, WILLIAM D. STEPHENS,
Governor of California.

SIR: In accordance with the provisions of section 6, chapter 407, Statutes of 1909, we beg to submit a report of the proceedings under the said chapter for the year beginning January 1, 1919, and ending December 31, 1919.

Dated: Sacramento, California, January 15, 1920.

FRIEND WM. RICHARDSON, Treasurer, State of California.
By J. F. JOHNSON, Deputy State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

INDIA BASIN FUND. RECEIPTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$690,000 00
Oct. 10, 1919	Anglo & London Paris National Bank purchase of 163 India Basin bonds at $1,000 each		163,000 00
			$853,000 00

DISBURSEMENTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$611,431 80
Oct. 18, 1919	By H. I. Mulcrevy, County Clerk, City and County of San Francisco, ex-officio Clerk Superior Court	241,116 92	
			$852,548 72
Balance in fund			451 28
			$853,000 00

INDIA BASIN SINKING FUND. RECEIPTS, 1919.

Date	Items	Interest on sales	Transfer of interest	Total
Jan. 2, 1919	Amounts brought forward	$8,991 11	$49,945 55	$58,936 66
Jan. 2, 1919	Transfer from S. F. Harbor Imp. Fund		2,300 00	
Feb. 1, 1919	Transfer from S. F. Harbor Imp. Fund		2,300 00	
Mar. 1, 1919	Transfer from S. F. Harbor Imp. Fund		2,300 00	
April 1, 1919	Transfer from S. F. Harbor Imp. Fund		2,300 00	
May 1, 1919	Transfer from S. F. Harbor Imp. Fund		2,300 00	
June 2, 1919	Transfer from S. F. Harbor Imp. Fund		2,300 00	
June —, 1919	Transfer from General Fund		2,300 00	
July 2, 1919	Transfer from S. F. Harbor Imp. Fund		2,300 00	
Aug. 1, 1919	Transfer from S. F. Harbor Imp. Fund		2,300 00	
Sept. 2, 1919	Transfer from S. F. Harbor Imp. Fund		2,300 00	
Oct. 1, 1919	Transfer from S. F. Harbor Imp. Fund		2,300 00	
Oct. 16, 1919	Accrued interest on sale bonds	1,756 78		
Nov. 1, 1919	Transfer from S. F. Harbor Imp. Fund		2,716 56	
Dec. 1, 1919	Transfer from S. F. Harbor Imp. Fund		2,843 33	
Dec. 16, 1919	Transfer from General Fund		2,843 33	35,460 00
		$10,747 89	$83,648 77	$94,396 66

DISBURSEMENTS, 1919.

Date	Items	Interest paid	Total
Jan. 2, 1919	Amounts brought forward		$58,096 66
Jan. 2, 1919	Transfer to General Fund	$2,300 00	
June 17, 1919	Payment semi-annual interest	13,800 00	
July 2, 1919	—Transfer to General Fund	2,300 00	
Dec. 24, 1919	Payment semi-annual interest	17,000 00	
			35,400 00
			$94,396 66

REPORTS OF THE PROCEEDINGS UNDER THE SAN FRANCISCO HARBOR IMPROVEMENT ACT OF 1913.

To His Excellency, WILLIAM D. STEPHENS,
Governor of California.

SIR: In accordance with the provisions of section 6, chapter 602, Statutes of 1913, we beg to submit a report of the proceedings under the said chapter for the year beginning January 1, 1919, and ending December 31, 1919.

Dated: Sacramento, California, January 15, 1920.

FRIEND WM. RICHARDSON, Treasurer, State of California.
By J. F. JOHNSON, Deputy State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

THIRD SAN FRANCISCO SEAWALL FUND. RECEIPTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$1,833,750 00
Jan. 3, 1919	State of California, purchase of 39 Harbor Imp. bonds	$39,000 00	
Mar. 17, 1919	State of California, purchase of 75 Harbor Imp. bonds	75,000 00	
May 7, 1919	State of California, purchase of 99 Harbor Imp. bonds	99,000 00	
			213,000 00
			$2,046,750 00

DISBURSEMENTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	—Amounts brought forward		$1,685,260 45
Jan. 9, 1919	W. B. Kyle	$5,948 08	
Jan. 11, 1919	Raisch Improvement Co.	2,371 35	
Jan. 11, 1919	The Bulletin	200 20	
Jan. 13, 1919	—J. D. Hannah	1,405 53	
Jan. 13, 1919	Healy Tibbitts Construction Co.	20 86	
Jan. 13, 1919	—Healy Tibbitts Construction Co.	17 62	
Jan. 13, 1919	—Pacific Building Materials Co.	339 21	
Jan. 13, 1919	—F. W. Richardson, pay roll	3,306 38	
Jan. 14, 1919	J. D. Hannah	1,830 45	
Jan. 21, 1919	—Crane Co.	25 20	
Jan. 21, 1919	—Healy Tibbitts Construction Co.	4,908 30	
Jan. 24, 1919	Standard Blue Print Co.	108 23	
Jan. 24, 1919	Old Mission Portland Cement Co.	2,207 20	
Jan. 29, 1919	—Thomas A. Clark	1,470 21	
Jan. 29, 1919	—W. B. Kyle	396 09	
Jan. 29, 1919	W. B. Kyle	399 73	
Jan. 30, 1919	—Pope & Talbot	256 65	
Jan. 31, 1919	—Standard Crushed Rock Co.	3 80	
Feb. 1, 1919	—W. B. Kyle	7,650 00	
Feb. 5, 1919	—W. B. Kyle	59 28	
Feb. 5, 1919	—W. B. Kyle	189 52	
Feb. 6, 1919	—Pacific Building Materials Co.	2,644 75	
Feb. 7, 1919	—J. D. Hannah	2,324 56	
Feb. 10, 1919	—F. W. Richardson, pay roll	4,178 36	
Feb. 11, 1919	—J. D. Hannah	3,462 50	
Feb. 15, 1919	—Raisch Improvement Co.	1,899 01	
Feb. 19, 1919	—Healy Tibbitts Construction Co.	2,454 15	
Feb. 19, 1919	—Healy Tibbitts Construction Co.	3,500 70	
Feb. 20, 1919	—W. B. Kyle	877 78	
Feb. 20, 1919	—Healy Tibbitts Construction Co.	435 45	
Feb. 21, 1919	—W. B. Kyle	6,885 00	

THIRD SAN FRANCISCO SEAWALL FUND. DISBURSEMENTS, 1919—Continued.

Date	Items	Amount	Total
Feb. 25, 1919	Western Electric Co.	21 01	
Feb. 26, 1919	Central Coal Co.	3 50	
Feb. 26, 1919	Old Mission Portland Cement Co.	381 50	
Feb. 26, 1919	W. P. Fuller & Co.	29 99	
Feb. 26, 1919	J. D. Hannah	10,159 00	
Mar. 3, 1919	Kyle & Co.	300 66	
Mar. 3, 1919	Kyle & Co.	348 82	
Mar. 5, 1919	J. D. Hannah	11,469 50	
Mar. 5, 1919	Kyle & Co.	176 77	
Mar. 7, 1919	Plant Rubber & Asbestos Works	1,000 00	
Mar. 8, 1919	J. D. Hannah	4,200 00	
Mar. 8, 1919	James Byrne, Jr.	11 50	
Mar. 8, 1919	James Byrne, Jr.	25 35	
Mar. 10, 1919	F. W. Richardson, pay roll	2,939 23	
Mar. 11, 1919	J. D. Hannah	534 00	
Mar. 12, 1919	Kyle & Co.	180 52	
Mar. 12, 1919	Kyle & Co.	3,996 53	
Mar. 12, 1919	Kyle & Co.	101 18	
Mar. 12, 1919	Kyle & Co.	754 58	
Mar. 20, 1919	J. D. Hannah	9,06	
Mar. 20, 1919	Magner Bros.	7 59	
Mar. 20, 1919	Payne's Bolt Works	45 88	
Mar. 20, 1919	Healy Tibbitts Construction Co.	135 00	
Mar. 20, 1919	F. W. Richardson, pay roll	3,221 31	
Mar. 21, 1919	Drendell Electrical & Manufacturing Co.	128 13	
Mar. 21, 1919	George H. Tay Co.	44 58	
Mar. 21, 1919	Berger & Carter Co.	46 12	
Mar. 21, 1919	Hart Wood Lumber Co.	47 21	
Mar. 21, 1919	W. B. Kyle	5,355 00	
Mar. 22, 1919	Marshall Newell Supply Co.	1 30	
Mar. 22, 1919	J. D. Hannah	55 20	
Mar. 24, 1919	Moran Paint & Oil Co.	36 75	
Mar. 24, 1919	Palace Hardware Co.	3 25	
Mar. 24, 1919	Old Mission Portland Cement Co.	1,177 20	
Mar. 24, 1919	W. P. Fuller & Co.	24 38	
Mar. 26, 1919	J. D. Hannah	1,097 50	
Mar. 26, 1919	Pacific Building Materials Co.	122 00	
Mar. 27, 1919	Home Manufacturing Co.	463 50	
Mar. 28, 1919	Incandescent Supply Co.	341 50	
Mar. 31, 1919	Healy Tibbitts Construction Co.	165 76	
Mar. 31, 1919	Healy Tibbitts Construction Co.	79,305 00	
April 2, 1919	W. B. Kyle	42 00	
April 7, 1919	J. D. Hannah	865 13	
April 8, 1919	Healy Tibbitts Construction Co.	38 95	
April 8, 1919	Healy Tibbitts Construction Co.	118 15	
April 9, 1919	Robert W. Hunt & Co.	194 41	
April 10, 1919	C. Peterson	99 32	
April 10, 1919	C. Peterson	47 07	
April 10, 1919	C. Peterson	3,000 00	
April 17, 1919	W. B. Kyle	13,005 00	
April 17, 1919	W. B. Kyle	262 20	
April 17, 1919	J. L. McLaughlin	9,284 51	
April 19, 1919	Payne's Bolt Works	4 90	
April 21, 1919	Marshall Newell Supply Co.	1 09	
April 21, 1919	Acme Lumber Company	588 05	
April 21, 1919	Jim Wilder	12 50	
April 21, 1919	Standard Underground Cable Co.	142 35	
April 21, 1919	Henry C. Peterson, Inc.	70 00	
April 22, 1919	Western Electric Company	196 04	
April 22, 1919	J. D. Hannah	86 83	
April 23, 1919	George H. Tay Co.	39 94	
April 23, 1919	Blake Bros. Co.	3 80	
April 23, 1919	Crowley Launch & Tug Boat Co.	20 00	
April 23, 1919	Holabird Electrical Co.	12 22	
April 23, 1919	Old Mission Portland Cement Co.	1,678 60	
April 25, 1919	F. W. Richardson, pay roll	4,574 76	
April 26, 1919	James Byrne, Jr.	62 30	
May 2, 1919	W. B. Kyle & Co.	2,049 92	
May 9, 1919	W. B. Kyle	686 22	

THIRD SAN FRANCISCO SEAWALL FUND. DISBURSEMENTS, 1919—Continued.

Date	Items	Amount	Total
May 9, 1919	W. B. Kyle	109 50	
May 10, 1919	Old Mission Portland Cement Co.	545 00	
May 10, 1919	Acme Lumber Co.	8,438 42	
May 12, 1919	Western Electric Co.	10 82	
May 12, 1919	Baker, Hamilton & Pacific Co.	-75	
May 13, 1919	Central Coal Co.	3 00	
May 13, 1919	W. B. Kyle	6,120 00	
May 13, 1919	Holbrook, Merrill & Stetson	45 04	
May 14, 1919	J. L. McLaughlin	21,663 86	
May 15, 1919	Crowley Launch & Tug Boat Co.	30 00	
May 15, 1919	W. B. Kyle	866 08	
May 22, 1919	Jim Wilder	7 50	
May 24, 1919	Standard Blue Print Co.	9 74	
May 26, 1919	Henry C. Peterson, Inc.	30 00	
May 26, 1919	Henry C. Peterson, Inc.	30 00	
May 28, 1919	W. B. Kyle	1,530 00	
June 3, 1919	W. B. Kyle	8 81	
June 3, 1919	W. B. Kyle	74 09	
June 3, 1919	W. B. Kyle	209 30	
June 5, 1919	Payne's Bolt Works	36 48	
June 5, 1919	Old Mission Portland Cement Co.	2,404 54	
June 6, 1919	Hart Wood Lumber Co.	95 76	
June 6, 1919	Berger & Carter Co.	4 72	
June 6, 1919	Western Electric Co.	12 31	
June 6, 1919	F. W. Richardson, pay roll	3,389 79	
June 7, 1919	Standard Crushed Rock Co.	21 60	
June 9, 1919	Associated Oil Company	9 81	
June 9, 1919	Bay Development Co.	4 00	
June 9, 1919	Clark & Henery Construction Company	9,888 51	
June 11, 1919	Edw. L. Soule	27 63	
June 12, 1919	W. A. Plummer Manufacturing Co.	8 69	
June 13, 1919	George H. Tay Co.	7 00	
June 14, 1919	J. L. McLaughlin	9,284 52	
June 17, 1919	Southern Pacific Company	3 00	
June 17, 1919	Kyle & Company	95 36	
June 20, 1919	California Steam & Plumbing Supply Co.	205 69	
June 23, 1919	F. W. Richardson, pay roll	4,156 94	
June 25, 1919	W. B. Kyle	23,000 00	
June 28, 1919	Thos. A. Clark	9 00	
July 2, 1919	James Byrne, Jr.	27 00	
July 9, 1919	Hart Wood Lumber Co.	432 96	
July 9, 1919	Old Mission Portland Cement Co.	545 00	
July 9, 1919	Marshall Newell Supply Co.	4 00	
July 14, 1919	Clark & Henery Construction Co.	3,364 51	
July 15, 1919	Crowley Launch & Tugboat Company	30 00	
July 15, 1919	Standard Blue Print Co.	1 44	
July 19, 1919	Acme Lumber Co.	79 21	
July 21, 1919	James Byrne, Jr.	39 25	
July 21, 1919	Hart Wood Lumber Co.	48 61	
July 23, 1919	F. W. Richardson, pay roll	3,346 32	
July 31, 1919	St. Helens Creosoting Co.	15,003 45	
July 31, 1919	J. L. McLaughlin	9,284 51	
Aug. 11, 1919	St. Helens Creosoting Co.	133 08	
Aug. 12, 1919	California Door Company	146 02	
Aug. 14, 1919	W. B. Kyle	39 05	
Aug. 20, 1919	James Byrne, Jr.	2,500 00	
Sept. 11, 1919	F. W. Richardson, pay roll	3,628 62	
Oct. 6, 1919	James Byrne, Jr.	30 15	
			359,069 94
			$2,044,350 39
Dec. 31, 1919	Balance in fund		3,399 61
			$2,047,750 00

THIRD SAN FRANCISCO SEAWALL SINKING FUND. RECEIPTS, 1919.

Date	Items	Interest on sales	Transfer of interest	Total
Jan. 2,	1919—Amounts brought forward	$13,111 88	$100,561 66	$113,673 54
Jan. 2,	1919—Transfer from S. F. Harbor Imp. Fund		5,686 45	
Feb. 1,	1919—Transfer from S. F. Harbor Imp. Fund		6,086 70	
Mar. 1,	1919—Transfer from S. F. Harbor Imp. Fund		6,086 66	
Mar. 17,	1919—Accrued on bonds sold	608 33		
April 1,	1919—Transfer from S. F. Harbor Imp. Fund		6,228 33	
May 1,	1919—Transfer from S. F. Harbor Imp. Fund		6,336 66	
May 1,	1919—Accrued interest on bonds	1,364 00		
June 2,	1919—Transfer from S. F. Harbor Imp. Fund		6,622 61	
June 2,	1919—Transfer from General Fund		6,666 60	
July 2,	1919—Transfer from S. F. Harbor Imp. Fund		6,666 66	
Aug. 2,	1919—Transfer from S. F. Harbor Imp. Fund		6,666 66	
Sept. 2,	1919—Transfer from S. F. Harbor Imp. Fund		6,666 66	
Oct. 4,	1919—Transfer from S. F. Harbor Imp. Fund		6,666 66	
Nov. 1,	1919—Transfer from S. F. Harbor Imp. Fund		6,666 66	
Dec. 1,	1919—Transfer from S. F. Harbor Imp. Fund		6,666 66	
Dec. 16,	1919—Transfer from General Fund		6,666 70	92,363 11
		$15,084 21	$190,952 44	$206,036 65

DISBURSEMENTS, 1919.

Date	Items	Interest paid	Total
Jan. 2,	1919—Amounts brought forward		$111,149 99
Jan. 2,	1919—Transfer to General Fund	$5,500 00	
Jan. 6,	1919—Payment semi-annual interest	2,720 00	
June 17,	1919—Payment semi-annual interest	40,000 00	
July 2,	1919—Transfer to General Fund	6,666 66	
Dec. 24,	1919—Payment semi-annual interest	40,000 00	
			94,886 66
			$206,036 65

REPORT OF THE PROCEEDINGS UNDER THE SAN FRANCISCO HARBOR IMPROVEMENT ACT OF 1909.

To His Excellency, WILLIAM D. STEPHENS,
Governor of California.

SIR: In accordance with the provisions of section 6, chapter 320, Statutes of 1909, we beg to submit a report of the proceedings under the said chapter for the year beginning January 1, 1919, and ending December 31, 1919.

Dated: Sacramento, California, January 15, 1920.

FRIEND WM. RICHARDSON, Treasurer, State of California.
By J. F. JOHNSON, Deputy State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

SECOND SAN FRANCISCO SEAWALL FUND. RECEIPTS, 1919.

Date	Items	Total
Jan. 2,	1919—Amounts brought forward	$9,172,038 38

DISBURSEMENTS, 1919.

Date	Items	Total
Jan. 2,	1919—Amounts brought forward	$9,171,038 38
Balance in fund		1,000 00
		$9,172,038 38

SECOND SAN FRANCISCO SEAWALL SINKING FUND. RECEIPTS, 1919.

Date	Items	Interest on sales	Transfer of interest	Total
Jan. 2, 1919	Amounts brought forward	$112,279 56	$2,042,140 44	$2,154,420 00
Jan. 2, 1919	Transfer from S. F. Harbor Imp. Fund		30,000 00	
Feb. 1, 1919	Transfer from S. F. Harbor Imp. Fund		30,000 00	
Mar. 1, 1919	Transfer from S. F. Harbor Imp. Fund		30,000 00	
April 1, 1919	Transfer from S. F. Harbor Imp. Fund		30,000 00	
May 1, 1919	Transfer from S. F. Harbor Imp. Fund		30,000 00	
June 2, 1919	Transfer from S. F. Harbor Imp. Fund		30,000 00	
June 16, 1919	Transfer from General Fund		30,000 00	
July 2, 1919	Transfer from S. F. Harbor Imp. Fund		30,000 00	
Aug. 2, 1919	Transfer from S. F. Harbor Imp. Fund		30,000 00	
Sept. 2, 1919	Transfer from S. F. Harbor Imp. Fund		30,000 00	
Oct. 4, 1919	Transfer from S. F. Harbor Imp. Fund		30,000 00	
Nov. 1, 1919	Transfer from S. F. Harbor Imp. Fund		30,000 00	
Dec. 1, 1919	Transfer from S. F. Harbor Imp. Fund		30,000 00	
Dec. 16, 1919	Transfer from General Fund		30,000 00	420,000 00
		$112,279 56	$2,462,140 44	$2,574,420 00

DISBURSEMENTS, 1919.

Date	Items	Amount	Total
Jan. 2, 1919	Amounts brought forward		$2,154,420 00
Jan. 2, 1919	By transfer from General Fund	$30,000 00	
June 17, 1919	Payment semi-annual interest	180,000 00	
July 2, 1919	Transfer to General Fund	30,000 00	
			240,000 00
			$2,394,420 00
Dec. 31, 1919	Balance in fund		180,000 00
			$2,574,420 00

REPORT OF THE PROCEEDINGS UNDER THE SAN FRANCISCO SEAWALL ACT.

To His Excellency, WILLIAM D. STEPHENS,
Governor of California.

SIR: In accordance with the provisions of section 6, chapter 211, Statutes of 1909, we herewith submit a report of the proceedings under the provisions of said chapter for the year beginning January 1, 1919, and ending December 31, 1919.

Dated: Sacramento, California, January 15, 1920.

FRIEND WM. RICHARDSON, Treasurer, State of California.
By J. F. JOHNSON, Deputy State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

SAN FRANCISCO SEAWALL SINKING FUND. RECEIPTS, 1919.

Date	Item	Premium	Investment returned fund	Interest on investments
Jan. 2, 1919	Amount brought forward	$3,998 75	$1,156,300 00	$100,186 50

Date	Items	Principal	Transfer of interest	Total
Jan. 2, 1919	Amounts brought forward	$1,270,894 52	$693,310 00	$3,257,689 77
Jan. 2, 1919	Transfer from S. F. Harbor Imp. Fund	9,375 00	2,250 00	
Feb. 1, 1919	Transfer from S. F. Harbor Imp. Fund	9,666 74	1,933 37	
Mar. 1, 1919	Transfer from S. F. Harbor Imp. Fund	9,666 66	1,933 33	
April 1, 1919	Transfer from S. F. Harbor Imp. Fund	9,666 66	1,933 33	
May 1, 1919	Transfer from S. F. Harbor Imp. Fund	9,666 66	1,933 33	
June 3, 1919	Transfer from S. F. Harbor Imp. Fund	9,666 66	1,933 33	
July 2, 1919	Transfer from S. F. Harbor Imp. Fund	9,666 66	1,933 33	
Aug. 2, 1919	Transfer from S. F. Harbor Imp. Fund	9,666 66	1,933 33	
Sept. 2, 1919	Transfer from S. F. Harbor Imp. Fund	9,666 66	1,933 33	
Oct. 1, 1919	Transfer from S. F. Harbor Imp. Fund	9,666 66	1,933 33	
Nov. 1, 1919	Transfer from S. F. Harbor Imp. Fund	9,666 66	1,933 33	
Dec. 1, 1919	Transfer from S. F. Harbor Imp. Fund	9,666 66	1,933 33	139,225 01
		$1,386,002 86	$689,826 67	$3,396,914 78

DISBURSEMENTS, 1919.

Date	Items	Redemption bonds issued	Transfer	Investment of principal
Jan. 2, 1919	Amounts brought forward	$1,325,000 00	$5,091 25	$1,174,181 44
Feb. 18, 1919	Redemption of bonds	95,000 00		
		$1,420,000 00	$5,091 25	$1,174,181 44

Date	Items	Interest paid	Total
Jan. 2, 1919	Amounts brought forward	$868,500 00	$3,172,832 69
June 17, 1919	Payment semi-annual interest	11,000 00	
Dec. 24, 1919	Payment semi-annual interest	11,000 00	118,200 00
		$891,700 00	$3,291,032 69
Dec. 31, 1919—Balance in fund			105,882 09
			$3,396,914 78

In accordance with section 1 of article VII of the constitution of California, I hereby transmit to you a list of the cases of pardon, commutation and reprieve granted by me from January 9, 1919, to December 4, 1920. The list is as follows:

PARDONS.

GROVER C. ROGERS, pardoned January 23, 1919. Convicted in Fresno County of kidnapping and sentenced October 3, 1908, to term of twenty years in Folsom Prison. Pardon recommended by Superior Judge M. F. McCormick, who, as district attorney, prosecuted, and by Superior Judge H. Z. Austin, who imposed the sentence.

GEORGE KOSTA, pardoned March 31, 1919. Convicted in the city and county of San Francisco of arson in the first degree and sentenced June 5, 1910, to term of twenty-five years in San Quentin Prison. Pardon recommended by Superior Judge George H. Cabaniss; also by Reverend D. O. Colegrove of San Jose, who made investigation.

O. L. BLUNKALL, pardoned April 19, 1919. Convicted in Tehama County of grand larceny and sentenced February 14, 1916, to serve four years in San Quentin Prison. Term expired February 19, 1919. Pardon recommended by Judge J. F. Ellison, who imposed sentence, and by N. A. Gernon, who, as district attorney, prosecuted.

HENRY J. BLUNKALL, pardoned April 19, 1919. Convicted in Tehama County of grand larceny and sentenced February 14, 1916, to term of four years in San Quentin Prison. Term expired February 19, 1919. Recommended by Judge J. F. Ellison, who imposed the sentence, and by N. A. Gernon, who, as district attorney, conducted prosecution.

ALBERT FRANCIS WATSON, pardoned April 21, 1919. Convicted in San Joaquin County of burglary, and sentenced March 31, 1914, to serve ten years in San Quentin Prison. On parole he became a private in the machine gun company of 364th infantry during the war. He was in thick of fighting in Argonne Forest. Former District Attorney Folts of San Joaquin County, who conducted prosecution, and Superior Judge J. A. Plummer, who imposed the sentence, recommended pardon.

CLARENCE R. DEVEREUX, pardoned May 3, 1919. Convicted in the city and county of San Francisco of obtaining money under false pretenses and sentenced to imprisonment for three years, by Superior Judge George H. Cabaniss, who suspended sentence upon condition that Devereux undergo one year of confinement in the county jail of the city and county of San Francisco. Judge Cabaniss explained that inadvertently a probation officer was not appointed, and he therefore asked for pardon of prisoner. Aylett R. Cotton, assistant district attorney of San Francisco, joined in request.

T. J. BROWN, pardoned May 29, 1919. Convicted in Tulare County of bigamy and sentenced May 18, 1915, to term of six years in San Quentin Prison. Pardon recommended by Warden J. A. Johnston, Owen Duffy, manager of Napa State Farm, Superior Judge Wallace, who imposed sentence, and District Attorney Lamberson of Tulare County.

RUSSELL MILLER, pardoned May 29, 1919. Convicted in Placer County of rape and sentenced on July 15, 1916, to serve term of five years at Folsom Prison. Pardon recommended by Advisory Pardon Board, by Superior Judge J. E. Prewett, District Attorney J. B. Landis and County Clerk Fleming of Placer County.

JAMES L. DAUSMAN, pardoned May 29, 1919. Convicted in Sonoma County of embezzlement and sentenced on May 1, 1917, to serve three years in San Quentin Prison. Served in U. S. Army during war. Pardon recommended by Judge Emmet Seawell, who imposed sentence, and by Advisory Pardon Board.

PEDRO A. BERNAL, pardoned June 7, 1919. Convicted in Santa Clara County of lewd and lascivious conduct and sentenced July 6, 1917, to serve one year in San Quentin Prison. Clemency recommended by Superior Judge J. R. Welch, who presided at trial; by former District Attorney A. M. Free on condition that prisoner should be held for observation; by former State Senator Frank H. Benson, who declared his belief that Bernal was not guilty; by Walter G. Mathewson, J. O. Hayes, Nicholas Bowden and Ray W. Harden, and other citizens of Santa Clara County.

JEFFERSON GRIFFITH, pardoned June 10, 1919. Convicted in San Joaquin County of burglary in the first degree and sentenced March 9, 1913, to serve ten years in Folsom Prison. Served in France with the 91st Division and fought through the Argonne battle. Term would have expired on September 9, 1919. Relieved of three months of sentence because of service in army.

ARMADO ARMENTA, pardoned June 10, 1919. Convicted in Los Angeles County of murder in 1883 and received at Folsom November 23, 1883, to serve life sentence. Recommended by Advisory Pardon Board.

FRANK FORD CARLILE, pardoned June 16, 1919. Convicted in Sonoma County on February 3, 1913, of assault with intent to commit murder, and sentenced to term of fourteen years in San Quentin Prison. Pardon recommended by Judge Emmet Seawell, who imposed sentence; by Hon. Clarence F. Lea, who, as district attorney, conducted prosecution; W. W. Felt, county clerk of Sonoma County; George H. Warfield, president of the Healdsburg National Bank; A. S. Foster, and R. R. Byrnes, sheriff of Mendocino County.

DAVID I. DAVIDSON, pardoned May 10, 1919. Convicted of murder in Kern County on December 11, 1897, and sentenced to life imprisonment in San Quentin Prison. Recommended by Advisory Pardon Board.

ANTONIO FODERA, pardoned July 11, 1919. Convicted in Santa Clara County on April 23, 1916, of failing to stop his motor vehicle and render assistance to person injured, and sentenced to term of five years in San Quentin prison. Pardon recommended by Judge W. A. Beasly, who sentenced Fodera; by Associate Justices Henry A. Melvin, Thomas J. Lennon of the Supreme Court; by Rolla V. Watt and John F. Davis, of San Francisco, and former State Senator Frank H. Benson.

JOHN TULLY, pardoned July 27, 1919. Convicted in city and county of San Francisco of murder in first degree and sentenced to life imprisonment in San Quentin Prison, where he was received on October 3, 1916. Pardoned on statement of Warden J. A. Johnston and Dr. L. L. Stanley, prison physician, that prisoner was about to die. Relatives and friends petitioned that he be permitted to die outside the prison walls.

RAYMOND J. VENING, pardoned September 12, 1919. Convicted of embezzlement in Los Angeles County May 21, 1917, and sentenced to three years in San Quentin Prison. Term expired June 30, 1919. Clemency recommended by Judge Gavin W. Craig, who imposed sentence, and by Advisory Pardon Board.

S. B. AXTELL, pardoned December 22, 1919. Convicted of murder in first degree in San Joaquin County and sentenced November 29, 1911, to life imprisonment in Folsom Prison. Recommended by Superior Judges George H. Buck, D. M. Young and J. A. Plummer; by State Senator Frank S. Boggs; Irving Martin, member of State Railroad Commission; by Friend W. Richardson, State Treasurer; by former Assemblyman Lawrence Edwards, and other residents of San Joaquin County.

B. E. FARRISS, pardoned December 22, 1919. Convicted in Contra Costa County of obtaining money under false pretenses and sentenced December 6, 1915, to serve six years in San Quentin Prison. Term expired September 3, 1919. Recommended by Judge R. H. Latimer, who imposed sentence, and by District Attorney.

JOHN SCHNEIDER, pardoned December 22, 1919. Convicted in Alameda County of murder in the second degree and sentenced December 27, 1905, to life imprisonment in San Quentin Prison. Recommended by E. H. Whyte, State Parole Officer; State Senator A. P. Anderson; by John J. Allen, who was the prosecuting attorney. Served in Navy during the war.

G. A. WILSON, pardoned December 22, 1919. Convicted in the county of Santa Barbara of manslaughter and sentenced July 20, 1917, to serve ten years in the State Prison at San Quentin. Recommended by Justices Conrey, James and Works of the Appellate Court; by D. M. Gandier, H. J. Finger and others.

TOMASO CHELINI, pardoned December 23, 1919. Convicted in city and county of San Francisco of murder on December 28, 1898, and sentenced to life imprisonment in San Quentin Prison. Pardon recommended by Advisory Pardon Board.

ABRAHAM RUEF, pardoned January 10, 1920. Convicted of bribery in the city and county of San Francisco, and sentenced December 29, 1908, to term of fourteen years in State Prison at San Quentin. Term had expired and full penalty exacted by the law had been paid.

CHARLES P. BARNETT, pardoned March 6, 1920. Convicted of robbery in Los Angeles County and sentenced December 15, 1911, to twenty-five years in Folsom Prison. This term was commuted in March, 1917, to fifteen years. Pardon recommended by State Senator Herbert C. Jones; by Frank R. Willis, Trial Judge, and by Advisory Pardon Board.

WILLIAM E. MALLICOAT, pardoned May 28, 1920. Convicted of murder in the second degree in San Diego County, December 14, 1914, and sentenced to serve ten years in San Quentin Prison. On January 31, 1918, his term was commuted to eight years. Pardon recommended by Advisory Pardon Board; Justice W. A. Sloane, and H. S. Utley, who, as District Attorney, conducted prosecution.

GEORGE W. BLAKER, pardoned July 22, 1920. Convicted of murder in the second degree in Alameda County and sentenced November 24, 1905, to life imprisonment in San Quentin Prison. He was sixteen years of age at the time of the crime. Recommended by Advisory Pardon Board.

MANUEL D. ESPINOSA, pardoned December 4, 1920. Convicted in Monterey County of murder in the second degree and sentenced September 27, 1909, to serve twenty-five years in San Quentin Prison. Recommended by Advisory Pardon Board, by Superior Judge J. A. Bardin, and others.

COMMUTATIONS.

WILLIAM MILLER, commuted January 9, 1919, to term ending January 13, 1919. Convicted in Siskiyou County of subornation of perjury, and received at San Quentin Prison on March 13, 1918. Sentence was void because crime had been committed before Indeterminate Sentence Act had gone into effect. He was later returned to court and received a definite sentence of one year. Commutation granted upon recommendation of District Attorney Allen, of Siskiyou County, and Warden J. A. Johnston in order that prisoner might receive credit for the time he served under void sentence.

DAVID A. BARNES, commuted January 23, 1919, to a term ending immediately. Convicted in Solano County of burglary and sentenced on February 4, 1905, to serve thirty years in Folsom Prison. Commutation recommended by Justices F. M. Angellotti, W. G. Lorigan, Henry A. Melvin, and Lucien A. Shaw of the Supreme Court.

URBAN LAWSON, commuted January 29, 1919, to life imprisonment at Folsom Prison. Convicted October 19, 1917, of murder in the first degree in Alameda County, and sentenced to be executed at Folsom Prison. Dr. F. W. Hatch, General Superintendent of State Hospitals, and Dr. Fred P. Clark, Superintendent of the Stockton State Hospital, reported the prisoner to be suffering from incurable form of mental disease, and recommended commutation.

ALEX KARLS, commuted February 28, 1919, to term of twenty-five years. Convicted of murder in second degree in Riverside County and sentenced May 1, 1904, to term of ninety-nine years at Folsom Prison. Commutation recommended by Advisory Pardon Board; by Judge Noyes, who imposed sentence, and Lyman Evans, who, as District Attorney, conducted the prosecution.

HENRY JEROME, commuted March 24, 1919, to term ending forthwith. Convicted of burglary in the second degree in San Mateo County, and sentenced to San Quentin Prison under an indeterminate sentence. Crime having been committed before Indeterminate Sentence Act had gone into effect, it was necessary to resentence him. Commutation recommended by Warden J. A. Johnston in order that prisoner might receive credit for time he served under void sentence.

HAROLD DENMAN, commuted April 19, 1919, to life imprisonment at San Quentin Prison. Convicted in Los Angeles County of murder in the first degree, and sentenced to be executed at San Quentin Prison on April 25, 1919. Commutation granted on recommendation of Superior Judge Gavin W. Craig, who had imposed the death penalty.

JAMES BRENNAN, commuted May 29, 1919, to term of four years. Convicted in San Bernardino County of robbery and sentenced on July 17, 1917, to serve fifteen years in San Quentin Prison. Commutation recommended by Superior Judge Dewhirst, who sentenced Brennan, in order that penalty should be made equal with that imposed upon his confederates.

ANDREW WILLIAM KELSAY, commuted May 29, 1919, to a term of fifteen years. Convicted of murder in the second degree in Los Angeles County and sentenced January 10, 1916, to serve thirty-five years in San Quentin Prison. Recommended by Advisory Pardon Board and by Superior Judge Gavin W. Craig, who imposed the sentence.

ALVES J. DENTON, commuted May 29, 1919, to term of fifteen years. Convicted in Santa Cruz County of murder in the second degree, and sentenced March 3, 1914, to serve a term of twenty years in San Quentin Prison. Recommended by Advisory Pardon Board and Superior Judge Benj. K. Knight, of Santa Cruz County.

GALE RANDY, commuted June 6, 1919, to term ending forthwith. Convicted in the city and county of San Francisco of grand larceny and sentenced to serve two years in San Quentin Prison. Recommended by Superior Judge Franklin A. Griffin, who imposed the sentence, and William R. McWood, assistant district attorney of San Francisco, who conducted prosecution in order to give prisoner credit for time served in county jail under an order of suspension of sentence.

FRED FELIX, commuted June 10, 1919, to term of six years. Convicted in Sacramento County of burglary in the first degree, and sentenced November 27, 1916, to serve a term of ten years at Folsom Prison. Recommended by Superior Judge Malcolm C. Glenn, who imposed the sentence.

DENNIE O'CONNOR, commuted June 10, 1919, to term of six years. Convicted of burglary in second degree in Sacramento County and sentenced October 19, 1916, to term of ten years in Folsom Prison. Recommended by Superior Judge Malcolm C. Glenn.

JAMES HARRIS, commuted September 12, 1919, to term of fourteen years. Convicted in Humboldt County of murder in second degree, and sentenced on January 10, 1911, to term of twenty years in San Quentin Prison. Recommended by Advisory Pardon Board and former Superior Judge Clifton H. Connick, who imposed sentence.

WALTER ANDERSON, commuted September 12, 1919, to term ending forthwith. Convicted of robbery in San Francisco County May 28, 1910, and sentenced to term of twenty-five years in San Quentin Prison. Commutation recommended by Superior Judge George H. Cabaniss, who imposed sentence, and by C. M. Fickert, who, as district attorney, conducted prosecution.

ARTHUR WOODS, alias Wallace Gladstone, commuted December 19, 1919, to term ending forthwith. Convicted in Santa Clara County of destroying or injuring jails and sentenced March 7, 1918, to term of five years in Folsom Prison. Commutation granted on request of State of Washington, where several charges involving serious crimes were pending against him.

LESTER ROAT, commuted March 1, 1920, to term of fifteen years. Convicted of robbery in San Joaquin County, and sentenced June 29, 1916, to twenty years in Folsom Prison. Recommended by Advisory Pardon Board and former Superior Judge John Hancock, who imposed the sentence.

ANTHONY LIPARA (Antone Lapara), commuted June 8, 1920, to life imprisonment at San Quentin Prison. Convicted of murder in the first degree in city and county of San Francisco, and sentenced on May 1, 1918, to be executed at San Quentin. Recommended by Advisory Pardon Board, by Associate Justice Curtis D. Wilbur, John H. Riordan, of the Attorney General's office, and three members of the jury.

WM. A. HANSON, commuted July 20, 1920, to term ending forthwith. Convicted of burglary in the first degree in Kern County and sentenced February 26, 1920, to term of from one to fifteen years in San Quentin Prison. Lieutenant General Hunter Liggett, United States Army, and Colonel E. Wittenmeyer, Chief of Staff of the General Staff, Western Department, called attention to the fact that Hanson was a soldier who had been wounded twice in action in France and later had escaped from the hospital at Fort Snelling, Minnesota, where he was undergoing treatment for manic depressive insanity. Warden J. A. Johnston recommended granting of request of United States military authorities that prisoner be released so he might be confined in Letterman General Hospital at the Presidio.

ROY WOLFF, commuted October 16, 1920, to life imprisonment. Convicted of murder in the first degree in Kern County, September 27, 1919, and was sentenced to be executed at San Quentin prison on September 17, 1920. Commutation recommended by Advisory Pardon Board. Investigation of mental condition of prisoner was made by Mr. Fred C. Nelles, superintendent of the State School at Whittier, assisted by Dr. J. Harold Williams, director of the State Bureau of Juvenile Research, and Dr. Lewis M. Terman, of Stanford University. They pronounced Wolff a moron of intelligence of a child of less than twelve years, and recommended that sentence of death be commuted to life imprisonment.

REPRIEVES.

JAMES TYREN, convicted of murder in the first degree in Sacramento County, and sentenced to be hanged at Folsom Prison on April 4, 1919, was reprieved on March 31, 1919, until May 23, 1919, at the request of Dr. F. W. Hatch, superintendent of State Hospitals, and Dr. Fred P. Clark, Superintendent of the Stockton Asylum, for the purpose of making a further and more complete investigation as to the sanity of the prisoner.

M. FURUYA, convicted of murder in the first degree in San Joaquin County, and sentenced to be hanged at San Quentin Prison, June 6, 1919, was reprieved on June 3, 1919, until July 11, 1919, in order to permit further investigation, in connection with his application for executive clemency.

R. MORISAWA, convicted of murder in the first degree in Sonoma County, and sentenced to be hanged at San Quentin Prison June 12, 1919, was reprieved on June 6, 1919, until July 18, 1919, to permit further investigation to be made.

ANTHONY LIPARA (Antone Lapara) was convicted of murder in the first degree in the city and county of San Francisco, and sentenced to be hanged at San Quentin Prison on December 19, 1919, was reprieved on December 15, 1919, to February 20, 1920. He was again reprieved on February 3, 1920, until April 23, 1920. He was again reprieved on April 21, 1920, until June 25, 1920.

ARTHUR COLLINS, convicted of murder in the first degree in Los Angeles County, and sentenced to be hanged August 23, 1920, was reprieved on July 31, 1920, until September 24, 1920, at the urgent request of Warden J. A. Johnston, of San Quentin Prison, to permit investigation. He was again reprieved on September 22, 1920, until October 29, 1920.

ONG MON FOO, convicted of murder in the first degree in the city and county of San Francisco, and sentenced to be hanged at San Quentin Prison, August 20,

1920, was reprieved August 19, 1920, until October 1, 1920. He was again reprieved September 23, 1920, until November 5, 1920. He was again reprieved November 4, 1920, to December 3, 1920.

ROY WOLFF, convicted of murder in the first degree in Kern County, and sentenced to be hanged at San Quentin Prison, on September 17, 1920, was reprieved on August 25, 1920, until October 22, 1920.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Sacramento, January 17, 1921.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were received and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 14, 1921, passed, as a case of urgency, Senate Bill No. 85—An act to amend sections 4005c and 4006 of the Political Code, relating to the population and classification of the several counties of the State;

Also: Senate Bill No. 95—An act making an appropriation to pay the expenses of electors of President and Vice President of the United States of America.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By W. E. MONAHAN, Assistant Chief Clerk.

Senate Bills Nos. 85 and 95 ordered to enrollment:

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 14, 1921, adopted Senate Concurrent Resolution No. 2—Approving the charter of the city of Fresno, State of California, ratified by the qualified electors of said city at the general election held on the second day of November, 1920;

Also: Senate Concurrent Resolution No. 3—Approving four certain amendments to the charter of the city of Alameda, in the county of Alameda, State of California, voted for and ratified by the electors of said city of Alameda at a special municipal election held therein on the thirty-first day of August, 1920;

Also: Senate Concurrent Resolution No. 4—Relative to approval of amendments to the charter of the city of San Diego;

Also: Senate Concurrent Resolution No. 7—Approving eight certain amendments to the charter of the city of Los Angeles, in the county of Los Angeles, State of California, voted for and ratified by the electors of said city of Los Angeles at a special municipal election held therein on the second day of November, 1920.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Clerk.

Senate Concurrent Resolutions Nos. 2, 3, 4 and 7 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 14, 1921, adopted Assembly Joint Resolution No. 2—Relative to the endorsement of the McFadden bill, to conserve the gold ore resources of the nation in the interest of monetary security;

Also: Assembly Joint Resolution No. 3—Relative to the adoption of an American policy in the purchasing of relief supplies.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Clerk.

Assembly Joint Resolutions Nos. 2 and 3 referred to the Committee on Federal Relations.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 17, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 6—Relative to amendment to the charter of the city of Salinas, voted and ratified by the electors of said city, at the regular election held on the second day of November, 1920—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

ON RULES.

SENATE CHAMBER, SACRAMENTO, January 17, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred Senate Concurrent Resolution No. 5—Relative to "the adjournment of the Legislature for the constitutional recess and to the reassembling of the Legislature after said recess, and fixing the date for said adjournment and reassembling"—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership, 5; committee vote: Ayes, 4; noes, none; absent, 1.

(Signed out.)

BREED, Chairman.

Senate Concurrent Resolution No. 5 ordered to engrossment and on file.

Also:

MR. PRESIDENT: Your Committee on Rules, to which was referred the following message from the Governor:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate of the State of California.

I have the honor to inform your honorable body that I have made the following appointments, and request your concurrence therein and consent thereto:

April 3, 1919. Emily Jarvis Earl, of Los Angeles, a member of the Board of Trustees of the State Normal School at Los Angeles, vice Edwin T. Earl, deceased.

June 4, 1919. Mortimer Fleishhacker, of San Francisco, a member of the Board of Regents of the University of California, vice I. W. Hellman, term expired.

June 4, 1919. Mrs. Margaret Sartori, of Los Angeles, a member of the Board of Regents of the University of California, vice J. W. McKinley, deceased.

June 4, 1919. George I. Cochran, of Los Angeles, a member of the Board of Regents of the University of California, vice Mrs. Phoebe A. Hearst, deceased.

July 23, 1920. George D. Cunningham, of Riverside, a member of the Board of Trustees of the Southern California State Hospital, vice self, term expired.

August 14, 1919. W. L. Biebrach, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired.

August 14, 1919. Wm. Van Dalsem, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired.

August 14, 1919. T. S. Montgomery, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired.

August 14, 1919. Duncan McPherson, of Santa Cruz, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired.

August 14, 1919. H. J. McCurry, of Sacramento, a member of the Board of Managers of Napa State Hospital, vice E. Phillips, deceased.

August 19, 1919. W. D. Pennycook, of Vallejo, a member of the Board of Managers of Napa State Hospital, vice Chas. E. Perry, resigned.

August 22, 1919. Charles W. Conlisk, of San Francisco, a member of the Board of Trustees of the State Normal School at San Francisco, vice F. S. Brittain, resigned.

October 7, 1919. H. S. Gans, of Red Bluff, a member of the Board of Trustees of the State Normal School at Chico, vice J. F. Ellison, resigned.

November 5, 1919. Ernest E. White, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired.

November 5, 1919. Rev. Willard B. Thorp, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired.

November 5, 1919. M. L. Ward, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired.

November 5, 1919. William T. Randall, of El Centro, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired.

November 5, 1919. W. H. Porterfield, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice Isidore B. Dockweiler, term expired.

January 12, 1920. Albert E. Boynton, of San Francisco, a member of the State Board of Prison Directors, vice H. Eickhoff, term expired.

February 2, 1920. Hattie H. Sloss, of San Francisco, a member of the State Board of Charities and Corrections, vice Martin A. Meyer, resigned.

February 25, 1920. P. I. Lancaster, of Willits, a member of the Board of Managers of the Mendocino State Hospital, vice A. J. Mayfield, term expired.

February 25, 1920. Ralph A. Grover, of Oakland, a member of the Board of Managers of the Mendocino State Hospital, vice A. Uhl, term expired.

March 1, 1920. F. S. Moody, of San Francisco, a member of the Board of State Harbor Commissioners, vice Miles Standish, resigned.

March 1, 1920. Dr. Walter Lindley, of Los Angeles, a member of the State Board of Health, vice Dr. LeMoyne Wills, term expired.

March 1, 1920. Chester H. Rowell, of Fresno, a member of the Board of Regents of the University of California, vice self, term expired.

March 1, 1920. Garrett W. McEnerney, of San Francisco, a member of the Board of Regents of the University of California, vice self, term expired.

March 1, 1920. George Cosgrave, of Fresno, a member of the Board of Trustees of the State Normal School at Fresno, vice Milo L. Rowell, resigned.

March 29, 1920. Marie L. Avery, of Oakland, a member of the Board of Directors of the California School for the Deaf and the Blind, vice Livingston Jenks, deceased.

June 14, 1920. W. M. Colburn, of San Diego, a member of the Board of Pilot Commissioners for the port of San Diego, vice self, term expired.

June 14, 1920. W. S. Dorland, of San Diego, a member of the Board of Pilot Commissioners for the port of San Diego, vice self, term expired.

July 8, 1920. George E. Wallace, of San Francisco, a member of the Board of Pilot Commissioners for the Ports of San Francisco, Mare Island and Benicia, vice W. T. Lewis, deceased.

August 6, 1920. Dr. Walter M. Dickie, of Los Angeles, a member of the State Board of Health, vice Dr. Irving R. Bancroft, resigned.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Dated: Sacramento, California, January 13, 1921.

Has had the same under consideration, and respectfully reports the same back, and recommends that the Senate advise and consent to the several appointments.

Committee membership—5; committee vote: Ayes, 5; noes—none.

(Signed out)

BREED, Chairman.

MOTION CONFIRMING APPOINTMENTS OF GOVERNOR.

Senator Breed moved that the Senate advise and consent to the several appointments of the Governor.

The President put the question, "Will the Senate advise and consent to the appointment of Emily Jarvis Earl, of Los Angeles, a member of the Board of Trustees of the State Normal School at Los Angeles, vice Edwin T. Earl, deceased?"

The roll was called, with the following result:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Emily Jarvis Earl, of Los Angeles, a member of the Board of Trustees of the State Normal School at Los Angeles, vice Edwin T. Earl, deceased.

The President put the question, "Will the Senate advise and consent to the appointment of Mortimer Fleishhacker, of San Francisco, a member of the Board of Regents of the University of California, vice I. W. Hellman, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Slater, and Yonkin—28.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Mortimer Fleishhacker, of San Francisco, a member of the Board of Regents of the University of California, vice I. W. Hellman, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of Mrs. Margaret Sartori, of Los Angeles, a member of the Board of Regents of the University of California, vice J. W. McKinley, deceased?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Shearer, Slater, and Yonkin—29.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Mrs. Margaret Sartori, of Los Angeles, a member of the Board of Regents of the University of California, vice J. W. McKinley, deceased.

The President put the question, "Will the Senate advise and consent to the appointment of George I. Cochran, of Los Angeles, a member of the Board of Regents of the University of California, vice Mrs. Phoebe A. Hearst, deceased?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—29.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of George I. Cochran, of Los Angeles, a member of the Board of Regents of the University of California, vice Mrs. Phoebe A. Hearst, deceased.

The President put the question, "Will the Senate advise and consent to the appointment of George D. Cunningham, of Riverside, a member of the Board of Trustees of the Southern California State Hospital, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Godsil, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Rush, Sample, Sharkey, Slater, and Yonkin—24.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of George D. Cunningham, of Riverside, a member of the Board of Trustees of the Southern California State Hospital, vice self, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of W. L. Biebrach, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—30.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of W. L. Biebrach, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of William Van Dalsem, of San Jose, a member of the

Board of Managers of the Agnews State Hospital, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rominger, Sample, Slater, and Yonkin—27.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of William Van Dalsem, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice self term expired.

The President put the question, "Will the Senate advise and consent to the appointment of T. S. Montgomery, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of T. S. Montgomery, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of Duncan McPherson, of Santa Cruz, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—27.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Duncan McPherson, of Santa Cruz, a member of the Board of Managers of the Agnews State Hospital, vice self, term expired.

The president put the question, "Will the Senate advise and consent to the appointment of H. J. McCurry, of Sacramento, a member of the Board of Managers of Napa State Hospital, vice E. Phillips, deceased?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of H. J. McCurry, of Sacramento, a member of the Board of Managers of Napa State Hospital, vice E. Phillips, deceased.

The President put the question, "Will the Senate advise and consent to the appointment of W. D. Pennycook, of Vallejo, a member of the Board of Managers of Napa State Hospital, vice Charles E. Perry, resigned?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of W. D. Pennycook, of Vallejo, a member of the Board of Managers of Napa State Hospital, vice Charles E. Perry, resigned.

The President put the question, "Will the Senate advise and consent to the appointment of Charles W. Conlisk, of San Francisco, a member of the Board of Trustees of the State Normal School at San Francisco, vice F. S. Brittain, resigned?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Flaherty, Godsil, Harris, Inman, Irwin, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—26.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Charles W. Conlisk, of San Francisco, a member of the Board of Trustees of the State Normal School at San Francisco, vice F. S. Brittain, resigned.

The President put the question, "Will the Senate advise and consent to the appointment of H. S. Gans, of Red Bluff, a member of the Board of Trustees of the State Normal School at Chico, vice J. F. Ellison, resigned?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of H. S. Gans, of Red Bluff, a member of the Board of Trustees of the State Normal School at Chico, vice J. F. Ellison, resigned.

The President put the question, "Will the Senate advise and consent to the appointment of Ernest E. White, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Ernest E. White, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of Rev. Willard B. Thorp, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Godsil, Harris, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Rev. Willard B. Thorp, of San Diego, a member of the Board of Trustees of the State Normal School of San Diego, vice self, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of M. L. Ward, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Flaherty, Godsil, Harris, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, and Yonkin—25.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of M. L. Ward, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of William T. Randall, of El Centro, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Irwin, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of William T. Randall, of El Centro, a member of the Board of Trustees of the State Normal School at San Diego, vice self, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of W. H. Porterfield, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice Isidore B. Dockweiler, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M. Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Irwin, Johnson, Jones,

King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—29.
NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of W. H. Porterfield, of San Diego, a member of the Board of Trustees of the State Normal School at San Diego, vice Isidore B. Dockweiler, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of Albert E. Boynton, of San Francisco, a member of the State Board of Prison Directors, vice H. Eickhoff, term expired?"
The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Irwin, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—29.
NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Albert E. Boynton, of San Francisco, a member of the State Board of Prison Directors, vice H. Eickhoff, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of Hattie H. Sloss, of San Francisco, a member of the State Board of Charities and Corrections, vice Martin A. Meyer, resigned?"
The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Godsil, Harris, Ingram, Irwin, Johnson, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.
NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Hattie H. Sloss, of San Francisco, a member of the State Board of Charities and Corrections, vice Martin A. Meyer, resigned.

The President put the question, "Will the Senate advise and consent to the appointment of P. I. Lancaster, of Willits, a member of the Board of Managers of the Mendocino State Hospital, vice A. J. Mayfield, term expired?"
The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Irwin, Johnson, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—24.
NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of P. I. Lancaster, of Willits, a member of the Board of Managers of the Mendocino State Hospital, vice A. J. Mayfield, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of Ralph A. Grover, of Oakland, a member of the Board of Managers of the Mendocino State Hospital, vice A. Uhl, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—26.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Ralph A. Grover, of Oakland, a member of the Board of Managers of the Mendocino State Hospital, vice A. Uhl, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of F. S. Moody, of San Francisco, a member of the Board of State Harbor Commissioners, vice Miles Standish, resigned?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of F. S. Moody, of San Francisco, a member of the Board of State Harbor Commissioners, vice Miles Standish, resigned.

The President put the question, "Will the Senate advise and consent to the appointment of Dr. Walter Lindley, of Los Angeles, a member of the State Board of Health, vice Dr. LeMoyne Wills, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Crowley, Eden, Flaherty, Godsil, Harris, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Dr. Walter Lindley, of Los Angeles, a member of the State Board of Health, vice Dr. LeMoyne Wills, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of Chester H. Rowell, of Fresno, a member of the Board of Regents of the University of California, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Flaherty, Godsil, Harris, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—23.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Chester H. Rowell, of Fresno, a member of the Board of Regents of the University of California, vice self, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of Garrett W. McEnerney, of San Francisco, a member of the Board of Regents of the University of California, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Godsil, Harris, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Garrett W. McEnerney, of San Francisco, a member of the Board of Regents of the University of California, vice self, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of George Cosgrave, of Fresno, a member of the Board of Trustees of the State Normal School at Fresno, vice Milo L. Rowell, resigned?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of George Cosgrave, of Fresno, a member of the Board of Trustees of the State Normal School at Fresno, vice Milo L. Rowell, resigned.

The President put the question, "Will the Senate advise and consent to the appointment of Marie L. Avery, of Oakland, a member of the Board of Directors of the California School for the Deaf and Blind, vice Livingston Jenks, deceased?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—24.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Marie L. Avery, of Oakland, a member of the Board of Directors of the California School for the Deaf and the Blind, vice Livingston Jenks, deceased.

The President put the question, "Will the Senate advise and consent to the appointment of W. M. Colburn, of San Diego, a member of the Board of Pilot Commissioners for the port of San Diego, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Johnson, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—25.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of W. M. Colburn, of San Diego, a member of the Board of Pilot Commissioners for the Port of San Diego, vice self, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of W. S. Dorland, of San Diego, a member of the Board of Pilot Commissioners for the Port of San Diego, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of W. S. Dorland, of San Diego, a member of the Board of Pilot Commissioners for the Port of San Diego, vice self, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of George E. Wallace, of San Francisco, a member of the Board of Pilot Commissioners for the Ports of San Francisco, Mare Island and Benicia, vice W. T. Lewis, deceased?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of George E. Wallace, of San Francisco, a member of the Board of Pilot Commissioners for the Ports of San Francisco, Mare Island and Benicia, vice W. T. Lewis, deceased.

The President put the question, "Will the Senate advise and consent to the appointment of Dr. Walter M. Dickie, of Los Angeles, a member of the State Board of Health, vice Dr. Irving R. Bancroft, resigned?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Dr. Walter M. Dickie, of Los Angeles, a member of the State Board of Health, vice Dr. Irving R. Bancroft, resigned.

RESOLUTION—(OUT OF ORDER).

By consent of the Senate, the following resolution was offered out of the regular order:

By Senator Purkitt:

WHEREAS, The State of California, at heavy expense to the taxpayers thereof, maintains the State University at Berkeley for the education of its citizens; and

WHEREAS, Said university has asked this Legislature for largely increased appropriations for the support of said institution; and

WHEREAS, It has been openly charged through the public press that said university is educating an unduly large proportion of foreign and nonresident students at the expense of the State; therefore, in order to ascertain whether discrimination is made against resident students in favor of foreign and nonresident students, and whether there exists a necessity for the increased appropriation asked for, be it

Resolved, by the Senate, That a committee of five Senators be appointed, with directions to ascertain and report the following facts:

1. The number respectively of resident and nonresident and foreign students enrolled in said university.
2. The number of resident students "flunked out" by the university authorities at the end of the last semester.
3. The number of foreign and nonresident students "flunked out" at the same time.
4. Whether the work of students is graded by other students or by teachers and professors.
5. The average annual expense per student of maintaining said institution.
6. The annual tuition fee, if any, charged nonresident and foreign students.
7. Any other facts which, in the judgment of the committee, tend to show discrimination or the necessity for increase of appropriation.

Resolution referred to Committee on Universities, and ordered printed in Journal.

ANNOUNCEMENT.

The President announced that he had approved the application of the following press representative and had assigned him to seat on the floor:

American Legion Weekly—B. C. Erwin.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Senator Inman: Senate Concurrent Resolution No. 11—Relative to directing the Civil Service Commission to issue instruction to certain employees of the State to refrain from attempting to influence certain proposed legislation.

Resolution referred to Committee on Civil Service.

By Senator Purkitt: Senate Bill No. 154—An act to amend section 626*f* of the Penal Code, relating to the protection of game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 155—An act to provide for the organization and government of public cemetery districts.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 156—An act to amend section 2047 of the Code of Civil Procedure, relating to the right of a witness to refresh his memory.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 157—An act to amend sections 851 and 852 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, and to repeal section 852*b* thereof.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 158—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of grand and trial jurors in such counties.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 159—An act to amend section 4257 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the twenty-eighth class, and fixing the mileage and per diem of witnesses and grand and trial jurors in such counties.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 160—An act to amend section 4271 of the Political Code, relating to salaries of county and township officers and their deputies in counties of the forty-second class, and fixing the mileage and per diem of grand and trial jurors in such counties.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

Bill read first time, and referred to Committee on County Government.

By Senator Osborne: Senate Bill No. 162—An act making an appropriation for the erection and equipment of a home economics and manual training building at the San Jose State Normal School.

Bill read first time, and referred to Committee on Normal Schools.

By Senator Inman: Senate Bill No. 163—An act to provide for the alteration of county boundary lines and for the adjustment of county debts and liabilities when such boundaries are changed.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 164—An act to amend section 275 of the Code of Civil Procedure, relating to the admission of persons as attorneys and counselors in this State.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Concurrent Resolution No. 12—Approving the charter for the city of Sacramento, State of California, ratified by the qualified electors of the said city at a special election held on the thirtieth day of November, 1920.

Resolution referred to Committee on Municipal Corporations.

By Senator Rush: Senate Bill No. 165—An act appropriating money for premiums at fairs held by the Twenty-fifth Agricultural District Association.

Bill read first time, and referred to Committee on Agriculture.

By Senator Arbuckle: Senate Bill No. 166—An act making an appropriation for the purpose of financing the investigation of and search for certain beneficial insects.

Bill read first time, and referred to Committee on Agriculture

By Senator Sample: Senate Bill No. 167—An act to repeal section 1379 of the Code of Civil Procedure, relating to the granting of letters of administration to others than those entitled thereto.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 168—An act to amend section 3628 of the Political Code, relating to the taxation of property.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Senate Bill No. 169—An act to amend section 1724 of the Code of Civil Procedure, relating to the establishing of identity of heirs.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 170—An act to amend section 1365 of the Code of Civil Procedure, relating to persons entitled to administer on the estates of decedents.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 171—An act to amend sections 172*b*, 172*c*, and 172*d* of the Civil Code, relating to the obtaining of orders relative to disposition of property of insane and incompetent persons.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 172—An act to add a new section to the Civil Code, to be numbered 402, relating to the determination of the identity of directors of dissolved corporations and settlement of affairs of such corporations.

Bill read first time, and referred to Committee on Corporations.

By Senator Rominger: Senate Bill No. 173—An act to amend an act entitled, "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by amending the title thereof and adding a new section thereto, to be numbered 5*a*, relating to powers of counties and cities in respect thereto.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Senate Bill No. 174—An act to provide for the establishment and maintenance of municipal hospitals within cities of the sixth class.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senators Lyon and Gates: Senate Bill No. 175—An act to amend an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed, and for suits to quiet title against claims or liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act,'; and to repeal Chapter DVC of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917, as amended.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Senator Carr, W. J.: Senate Concurrent Resolution No. 13—Relative to approving two amendments to the charter of the city of Pasadena, county of Los Angeles, State of California, voted for and ratified by the qualified electors of the said city of Pasadena at an election held therein on the second day of November, 1920.

Resolution referred to Committee on Municipal Corporations.

By Senators Carr, W. J. and Lyon: Senate Bill No. 176—An act to add a new section to the Political Code, to be numbered 737*q*, relating to salaries of judges of the superior court in the county of Los Angeles.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senator Carr, W. J.: Senate Bill No. 177—An act providing for the purchase of a university farm for the use of the College of Agriculture of the University of California; providing for the appointment of a commission to select and purchase said farm; providing for a Junior College of Agriculture, and a system of instruction, and the erection of proper buildings on said farm, and purchasing the equipment and appropriating money therefor, said farm to be located in the San Fernando Valley, Los Angeles County.

Bill read first time, and referred to Committee on Universities.

By Senator Jones: Senate Bill No. 178—An act to amend section 1373 of the Code of Civil Procedure, relating to notice of petitions for letters of administration.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 179—An act to add a new section to the Code of Civil Procedure, to be numbered 561, relating to attachment of personal property pending administration.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 180—An act to amend section 1389 of the Code of Civil Procedure, relating to bonds of executors and administrators.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 181—An act to amend sections 1412, 1413, 1415 and 1417 of the Code of Civil Procedure, relating to special administrators.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 182—An act to amend section 1464 of the Code of Civil Procedure, relating to notice of petitions for family allowance.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 183—An act to amend section 1526, and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 184—An act to amend section 1561 of the Code of Civil Procedure, relating to return of probate sales.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 185—An act to amend sections 1578 and 1579 of the Code of Civil Procedure, relating to probate petitions for leave to mortgage or lease.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 186—An act to amend section 1704 of the Code of Civil Procedure, relating to the entry of probate orders.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 187—An act to amend section 1669 of the Code of Civil Procedure, relating to payment of taxes before distribution.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 188—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 189—An act to amend section 1747 of the Code of Civil Procedure, relating to notice of petitions for letters of guardianship.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 190—An act to amend section 1765 of the Code of Civil Procedure, relating to guardians of incompetent persons.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 191—An act to repeal section 3752 of the Political Code, relating to the payment of taxes before distribution.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 192—An act creating an irrigation and water conservation district, to be known as Santa Clara Valley Conservation District; providing for the election of a board of trustees and the management and control of said district by said board of trustees and defining the powers and duties of said board; authorizing said district to acquire water rights, to acquire and hold property, to sue and be sued, and to have and exercise all rights and powers of a public corporation; providing for the levy and collection of assessments; and providing for the issue and payment of bonds.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 193—An act to amend section 23 of the "Water Commission Act," approved June 16, 1913, as amended, relating to fees upon applications for and issuance of permits to appropriate water.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 194—An act directing the State Water Commission to make a survey of the water resources of the State of California, including surface and underground waters, and to compile a report thereof, and making an appropriation to defray the expenses of such survey.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 195—An act to repeal sections 1415, 1416, 1417, 1418, 1419, 1420, 1421 and 1422 of the Civil Code, relating to the appropriation of water.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 196—An act to repeal section 1410 of the Civil Code, relating to the appropriation of water.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 197—An act to amend section 16 of the "Water Commission Act," approved June 16, 1913, as amended, relating to change of place of use of appropriated water.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 198—An act to amend section 32 of the "Water Commission Act," approved June 16, 1913, relating to fees to be paid upon submission of proof of appropriation of water.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 199—An act to amend an act known as the "Water Commission Act," approved June 16, 1913, amending section 37 thereof June 16, 1913, amending section 37 thereof and adding thereto five new sections, to be numbered 37*a*, 37*b*, 37*c*, 37*d*, 37*e*, relating to the distribution of water, and providing for the appointment of water masters, and defining their duties.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 200—An act creating a cash revolving fund for the use of the State Water Commission in making determinations of water rights as provided by the "Water Commission Act," approved June 16, 1913, making an appropriation therefor.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 201—An act to promote the development of the California fruit, nut, and vegetable industry in State and interstate markets; to provide for the establishment of grades, standards and standard packages for fruits, nuts, and vegetables; to provide for the establishment and enforcement of rules and regulations necessary to carry out the provisions hereof; creating the standardization fund; providing penalties for the violation of the provisions hereof, and repealing all acts inconsistent herewith.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 202—An act to amend section 2322 of the Political Code, relating to horticulture.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 203—An act to amend section 2322*d* of the Political Code, relating to horticulture.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 204—An act to amend section 2322*b* of the Political Code, relating to horticulture.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 205—An act to provide for the acceptance of the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States of America, in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise; to empower and direct the board designated as the State Board for Vocational Education to cooperate with the Federal Board for Vocational Education in carrying out the provisions of said federal act; to prescribe its powers and duties in carrying out the provisions of this act; to provide for a plan

of cooperation between the State Board for Vocational Education and the Industrial Accident Commission; to provide for the appointment of a custodian of all moneys received by the State from appropriations made by the Congress of the United States and from other sources for the purpose of promoting vocational rehabilitation; to create a vocational rehabilitation fund and make an appropriation therefor.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 206—An act to amend section 1521 of the Political Code, relating to the per diem of members of the State Board of Education and the compensation of the assistant superintendents of public instruction.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 207—An act providing for the establishment of a whole-time health department in those counties of the State wherein a whole-time health department does not exist; defining a whole-time health department; to enable the State Board of Health to contract with any person or corporation and such county for the establishment, support and maintenance of such whole-time health department.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 208—An act appropriating money for the support of the State Board of Health in the joint establishment of whole-time county health departments during the seventy-third and seventy-fourth fiscal years.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 209—An act to amend sections 2, 3, 4, 5 and 6 of an act known as "The Building and Loan Commission Act," approved April 5, 1911.

Bill read first time, and referred to Committee on Building and Loan Associations.

Also: Senate Bill No. 210—An act to repeal sections 3094 and 3095 of the Political Code, relating to the dissection of dead bodies, and all other acts or portions of acts in conflict with this act, and to substitute therefor the following act to prevent unauthorized use and disposition of, and traffic in human bodies; to prescribe the keeping of proper records; and to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead, and to provide penalties for the violation of this act.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 211—An act to amend section 1207 of the Civil Code, relating to defectively acknowledged instruments.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 212—An act to add a new section to the Political Code, to be numbered 4142*d*, relating to the powers of recorders.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 213—An act providing for the establishment, government and maintenance of a child welfare research station under the management of the Regents of the University of California, and making an appropriation therefor.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 214—An act to amend section 16 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a public school teachers' retirement salary fund, and also a public school teachers' permanent fund; providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 215—An act to amend the Code of Civil Procedure, by adding thereto a new section, to be numbered 1871, relating to experts, their appointment by the court, or a judge thereof, and providing for their compensation and manner of examination as witnesses.

Bill read first time, and referred to Committee on Judiciary.

By Senator Chamberlin: Senate Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 23 of article IV, relating to the compensation of members of the Legislature.

Amendment referred to Committee on Constitutional Amendments.

By Senator Shearer: Senate Bill No. 216—An act to amend section 1 of an act entitled "An act to secure to native-born and naturalized citizens of the United States the exclusive right to be employed in any department of the State, county, city and county and city government in this State, except in certain schools; to validate certain acts, and to repeal all acts in conflict herewith," approved May 19, 1915.

Bill read first time, and referred to Committee on Civil Service.

By Senator Godsil: Senate Bill No. 217—An act to add a new section to the Civil Code, to be numbered 1716, relating to the payment and enforcement of claims against any county, city and county, or city, in certain cases.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator King: Senate Bill No. 218—An act to amend section 1662 of the Political Code, relating to public school attendance.

Bill read first time, and referred to Committee on Education.

By Senator Ingram: Senate Bill No. 219—An act to amend section 1 of an act entitled "An act to fix the salaries of the State Forester, deputy forester and assistant forester," approved March 22, 1909, as amended.

Bill read first time, and referred to Committee on Conservation.

By Senator Johnson: Senate Bill No. 220—An act authorizing the State Department of Engineering to exchange approximately 1.5 acres of land belonging to the State near Castaic Station, Los Angeles County,

for approximately 3.9 acres of land belonging to the Newhall Land and Farming Company, a corporation, near Saugus, in said county.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Senate Bill No. 221—An act authorizing the conveyance to the county of Los Angeles of a right of way for a county road over land owned by the State of California near Castaic Station, Los Angeles County, California.

Bill read first time, and referred to Committee on Roads and Highways.

By Senator Crowley: Senate Bill No. 222—An act to provide for the establishment and maintenance of a division of dental hygiene for children under the direction of the State Board of Health; defining its powers and duties; and making an appropriation therefor.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Slater: Senate Concurrent Resolution No. 14—Approving eight certain amendments to the charter of the city of Santa Rosa, county of Sonoma, State of California, voted for and ratified by a majority of the qualified electors of the said city of Santa Rosa, at a special municipal election held therein on Tuesday, January 4, 1921.

Resolution referred to Committee on Municipal Corporations.

By Senator Sharkey: Senate Bill No. 223—An act to prohibit organizing, conducting, or teaching in any foreign language school.

Bill read first time, and referred to Committee on Education.

By Senator Duncan: Senate Bill No. 224—An act to amend section 949 of the Code of Civil Procedure, relative to stay of proceedings upon filing and undertaking in case of an appeal.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 225—An act to amend section 1750 of the Political Code, relating to adoption of course of study and textbooks by high school boards.

Bill read first time, and referred to Committee on Education.

By Senator Nelson: Senate Bill No. 226—An act to amend section 1238 of the Code of Civil Procedure, relating to eminent domain.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 227—An act to amend section 1294 of the Code of Civil Procedure, relating to jurisdiction of probate court over the estates of decedents.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 228—An act to amend section 1490 of the Code of Civil Procedure, relating to notice to creditors of decedents' estates.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 229—An act to amend section 1491*a* of the Code of Civil Procedure, relating to filing copy of printed notice to creditors.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 230—An act to amend section 2848 of the Civil Code, relating to the rights of a surety.

Bill read first time, and referred to Committee on Judiciary.

By Senator Boggs: Senate Bill No. 231—An act to prevent the propagation of noxious weeds.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 232—An act to amend section 2 of an act entitled "An act to authorize the State Board of Control to sell certain lands," approved June 1, 1917.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Senator Rigdon: Senate Bill No. 233—An act appropriating the sum of ten thousand dollars to be used in carrying out the provisions of the laws relating to the protection of cattle from theft.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 234—An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 235—An act to establish a deciduous fruit and nut experiment station in the Paso Robles district in the county of San Luis Obispo, or in the Atascadero district in the county of Monterey; providing for the organization and management of the same; and making an appropriation therefor.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 236—An act providing for notice to the Director of Agriculture, of the proposed sale of estray, branded, bovine animals; providing a means for identifying estray animals, and declaring certain sales of such estrays null and void.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 237—An act making an appropriation for the location and survey of a State highway in the counties of San Benito and Monterey, and making an appropriation therefor.

Bill read first time, and referred to Committee on Roads and Highways.

By Senator Irwin (by request): Senate Bill No. 238—An act to amend the Political Code by adding thereto a new section to be numbered 694, relating to a council and boards of economy and efficiency for the State of California.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senator Eden: Senate Bill No. 239—An act to add a new section to the Civil Code, to be numbered 196*b*, relating to the liability of a parent for the negligence or wrongful act of his minor child.

Bill read first time, and referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE—(OUT OF ORDER).

THIRD READING OF SENATE BILLS.

Senate Concurrent Resolution No. 6—Relative to amendment to the charter of the city of Salinas voted and ratified by the electors of said city, at the regular election held on the second day of November, 1920.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 6 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Cogswell, Dennett, Duncan, Eden, Flaherty, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Senate Concurrent Resolution No. 6 ordered transmitted to Assembly.

Senate Concurrent Resolution No. 8—Relating to an investigation of the procedure and decisions of the Railroad Commission.

COMMITTEE AMENDMENT.

During the consideration of the resolution, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed resolution, strike out lines 16 to 26, inclusive, and insert in lieu thereof the following:

"*Resolved by the Senate, the Assembly concurring*, That the Speaker of the Assembly shall appoint three members and the President of the Senate shall appoint two members, comprising members of the Committees on Public Utilities in each House, who shall act as a committee of the Legislature to investigate the matters herein referred to and afford the public an opportunity of presenting their complaints and their suggestions as to remedies; and be it further

Resolved, That the committee shall hold hearings during the constitutional recess to obtain data in regard to said matters, and submit their report thereon to the Committees on Public Utilities of both Houses on the first legislative day following the constitutional recess; and be it further

Resolved, That the committee shall have power to employ such assistants as it may deem necessary, and that the expenses incurred in such investigation, not to exceed the sum of one thousand five hundred dollars, shall be paid equally by the Assembly and Senate out of their respective contingent funds."

Amendment adopted.

AMENDMENT FROM THE FLOOR.

During the consideration of the resolution, the following amendment was offered and its adoption moved by Senator Chamberlin:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed resolution, strike out the word "apparent", and insert in lieu thereof the word "reported".

Amendment adopted.

Resolution ordered to print, and engrossment.

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes.

On motion of Senator Sample, Senate Bill No. 49 was passed on file.

SECOND READING OF SENATE BILLS.

Senate Bill No. 141—An act making an appropriation for the expenses of the State in proceedings for the recovery of property that may have escheated to the State.

Bill read second time, ordered engrossed, and on file for third reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 17, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 141—An act making an appropriation for the expenses of the State in proceedings for the recovery of property that may have escheated to the State—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

CASE OF URGENCY.

The following resolution was offered:

By Senator Irwin:

Resolved, That Senate Bill No. 141 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bill be read the third time and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and section 15 of article IV of the constitution suspended by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Whereupon the President declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 141.

Senate Bill No. 141—An act making an appropriation for the expenses of the State in proceedings for the recovery of property that may have escheated to the State.

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of this bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 141 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Senate Bill No. 141 ordered transmitted to the Assembly.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

On motion of Senator Breed, the following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, January 17, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 14 adopted Assembly Concurrent Resolution No. 9 Relative to requesting certain data from the Board of Control and the Civil Service Commission.

JEROME B. KAVANAUGH, Clerk of Assembly.
By E. E. EUSTICE, Assistant Clerk of Assembly.

Assembly Concurrent Resolution No. 9 referred to Committee on Governmental Efficiency.

ADJOURNMENT.

At one o'clock and forty five minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,
SACRAMENTO, Tuesday, January 18, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Caminetti, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gedsel, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Kins, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Youkin—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Monday, January 17, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE SENATE FLOOR EXTENDED.

On request of Senator Carr, F. M., the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Frank Mitchell Jr. of Oakland.

On request of Senator Gates, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Ex-Senator A. A. Caldwell of Turlock.

On request of Senator Ingram, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. J. C. Tyrrell, postmaster of Grass Valley.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. F. G. Vivian and Hon. Hugh R. Osburn of King City, and Hon. A. G. Winckler of Salinas.

On request of Senator Sample, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. H. L. Moody, city auditor of San Diego, and Hon. S. J. Higgins, city attorney of San Diego.

PETITIONS.

The following petitions were presented and ordered printed in the Journal:

By Senator Rigdon:

PACIFIC GROVE, January 17, 1921.

WHEREAS, Prohibition of the liquor traffic is written into the basic law of our nation;

WHEREAS, Provision is made for State legislation in enforcement of law; therefore, be it

Resolved, That we people of Pacific Grove, in mass meeting assembled, demand of our State legislators enactment of such laws as will meet the requirements of the eighteenth amendment of the constitution.

C. E. WINNING, Chairman.

ANNA P. REYBURN, Secretary.

By the President:

LOS ANGELES, January 16, 1921.

Resolved, By this great concourse of Los Angeles voters on this first anniversary of constitutional prohibition, that messages be sent to Governor Stephens and the presiding officers of the Senate and Assembly, calling attention to the fact that Los Angeles City and County, Fresno City and County, Bakersfield City and Kern County have passed ordinances in complete harmony with the Volstead National Enforcement Law, and we urge that California take similar action. While expressing hearty appreciation for past record and confidence in the administration, we call upon our Governor and Legislature to complete the job and place our State in line with other states and with the nation.

MRS. C. C. ASHLEY, Chairman of the Meeting.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was received, and on motion of Senator Breed, read, and ordered printed in the Journal:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Members of the Senate and Assembly.

There will be introduced today a group of eight bills to which I call your earnest attention. They deal with the subject of governmental economy and efficiency, and the consolidation of many boards, commissions and other state agencies. The problem is one that commands the interest of the people of California and claims a large part of our attention at this session. I therefore deem it my duty to point out the things sought to be accomplished in this legislation, and at the same time give reasons why in my judgment the particular means proposed should be resorted to.

I wish again to speak in commendation of the valuable services rendered to the state two years ago by the "Boynton Efficiency Committee," which, after several months of labor, filed a comprehensive report on the general subject of state reorganization. The work done by this committee is an invaluable contribution to the development of an intelligent plan of reorganizing our state government along lines of efficiency and economy. The plan involved such decided and untried changes in our governmental system that it seemed prudent to make a beginning. We therefore adopted one of the governmental units along the lines then suggested for the purpose of having some concrete evidence not only of the practical working advantage of the system proposed, but of the actual economies in money and service. This evidence we now have before us in tangible form. In the operation of the Department of Agriculture so created this department has not only functioned with increased efficiency, as compared with many of the boards and offices theretofore performing the functions that were transferred to the department, but in the matter of expenditures I am informed by the Board of Control that there has been substantial saving. Not only in actual saving of money is this success evidenced, but in more and better service rendered for each dollar expended; and the increased service to the State from the consolidation of these various activities in the Agricultural Department has been so marked as to justify the experiment and warrant us in proceeding further.

While these bills now introduced make some changes and modifications of the Boynton Committee recommendations, they proceed upon the same fundamental lines and have the same common object, to wit, the abolition of many boards and commissions; the elimination of duplication and overlapping, and the consolidation, so far as our constitution, laws and the public good permit, of such governmental agencies and activities as efficiently and economically group themselves together.

The legal advice given me constrains me to abandon my original desire to present a single comprehensive bill dealing with the entire subject matter, and to resort to a number of different bills for the accomplishment of what is, after all, but one purpose. The proposal of a single bill was abandoned when my attention was called to the attempt made nearly twenty years ago to revise a Code by the enactment of a single, comprehensive bill which, to lay minds, dealt logically and effectively with a single subject matter. A subsequent legal attack was made upon the validity of such legislation, and the Supreme Court of this State in the case of *Lewis* vs. *Dunne*, 134 Cal., 291, by unanimous decision, held that under the constitution of California such a comprehensive statute dealing, it is true, with but one system of legal procedure, but covering many important subjects thereunder, could not be included in one bill. I have been warned, in view of this decision, that an attempt to reorganize our governmental agencies by a single statute would be equally invalid and fatal to the successful accomplishment of what I deem to be your purpose as well as mine. Let me emphasize the fact that I should have preferred to have included the entire subject of state reorganization in a single bill, so that the whole plan might be dealt with as one legislative enactment; and let me repeat that the only thing that has deterred me from adopting this course is the warning of the legal invalidity of such a procedure.

With these prefatory statements, I invite your scrutiny of the proposed bills and beg the liberty of pointing out to you the reasons that underlie some of the changes suggested, as well as giving you some explanations for the retention of certain boards which may seem to be superfluous in the light of the recommended reorganization. The bills respond to a prevailing present-day judgment in favor of centralization of power and consequent fixing of certain responsibilities. In other words, the movement is toward centralization, the elimination of separated boards and others with duplicated functions and the substitution therefor of single departmental heads.

The first of the bills provides a new article to be added to the Political Code containing certain general provisions applying to all departments which are created by the proposed reorganization plan. In this article the clearly declared policy is to vest in the Governor the civil administration of the laws, and to divide the general subject of executive and administrative work into departments with heads appointed by the Governor, responsible to the Governor and holding office at his pleasure. This is in harmony with the provisions of sections 1 and 7 of article V of the constitution, which provide:

> "The supreme executive power of this state shall be vested in a chief magistrate, who shall be styled the Governor" and "He shall see that the laws are faithfully executed."

The power is expressly given to the head of each department, subject to the approval of the Governor, to arrange and classify the work, to adopt necessary rules and regulations and to assign to the employees thereof such labors as may be conducive to the utmost efficiency. The full significance of these broad powers given to the department heads will be understood after a perusal of the submitted bills and a realization of the many activities merged into one department.

While a substantial financial saving will be accomplished by the adoption of these reorganization laws, in my judgment a greater money saving as well as increased efficiency will be attained by this grant of power to the department heads to assign all the employees of the department, and to make the temporary transfers of employees between branches of the department whenever there may occur a shortage of work in one branch and an excess of work in another.

Within the departments are created various divisions, each in charge of a chief to be appointed by the head of his department and to receive such compensation as may be fixed by law. A certain flexibility is obtained by enabling the head of the department, with the approval of the Governor, to create additional divisions as the needs of the department may require. Provision is also made for the fixing of salaries by the department head in accordance with the Civil Service standards. Control is retained by the Legislature in the matter of salary fixing, through the appropriations made for salaries in the department. Ample provision is made to protect the civil service standing of the employees in these departments.

Provision is further made for a detailed report to the Legislature by each department at least sixty days prior to the biennial session of each Legislature. The Attorney General is made the legal adviser of the departments and is empowered, upon the request of any department, to direct the district attorney of any county to appear in any hearing or prosecution under any law which the department is required to administer.

The first bill concludes with provisions transferring the powers and jurisdictions of the present boards and commissions to the newly created departments. Thus far the general provisions applicable to all of the departments intended to be created have been dealt with.

The second bill creates the Department of Finance, in which have been consolidated the powers and duties of the following boards, officials and commissions when not expressly abolished by the bill: The State Board of Control, State Purchasing Department, Superintendent of Capitol Building and Grounds, State Commission in Lunacy, Boards of Managers of the Stockton State Hospital, Napa State Hospital, Agnews State Hospital, Norwalk State Hospital, Southern California State Hospital,

Mendocino State Hospital, Sonoma State Home, Board of Trustees of Pacific Colony, Board of Directors of the Industrial School for Adult Blind, Board of Trustees of Whittier State School, Board of Trustees of Preston School of Industry, Board of Trustees of California School for Girls, Board of Trustees of California Industrial Farm for Women, Superintendent of State Printing, Motor Vehicle Department, Superintendent of Motor Vehicle Department, State Librarian, State Dental Surgeon, General Superintendent of State Hospitals, Children's Agents, Department of Public Accounting, Board of Trustees State Burial Grounds, Board of Cohen Hall Trustees, Board of Monterey Custom House Trustees, Board of Pio Pico Mansion Trustees, Board of Sutter's Fort Trustees, Capitol Planning Commission, California Redwood Park Commission, and Historical Survey Commission.

The work of the department is divided into seven divisions, to be known respectively as the division of institutions, the division of budget and accounts, the division of purchases and custody, the division of printing, the division of motor vehicles, the division of capitol building and grounds, and the division of libraries and history.

The chief of each of the three divisions of institutions, of budgets and accounts and of purchases and custody, is to receive a salary of $5000 a year, which is the present salary paid to each of the three members of the Board of Control. The chiefs of the other divisions, such as printing, motor vehicle, capitol building and grounds and libraries are likewise to receive the present salaries paid for like character of work. It is provided that the chiefs of the three divisions of institutions, budgets and accounts and of purchases and custody shall constitute the governing body of the Department of Finance, and that each of the division chiefs shall be in charge of his own particular division. Certain constitutional requirements concerning the State Board of Control make it necessary to retain nominally this board, and therefore it is expressly provided that these three chiefs shall be ex officio members of the State Board of Control. The reasons for this apparent departure from the principle of individual department control are certain constitutional provisions dealing with the authorization and issue of bonds, in which bond issues the specific sanctioning of the chairman of a State Board of Control is indispensable. In addition board action is required for the final determination of the state budget, a duty of such great importance and magnitude that in my judgment it will be more wisely and equitably performed by a board than by a single individual.

The active control of all state institutions, save those of an educational character, is centralized in the chief of the division of institutions. Thereby we obtain an administration of uniform policy by a single responsible head for all these institutions, instead of having the management of such institutions, geographically widely separated, under the control of a number of uncoordinated boards without common policy.

The bill retains purely advisory boards for these institutions without power of any kind except visitation and advice. No compensation is allowed. The bill itself provides for quarterly meetings only, which in my judgment will limit the traveling expenses to a nominal sum. I deem it quite proper at this time to submit my reasons for the retention of even these advisory boards to certain of our institutions. A general classification of the institutions is made: those dealing with the custody and control of wards as distinguished from those having none but a perfunctory control. The first class includes the hospitals, reformatories, and homes in which the state lodges, feeds and clothes its wards. All other institutions belong to the second class. In making this segregation and recommending the retention of advisory boards for the former class of institutions, I am guided by the experience of other states and the best available opinion of those having experience with institutional life.

The wards of the state are the ailing, the defective and the wayward. Over them the state holds the protecting, as well as the deterring parental hand. Experience, unfortunately, has too frequently shown the tendency of institutional experts to lose sight of the human factor in dealing with this class of dependents and wards. Experience has also shown the value of outside, even inexpert contact with these institutions, the beneficent influence of the ordinary every-day human being, whose views and tenderness frequently soften the strict expert discipline of the trained institutional man. I believe the state owes it to itself, as well as to its wards and their friends and relatives, to accord to these institutions the influence of these boards, the members of which serve the state in this worthy and humanitarian work without compensation other than the satisfaction of aiding the unfortunates.

The bill preserves the State Board of Charities and Corrections, uncontrolled by any department or chief of department, and retaining all of its present powers of visitation, inspection and correction. In my judgment, there should exist some independent body possessing these powers that may at all times act as a mediary or correctional agent between the wards of the state and official control of such wards.

The third bill proposed adds to the Department of Agriculture the functions of the State Superintendent of Weights and Measures, the State Board of Forestry, the State Fish and Game Commission, the State Market Director and the State Market Commission. I shall not pause at this time longer than merely to refer again to the exceptional economies effected by the Department of Agriculture as it was constituted two years ago, and to express my confidence that the transfer of these additional responsibilities to this department will be amply justified. In addition to the existing

divisions, the bill contemplates additional divisions for fish and game, forestry, markets and weights and measures. The Fish and Game Commission is abolished and a single chief is substituted. A Board of Forestry, to consist of five members serving without compensation and having only advisory powers, seems justified by the geographical extent of our state and the diversity of forestry problems presented.

The fourth bill creates a Department of Education. In the creation of this department we are confronted with certain problems arising by reason of the fact that so many of our offices and boards are constitutional, and therefore the powers can not be curtailed nor can they be shifted in such a way as wholly to accomplish a consolidation along the lines of the general plan. An executive officer is created to be known as the director of education and the work of the department is divided into two divisions; first, the division of text books, certification and trust funds, and, second, the division of normal and special schools. For the first division the State Superintendent of Public Instruction and the State Board of Education are continued as required by the constitution. The second division is given certain powers heretofore possessed by the respective boards and trustees of the state normal schools, California Polytechnic School and the California School for the Deaf and Blind. In this way all the educational institutions are made closely correlated and placed under the charge of one department.

The fifth bill creates a Department of Public Works, to be conducted under the control of a division chief, who is also Director of Public Works and State Engineer. The work of the department is divided into four divisions, to be known respectively as the Division of Engineering, the Division of Irrigation, the Division of Highways, and the Division of Lands. A Board of Public Works is retained, consisting of the Governor, Director of Public Works and State Engineer, the chief of the Division of Irrigation and three other members to be appointed by the Governor. This board is to consider and advise upon matters of department policies and plans of development. The three appointed members of the Board of Public Works compose a subdivision of the Department of Public Works designated as the California Highway Commission. The Governor designates the [illegible] upon becomes a member of the Highway Finance Board. Preservation of this title and commission is necessary by reason of reference thereto in certain bond issues heretofore voted by the people. Moreover, the state has embarked upon a program of forty millions of dollars of highway construction. The creation of this department will consolidate the State Engineer, the State Land Settlement Board, the State Water Commission, the State Highway Engineer and the California Highway Commission into one department, and will abolish the Carey Act Commission and the advisory board to the Carey Act Commission. The general purpose of the bill is to put into one department all the big constructive work to be done by the state.

At the last session of the Legislature, the Department of Agriculture was created. The Horticultural Commissioner, Board of Horticultural Examiners, State Dairy Bureau, State Veterinarian, Stallion Registration Board, Viticultural Commission, Cattle Protection Board, and Board of Citrus Fruit Shipping were abolished, and the powers and duties of such boards and others were transferred to the Department of Agriculture.

The sixth bill creates the Department of Labor, with a Director of Labor at its head. The work of the department is divided into two divisions, the first to be known as the Division of Employment and Statistics, and the second as the Division of Industrial Relations. The director of the department is made ex officio chief of the first division, and a Board of Industrial Welfare is made the head of the second division. The members of this board receive no compensation. This board succeeds to all the powers of the present Industrial Welfare Commission to [illegible] of minimum wages, and the establishment of hours and conditions of labor for women and minors, and is to exercise the powers of the present Immigration and Housing Commission in so far as the same relate to the prescribing of rules and regulations regarding immigration and housing. This board thus exercises the judicial power previously conferred upon the former boards, while the duty of enforcing its decisions is placed upon the director of the department. To the head of the department is given full power to enforce all labor laws and the rules, regulations and orders of this board. It is appropriate to confide the important judicial task of making findings of fact on such matters as minimum wage, hours of employment, conditions of labor and housing regulations upon a board. In the creation of this department we abolish the State Bureau of Labor Statistics, the office of Commissioner of the State Bureau of Labor Statistics, the Industrial Welfare Commission and the Immigration and Housing Commission.

The seventh bill creates the Department of Professional Standards. In this department are merged all the duties heretofore exercised by the various state boards empowered to examine applicants for license to practice certain professional callings. The following boards are abolished: Accountancy, Architecture, Dental Examiners, Embalmers, Library Examiners, Medical Examiners, Optometry, Pharmacy and Veterinary Medicine. The head of this department succeeds to all the powers at present possessed by these boards, but is authorized to select from time to time temporary boards of three persons, each from the profession concerned, to conduct examinations of applicants for license and hear charges of professional misconduct.

These examining boards serve without compensation. The duty of enforcing such laws as the narcotic law, prohibiting practicing professions without license, etc., is imposed upon the head of this department.

The eighth bill amends the present Civil Service statute in accordance with the recommendation of the Boynton Efficiency Committee, by substituting in lieu of the present commission a board consisting of three members, one of whom shall be the executive member and the other two but associate members. An important change is the matter of compensation. In lieu of $5000 per annum now paid to the three commissioners, the bill provides that the executive member of the commission shall receive $5000 per annum, and be required to devote all his time to the office. A per diem compensation is allowed the two associate members, the total not to exceed $900 each in any one year.

In the bills you will note that I have refrained from proposing any change affecting the Legislative Counsel Bureau. This has been done because that Bureau is really an adjunct to the Legislature.

Several bills, other than those herein discussed, have been prepared and submitted. They have for their purpose the repeal of certain statutes and will serve to abolish certain boards and commissions that have ceased to function.

We already have several departments with departmental heads, such as the Superintendent of Banks, Insurance Commissioner, Building and Loan Commissioner, Real Estate Commissioner and Corporation Commissioner, which apparently are not subject to practical consolidation with any of the other governmental agencies. This was also the conclusion reached by the Boynton Efficiency Committee.

After a careful comparison of statutory and constitutional provisions, it has been found that in the case of the Corporation Commissioner, who authorizes the issue of corporate securities, that it is impossible to merge his functions with the Railroad Commission, which authorizes the issue of utility securities, inasmuch as the Commissioner is a statutory officer, while the Railroad Commission's duties are prescribed by the constitution.

It was found equally infeasible to merge the functions of the Building and Loan Commissioner with the Bank Commissioner. Savings banks and building and loan institutions receive their deposits in general from the savings of people. The building and loan associations usually accept small deposits on fixed terms while savings banks ordinarily receive deposits payable on demand. The difference in their financial methods and purposes is an important one. They are competitors for the same credits and any attempt to merge them would, in my judgment, be an attempt to merge antagonistic and competitive interests.

The Insurance Commissioner can not, in my judgment, be dealt with save as a single unit, unless constitutional amendments are some day adopted that will permit the entire system of trade, commerce and finance to be adjusted. The same thing is true of the Real Estate Commissioner.

By no logical classification can the State Mining Bureau be put under any of the departments proposed, inasmuch as it is now conducted by a departmental head, and of itself responds to the principles sought to be put into execution by these bills. It has been deemed wise to let the Bureau stand as it now exists.

Upon the fundamental theory maintained throughout of retaining boards exercising judicial functions, no attempt has been made to interfere with the Industrial Accident Commission. It is essentially the poor man's court, created to afford relief to him who in the discharge of his occupational duties suffered misfortune.

The State Board of Health, dealing with the single important subject of public health and sanitation, is a constitutional board. Its functions can not be trenched upon.

The Railroad Commission, which deals with the entire subject of public service, derives all its powers from the constitution. The powers granted by the constitution can not be interfered with.

It has been found impossible for obvious financial reasons to disturb the Reclamation and Irrigation Boards without jeopardizing the validity of outstanding bond issues as well as those now under way. The same reason applies to the various small district reclamation and irrigation boards.

There are two cogent reasons for leaving the State Board of Harbor Commissioners as it now stands. In the first place, the State of California has voted bond issues in excess of $16,000,000 to be handled by the State Board of Harbor Commissioners. Of this amount about one-half has already been issued and the other half is in reserve to issue when the needs of the Board require it. Another reason is, one that looks to future harbor development. Modern transportation recognizes that a harbor such as the San Francisco harbor can not be a local project. It is essentially the harbor of every county bordering upon it and the natural harbor and outlet of most of northern California. In my judgment it will not be very long before the State of California will treat the harbor of San Francisco as modern harbor engineers are treating similar ports. The New York Harbor is no longer even a state project. It has become an interstate project. The same situation is true of New Orleans and other eastern harbors. The State Board of Harbor Commissioners should be preserved as the necessary instrumentality for the operation of the harbor in San Francisco along modern port and harbor lines.

In the foregoing comments, I have but touched upon the salient features of these bills, and have in only a slight way referred to the various commissions and offices abolished as well as those consolidated. In the case of the offices, boards and commissions abolished, the state will save not merely the direct items of compensation and the expense of the boards, commissions and offices themselves, but also the larger expense incurred in their work. Numerous deputies, officers, agents, attorneys, and employees are dispensed with. Nor have I sufficiently called attention to the larger economies effected with equal, if not superior efficiency, by reason of that flexibility which can (but is impossible with scattered boards, officials and conflicting authority) be obtained by merging so many state activities in one departmental head.

It is no doubt true that under existing conditions, with the rigid but necessary system of legislative appropriation, some departments are frequently strained to the utmost in the discharge of their duties at a time when other departments are but slightly burdened. Instead of disorganization of a force by dismissal in the latter case, and in place of the inevitable inefficiency of employing temporary help in times of rush and stress, the power given in the creation of these departments to the respective heads thereof, will, in my judgment, take care of the state's needs at a substantial saving in salary cost.

In recommending for your favorable consideration these bills, I recognize in the draftsmanship thereof a human fallibility, but I am firmly convinced that the reorganization of our government along the lines indicated will be a marked step forward. Indeed, I am hopeful that the result of the present changes may be a complete justification for a more comprehensive reorganization of our state activities. A complete reorganization can not be accomplished, however, without substantial constitutional changes.

In submitting these measures, I do so with the sanguine feeling that I have your full cooperation in my determined purpose of attaining such economies and efficiencies as are possible. I ask your consideration of these bills in the spirit of that cooperation that I know I have from you.

No single function or duty of the state is by any of these measures curtailed or discontinued. On the contrary, the fusion or merger of activities will give us the much desired economy, and, at the same time, a greater efficiency and a more beneficial functioning than we have attained in the past. The people of this state are anxiously and properly looking to every governmental agency, federal and municipal, as well as state, to curtail expense and maintain efficiency. We are but servants of the people seeking to discharge a solemn obligation imposed upon us. While we can not control expenditures authorized by the people themselves, we can control unnecessary expense in the functioning of governmental agencies.

We shall have gone a long step forward by reorganizing our state as proposed by these bills, and consolidating into six or seven departments a large number of state boards, commissions and other officials.

In this common service, which we are both anxious to render to the commonwealth, I urge your earnest and mature deliberation and effective cooperation. The task before us is an important one. Its very size challenges the best thought that we all possess. I trust you will find in these bills the accomplishment of our common purpose of rendering to the people of this state the greatest possible service at the least possible cost.

Respectfully submitted.

WM. D. STEPHENS,
Governor.

Dated: Sacramento, California, January 18, 1921.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, January 18, 1921.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 58—An act to recognize and declare valid all proceedings in Butte Valley Irrigation District;

Also: Senate Bill No. 60—An act to recognize and declare valid all proceedings in Scott Valley Irrigation District;

Also: Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron-Bethany Irrigation District;

Also: Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass, and be re-referred to the Committee on Judiciary.

IRWIN, Chairman.

Senate Bills Nos. 58, 60, 72, and 73 re-referred to Committee on Judiciary.

Also:

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 59—An act to recognize and declare valid all proceedings in Surprise Valley Irrigation District—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass as amended, and be re-referred to Committee on Judiciary.

IRWIN, Chairman.

Senate Bill No. 59 re-referred to Committee on Judiciary.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, January 18, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 132—An act legalizing the formation and organization of Reclamation District No. 2050—has had the same under consideration, and respectfully reports the same back, without recommendation, and that it be re-referred to the Committee on Judiciary.

Committee membership—9; committee vote: Ayes—8; noes—none; absent—1.

RUSH, Chairman.

Senate Bill No. 132 re-referred to Committee on Judiciary.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, January 18, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 9—Relative to approving the charter of the city of Grass Valley, of the State of California, voted for and ratified by the qualified voters of said city of Grass Valley at a special municipal election held therein for that purpose on the thirtieth day of November, 1920—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—9; committee vote: Ayes—7; noes—none; absent—2.

CARR, E. M., Chairman.

Senate Concurrent Resolution No. 9 ordered to engrossment and on file.

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 18, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following Senate Concurrent Resolution No. 5—Relative to the adjournment of the Legislature for the constitutional recess and to the reassembling of the Legislature after said recess and fixing the date for said adjournment and reassembling:

Also: Senate Concurrent Resolution No. 8—Relating to an investigation of the procedure and decisions of the Railroad Commission;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, January 18, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 146—An act to amend sections 3664*a*, 3664*b*, 3664*c* and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the State—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass as amended.

Committee membership—13; committee vote: Ayes—8; noes—4.

KING, Chairman.

Senate Bill No. 146 ordered on file for second reading.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS, ETC.

The following bills, etc., were introduced:

By Senator Sample: Senate Bill No. 240—An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels; providing for the collection and disposition of license fees and prescribing penalties for violation of the provisions of said act.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Senator Nelson: Senate Bill No. 241—An act approving, confirming and declaring valid the creation, formation and organization of Reclamation District No. 1004, and all acts and proceedings of said district and of the trustees and officers thereof, and of the board of supervisors of the county of Colusa, State of California, in relation thereto, including all proceedings relating to the inclusion of additional lands within said district and to the issuance of bonds of said district, and all acts and proceedings of the assessment commissioners thereof, and defining and declaring the exterior boundaries of said district.

Bill read first time, and referred to Committee on Judiciary.

By Senators Harris and Dennett: Senate Bill No. 242—An act providing for the organization and government of conservation water districts, and for the acquisition, appropriation, diversion, storage, and distribution of water for irrigation of lands in such districts; for drainage and reclamation connected therewith, and for the generation, disposition, and sale of hydro-electric energy developed incidental to such storage and distribution; and for the acquisition of lands or rights therein and the acquisition, construction, and maintenance of works to carry into effect the provisions of this act, and creating a board to be known as the "Water Conservation Board," to carry out the purposes of said act, and defining its duties and powers; repealing the California Irrigation Act approved June 4, 1915, and all acts amendatory thereof.

Bill read first time, and referred to Committee on Irrigation.

By Senator Duncan: Senate Bill No. 243—An act to add a new section to the Civil Code, to be numbered 206½, relating to the duties of the parents of married men and the parents of wives of such men while such men are in the active military or naval service of the United States in time of war.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 244—An act to add a new section to the Penal Code, to be numbered 270½, relating to duties of parents.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 245—An act to amend section 1202*a* of the Penal Code, relative to delivery of convicted persons at the State's prisons.

Bill read first time, and referred to Committee on Prisons and Reformatories.

By Senator Dennett: Senate Bill No. 246—An act to amend section 203 of the Penal Code, defining mayhem.

Bill read first time, and referred to Committee on Judiciary.

By Senator Harris: Senate Bill No. 247—An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the Director of Agriculture in relation thereto, and making an appropriation therefor.

Bill read first time, and referred to Committee on Agriculture.

By Senator Otis: Senate Bill No. 248—An act to amend section 856 of an act entitled, "An act for the organization, incorporation, and

government of municipal corporations," approved March 13, 1883, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 249—An act to amend section 1 of an act entitled "An act to provide for laying out, opening, extending, widening, straightening, or closing up in whole or in part any street, square, lane, alley, court or place within municipalities, and to condemn and acquire any and all land and property necessary or convenient for that purpose," approved March 6, 1889, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 250—An act providing for the joint exercise of powers by municipalities or by municipalities and counties.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 251—An act amending section 17 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights-of-way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Canepa: Senate Bill No. 252—An act to amend section 69 of the Civil Code, relating to marriage licenses and the application therefor.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 253—An act making provision for the districting of county or city and county for the purpose of garbage removal.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Eden: Senate Bill No. 254—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors, approved May 22, 1919.

Bill read first time, and referred to Committee on County Government.

By Senators Breed, Carr, W. J., Flaherty, Johnson: Senate Bill No. 255—"An act to provide for the organization of the Railroad Commission; to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations; creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I

of the Civil Code of all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, by amending sections 24 and 32 thereof.

Bill read first time, and referred to Committee on Public Utilities.

By Senator Chamberlin: Senate Bill No. 256—An act to discourage bootlegging and violations of the national prohibition law by prohibiting the manufacture, use or possession of hip-pockets, and to provide a penalty for a violation thereof.

Bill read first time, and referred to Committee on Public Morals.

By Senator Arbuckle: Senate Bill No. 257—An act appropriating money for repairs and improvements to the buildings and grounds and equipment for the Santa Barbara State Normal School.

Bill read first time, and referred to Committee on Normal Schools.

By Senator Lyon: Senate Bill No. 258—An act to amend section 35 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 10, 1913, as amended.

Bill read first time, and referred to Committee on Roads and Highways.

By Senator Jones: Senate Bill No. 259—An act to promote the comfort, health, safety and general welfare of the people of this State as affected by injury causing the disability or death of workmen in the course of their employment; providing for a complete system of workmen's compensation by creating a liability on the part of employers of every class and their insurance carriers to compensate workmen and their dependents for such disability or death, irrespective of the fault of any party; providing the means and methods of enforcing such liability and providing for certain liens upon compensation; and regulating compensation insurance coverage against such liability; securing the payment of compensation and confirming the establishment and transactions of the State Compensation Insurance Fund; and regulating the conduct and methods of insurance carriers and their officers and agents; and providing for the rehabilitation and vocational

education of workmen disabled in industry; and requiring safety in all employments and places of employment in this State, and providing the means and methods of enforcing such safety; and levying an assessment or tax upon employers for the maintenance and enforcement of safety in all employments and places of employment and for the rehabilitation and vocational education of disabled workmen and their dependents; and requiring reports of industrial injuries; and providing penalties for offenses, as defined herein, by employers, their officers and agents, and by workmen, attorneys, insurance carriers, their officers and agents, and other persons and corporations; and confirming the establishment, authority, powers and duties of the Industrial Accident Commission created by chapter CLXXVI of the laws of 1913; conferring certain powers and duties on said commission, and providing for a review of its orders, decisions and awards; and repealing all acts and parts of acts inconsistent with the provisions of this act.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 260—An act to amend an act entitled "An act to provide for the periodical inspection of elevators operated in places of employment in this State; to require a permit for such operation; to make it a misdemeanor to operate such elevator without such permit; and to provide for an injunction against such operation if dangerous to the life or safety of employees; to vest in the Industrial Accident Commission the power to make such inspections and determine the competency of inspectors, and require reports of inspections, and to issue such permits and prescribe maximum fees therefor," approved April 6, 1917, by amending sections 1, 3, 4 and 5 and adding a new section to be known as section 7.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 261—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 262—An act to amend section 751½ of the Political Code, relating to the salary of the stenographer for the clerk of the Supreme Court.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senator Lyon: Senate Bill No. 263—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Anderson: Senate Joint Resolution No. 10—Relating to the sending of small arms through the United States mails.

Resolution referred to Committee on Federal Relations.

By Senator Rominger: Senate Constitutional Amendment No. 6—Relative to taxation.

Amendment referred to Committee on Constitutional Amendments.

Also: Senate Constitutional Amendment No. 7—A resolution to propose to the people of the State of California an amendment to the constitution of said state, by amending section 3 of article XI thereof, relating to new counties.

Amendment referred to Committee on Constitutional Amendments.

By Senator Rigdon: Senate Bill No. 264—An act to amend section 1751 of the Political Code, relating to qualifications for admittance to California high schools.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 265—An act to amend section 628*f* of the Penal Code of the State of California, relating to the protection of fish and game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 266—An act to amend section 4259 of the Political Code, relating to the salaries and fees of officers of counties of the thirtieth class.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 267—An act to amend section 626 of the Penal Code, relating to the protection of game, approved April 11, 1919.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 268—An act providing for the control and destruction of predatory wild animals, making an appropriation therefor, and repealing acts authorizing the payment of bounties on such animals.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Burnett: Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

Bill read first time, and referred to Committee on Insurance.

Also: Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies.

Bill read first time, and referred to Committee on Insurance.

By Senator Inman: Senate Bill No. 271—An act appropriating money for the purpose of publicity advertisement and propaganda throughout the United States in regard to the Japanese situation in the State of California.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 272—An act to amend section 19*f* of the Juvenile Court Law, approved June 5, 1915.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 273—An act to regulate the manufacture, sale, and use of economic poisons; to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement; and creating the Division of Chemistry Fund.

Bill read first time, and referred to Committee an Agriculture.

By Senator Arbuckle: Senate Bill No. 274—An act to control the spread of the walnut codling moth; to govern the movement of and treatment of any shipment of walnuts, sacks, trays and other orchard appliances into or from any premises or districts known and believed to be infested with the walnut codling moth; to make rules and regulations for such or other control of said pest, and to provide a penalty for the violation thereof.

Bill read first time, and referred to Committee on Agriculture.

By Senator Harris: Senate Bill No. 275—An act to amend an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor, and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act and amendments thereto."

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Crowley: Senate Bill No. 276—An act to amend section 117 of the Political Code, relating to congressional districts.

Bill read first time, and referred to Committee on Reapportionment.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Concurrent Resolution No. 5—Relative to the adjournment of the Legislature for the constitutional recess and to the reassembling of the Legislature after said recess and fixing the date for said adjournment and reassembling.

On motion of Senator Breed, Senate Concurrent Resolution No. 5 was passed on file.

SENATE CONCURRENT RESOLUTION No. 8.

Relating to an investigation of the procedure and decisions of the Railroad Commission.

WHEREAS, It is reported that a large number of consumers of products and services dispensed by public service corporations are dissatisfied with the decisions and procedure of the Railroad Commission of the State of California and are demanding relief; and

WHEREAS, Whether or not this dissatisfaction is well founded or is brought about by misinformation or ignorance of the legal points involved, it is for the best interest of both the people as a whole and of the commission itself that these consumers be given an opportunity to present their complaints and of expressing their views thereon to the end that the said commission may be restored to that confidence in the minds of the people that it once enjoyed, or if said complaints be found to be based upon facts, that a remedy be found through legislative action; therefore, be it

Resolved by the Senate, the Assembly concurring, That the Speaker of the Assembly shall appoint three members and the President of the Senate shall appoint two members, comprising members of the Committees on Public Utilities in each House, who shall act as a committee of the Legislature to investigate the matters

herein referred to and of affording the public an opportunity of presenting their complaints and their suggestions as to remedies; and be it further

Resolved, That the committee shall hold hearings during the constitutional recess to obtain data in regard to said matters and to submit their report thereon to the Committees on Public Utilities of both Houses on the first legislative day following the constitutional recess; and be it further

Resolved, That the committee shall have power to employ such assistants as it may deem necessary and that the expenses incurred in such investigation, not to exceed the sum of fifteen hundred dollars, shall be paid equally by the Assembly and Senate out of their respective contingent funds.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 8 adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, E. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—28.

NOES—None.

Senate Concurrent Resolution No. 8 ordered transmitted to the Assembly.

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes.

On motion of Senator Sample, Senate Bill No. 49 was passed on file.

RECESS.

At twelve o'clock and ten minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of three o'clock p.m.

RECONVENED.

At three o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer, at the desk.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER.)

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed, as a case of urgency, Senate Bill No. 62, An act making an appropriation to defray the expenses of legislative mailing handled by the Superintendent of State Printing, for the forty-fourth session of the Legislature of the State of California.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Chief Clerk.

Senate Bill No. 62 ordered to enrollment.

COMMUNICATIONS.

The following communications were presented, read, and ordered printed in the Journal:

By Senator King:

In view of the tremendous importance of the revenue legislation that is under consideration, will you be good enough to read this letter to the Senate.

The State Board of Equalization in its letter to Governor Stephens of January 11, 1921, states that the average taxes paid by the non-operative property, that is, the general property in the State, for the current year amounted to $1.63 per one hundred dollars of its full value.

In order that the members of the Legislature and the people of California may have the facts in plain terms, we state that the railroads and street railroads are

perfectly willing to pay the average rate of $1.63 per hundred dollars of the full value of their property in this State, and ask that such a value be placed on their railroads and street railroads in order that they may know at what amount their property is valued for tax purposes—a right enjoyed by all other property owners.

The Seavey Tax Commission, four years ago, valued the railroads and street railroads at $519,620,000. At the time it was made, we thought this valuation too high and because of the disastrous times during which the railroads and street railroads are passing, we think it is much too high a value for the present time. But, entirely in disregard of the fall in the value of public utility properties, the State Board of Equalization bases its proposal to raise the percentage rates on the gross earnings of the railroads and street railroads, entirely on the assumption that the value of the railroads and street railroads has increased during the last four years at the same rate as the gross earnings of the railroads and street railroads, that is by 47.5 per cent, an assumed amount so manifestly grotesque as to condemn as ridiculous the proposal of the State Board of Equalization that the percentage tax on gross earnings be increased from 5.25 to 7 per cent. The State Board of Equalization, however, nowhere openly declares that its proposal is based on this assumption for, if it did, its proposal would fail by the weight of its own absurdity. However, upon no other hypothesis could the State Board of Equalization propose that the percentage tax rates on gross earnings of the railroads and street railroads should be increased by 34.98 per cent, which is the percentage of increase in the tax rate that the State Board reports to have taken place on the general property since the Seavey tax report was made. If the railroads and street railroads were now valued at $519,620,000, the sum at which they were valued by the Seavey Tax Commission, their average tax rate would be $1.94 per one hundred dollars of full value against an average tax rate, reported by the State Board of Equalization, of $1.63 on the full value of the general property.

If the State will place a value on the railroads and street railroads it will become possible by direct and simple computations to determine whether the railroads and street railroads are now bearing their proportionate share of the total tax burden.

This statement is made because no man, unless expert in the handling of figures, can understand the involved mathematical computations of the State Board of Equalization in its letter to Governor Stephens, and see just how they do the railroads and street railroads the gravest injustice.

We are sending a letter identical with this to the chairman of the Assembly Committee on Revenue and Taxation.

Respectfully submitted.

George G. Tunell, Commissioner of Taxes, Atchison, Topeka & Santa Fe System; D. V. Cowden, Tax Attorney, Southern Pacific Co.; Frank Karr, Chief Counsel, Pacific Electric Railway Co.; Clarence M. Oddie, Western Representative American Short Line Railroad Association; W. R. Alberger, Vice President and General Manager San Francisco-Oakland Terminal Railways; Read G. Dilworth, General Counsel San Diego Electric Railway Co.; E. H. Maggard, Vice President and General Manager Petaluma & Santa Rosa Railroad Co.; D. M. Swobe, Vice President McCloud River Railroad; W. F. Palmer, President Northwestern Pacific Railroad; C. A. Centos, California Western Railway and Navigation Co.; S. M. Haskins, Attorney Los Angeles Railway Corporation; Lester J. Hinsdale, General Attorney Western Pacific Railroad Co.; W. V. Hill, Manager California Electric Railway Association.

January 17, 1921.

By Senator Breed:

Drum's figures submitted for banks show that on actual value of bank property and actual taxes paid in 1920, the ratio was 1.455, to true value after eliminating .045 paid for maintenance of State Banking Department. This was acknowledged by Seavey and Lack. They, however, contend that their ratio of 1.632 was arrived at by taking figures of 1916 made up by obtaining true value of certain typical properties and then by certain methods bringing these 1916 figures up to date. They hold that the same assumptions and theories that they have used in working out 1.632 should also be used in determining the bank ratio, irrespective of the actual facts pertaining to banks and actual payments made by the banks. In all fairness we insist that the method of arriving at 1.632 should be obtained in writing and in detail from Lack and Seavey, and also that they should give the method by which in applying the same formula to the banks 1.45 is obtained. Our figures show conclusively that our total present rate of 1.455 with the addition of 29 points to the State rate would make the average ratio paid by banks on true value 1.738 instead of 1.632. Will you not demand these data immediately from floor before any vote is taken, so that the figures themselves will show their inaccuracy and absurdity as compared with the actual facts presented by the banks.

CALIFORNIA BANKERS ASSOCIATION.
JESSE B. MCCARGAR, President.

SECOND READING OF SENATE BILLS.

Senate Bill No. 146—An act to amend sections 3664*a*, 3664*b*, 3664*c*, and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, line 4, strike out the words "including street railways," and the brackets, and insert in lieu thereof "seven per cent."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, line 4, between the semicolon and the word "on" insert the following: "on all street railways which shall include interurban electric railways, five and a quarter per cent."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, line 7, strike out the brackets, and insert in lieu thereof "five and one-quarter per cent."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, line 8, strike out the brackets and insert "one per cent."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, line 9, strike out the brackets and insert "five and one-half per cent."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, line 10, strike out the brackets and insert "seven and one-half per cent."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2 of the printed bill, after line 19, insert the following paragraph:

"In the event that it shall be hereafter finally determined by the courts that the Legislature is without power to fix a different percentage upon the gross receipts from operation of street railways, then the percentage upon the gross receipts from operation of street railways is hereby fixed at seven per cent."

Amendment adopted.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendment was offered and its adoption moved by Senator Duncan:

AMENDMENT NUMBER ONE.

In line 4 of Amendment No. 7, after the word "railways" insert the words "including interurban electric railways."

Amendment refused adoption.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER EIGHT.

On page 2 of the printed bill, line 24, strike out the brackets and insert "two and sixty hundredths."

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2 of the printed bill, line 28, strike out the brackets and insert "two and sixty hundredths."

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 3 of the printed bill, line 4, strike out the brackets and insert "one and forty-five hundredths."

Amendment adopted.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendment was offered and its adoption moved by Senator Chamberlin:

AMENDMENT NUMBER ONE.

On page 3, line 5, of the printed bill, strike out the period and the word "the", and insert in lieu thereof a semicolon and the following: "*provided*, that there shall be deducted from said one and forty-five hundredths per centum upon the value thereof the amount of any county and municipal taxes paid on real estate owned by them in this state."

Amendment refused adoption.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ELEVEN.

On page 4 of the printed bill, line 30, strike out the brackets and insert "one and sixty-hundredths."

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 4 of the printed bill, after line 43, insert the following:

SEC. 5. "This tax levy, and each and every of the percentages or rates of taxation herein and hereby determined, made, fixed and established to be paid by the persons, firms, companies and corporations specified, described or included in section fourteen of article thirteen of the constitution, are and have been determined, made, fixed and established after a full, complete, open and public investigation and hearing by and before this legislature upon and respecting the value of each and all of the properties and franchises included within or enumerated in section fourteen of article thirteen of the constitution, and of all other and different property subject to taxation of any kind within the State of California, of which investigation and hearing every and all persons, firms, companies and corporations concerned therein or affected thereby had due notice; and at which investigation and hearing the legislature took oral and written evidence and at which hearing every and all persons, firms, companies and corporations concerned therein or affected thereby and who desire so to do, were given an opportunity to and did appear and were heard and introduced evidence before this legislature respecting and showing the value of said properties and franchises included within or enumerated in said section fourteen of article thirteen of the constitution, and also respecting and showing the value of all other and different property subject to taxation of any kind within the State of California; and after the due consideration of all of said evidence by this legislature and its ascertainment and determination therefrom and thereon of the value of said and all of said hereinbefore mentioned properties and franchises; and the percentages or rates of taxation herein and hereby determined, fixed and established have been and are determined, fixed and established, and have been and are based, upon the value of each, all and every of the properties and franchises included within or enumerated in said section fourteen of article thirteen of the constitution as ascertained and determined as aforesaid by this legislature and constitute and are the percentages or rates of taxation ascertained and determined by this legislature which when applied in the manner provided and required by law, do and will levy a tax upon said properties and franchises included within or enumerated in said section fourteen of article thirteen of the constitution in proportion to the value of the same and in proportion to the value of every and all other and different property subject to taxation of any kind within the State of California, as ascertained and determined as aforesaid by this legislature."

SEC. 6. "If any section, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of the act. The legislature hereby declares that it would have passed

this act, and each section, sentence, clause or phrase thereof, irrespective of the fact that any one or more other sections, sentences, clauses or phrases be declared unconstitutional."

A division of the vote was called for on amendment No. 12.

Section 6 of amendment No. 12 was adopted by viva voce vote.

Roll call was demanded by Senators Chamberlin, Rominger and Shearer on section 5 of amendment No. 12.

The roll was called, and section 5 of amendment No. 12 adopted by the following vote:

AYES—Senators Allen, Anderson, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Harris, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—24.

NOES—Senators Arbuckle, Breed, Burnett, Chamberlin, Gates, Godsil, Hart, Lyon, McDonald, Rominger, Sample, Shearer, and Yonkin—13.

AMENDMENT NUMBER THIRTEEN.

On page 4 of the printed bill, line 44, strike out the figure "5" and insert in lieu thereof the figure "7".

Amendment adopted.

The question on the adoption of the committee amendments as a whole was then put, and the committee amendments as a whole adopted.

Bill read second time, amended, ordered to print, engrossment, and on file for third reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 18, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 146—An act to amend sections 3664*a*, 3664*b*, 3664*c*, and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the State—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

CASE OF URGENCY.

The following resolution was offered:

By Senator King:

Resolved, That Senate Bill No. 146 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Harr, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Slater, and Yonkin—30.

NOES—Senators Chamberlin, Godsil, Rominger, Sample, and Shearer—5.

Whereupon, the President declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 146.

Senate Bill No. 146—An act to amend sections 3664*a*, 3664*b*, 3664*c* and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the State.

Bill read third time.

Section 7, setting forth the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of this bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Slater, and Yonkin—29.

NOES—Senators Arbuckle, Godsil, McDonald, Rominger, Sample and Shearer—6

SPECIAL ORDER.

Senator McDonald moved that the further consideration of Senate Bill No. 146 be made a special order for two o'clock p.m., Friday, January 21, 1921.

AYES AND NOES CALLED FOR.

The ayes and noes were called for by Senators McDonald, Chamberlin and Sample.

The roll was called and the motion lost by the following vote:

AYES—Senators Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Gates, Godsil, Hart, Lyon, McDonald, Otis, Rominger, Sample, Shearer, and Yonkin—17.

NOES—Senators Allen, Boggs, Burnett, Carr, W. J., Dennett, Duncan, Eden, Flaherty, Harris, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Rigdon, Rush, Scott, Sharkey, and Slater—21.

The question being on the passage of the bill.

The roll was called.

CALL OF THE SENATE.

Pending the announcement of the vote, Senator King moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37

The Secretary announced the absentees.

Time, six o'clock and ten minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At eleven o'clock and fifty minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator McDonald.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 146 finally passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—30.

NOES—Senators Arbuckle, Breed, Gates, Hart, Lyon, Purkitt, Rominger, Sample, Shearer, and Yonkin—10.

NOTICE OF MOTION TO RECONSIDER.

Senator Chamberlin gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 146 was passed.

ADJOURNMENT.

At eleven o'clock and fifty-five minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Wednesday, January 19, 1921.

The Senate met at ten o'clock a. m.

Lieutenant Governor C. C. Young, President of the Senate in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—40.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Tuesday, January 18, 1921, the further reading was dispensed with, on motion of Senator Rush.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, January 17, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 126—An act to provide for the classification of municipal corporations and adopting the federal census of all municipal corporations in the State of California taken in the year 1920, and repealing all acts or parts of acts in conflict herewith—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership, 9; committee vote: Ayes, 7; Noes, -None; Absent, -2.

CARR, F. M., Chairman.
YONKIN.
SCOTT.
ROMINGER.
LYON.
SHARKEY.
CHAMBERLIN.

Senate Bill No. 126 ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY.

SENATE CHAMBER, SACRAMENTO, January 18, 1921.

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Assembly Concurrent Resolution No. 9—Relative to requesting certain data from the Board of Control and the Civil Service Commission—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership, 7; committee vote: Ayes—4; absent—3.

CARR, W. J., Chairman.

Assembly Concurrent Resolution No. 9 ordered on file.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, January 18, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron-Bethany Irrigation District;

Also: Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District;

Also: Senate Bill No. 132—An act legalizing the formation and organization of Reclamation District No. 2050;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership, 17; committee vote: Ayes—10; absent—7.

JONES, Chairman.

Senate Bills Nos. 72, 73, and 132 ordered on file for second reading.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, January 19, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 6—Relative to the adoption of an American policy in the purchasing of relief supplies—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it be adopted as amended.

Committee membership, 5; committee vote: Ayes—4; absent—1.

EDEN, Chairman.

Senate Joint Resolution No. 6 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 5—Relative to the national system of taxation—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it be adopted as amended.

Committee membership, 5; committee vote: Ayes—5.

EDEN, Chairman.

Senate Joint Resolution No. 5 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 2—Relative to the endorsement of the McFadden bill, to conserve the gold ore resources of the nation in the interest of monetary security—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership, 5; committee vote: Ayes—5.

EDEN, Chairman.

Assembly Joint Resolution No. 2 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 9—Relative to the construction by the United States Reclamation Service or other public agency in Long Valley, Lassen County, California, of a unit of the Truckee-Carson project under construction by the United States Reclamation Service in Nevada—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership, 5; committee vote: Ayes—4; absent—1.

EDEN, Chairman.

Senate Joint Resolution No. 9 ordered to engrossment, and on file.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS, ETC.

The following bills, etc., were introduced:

By Senator Rush: Senate Bill No. 277—An act to provide for the sanitary inspection of slaughtering houses; the inspection of animals or meats intended for human consumption; to provide rules and regulations therefor, and to provide for the penalty for the violation thereof.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Sample: Senate Bill No. 278—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department.

Bill read first time, and referred to Committee on Judiciary.

By Senator Carr, F. M.: Senate Bill No. 279—An act to amend section 1770 of the Political Code, relating to county boards of education and their meetings, compensation and expenses.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 280—An act to protect the public health by providing for the examination and certification of persons engaged in plumbing; prescribing the powers and duties of the State Board of Health in relation thereto; providing penalties for the violation thereof, and repealing all acts in conflict herewith.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 281—An act to amend section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law, approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith."

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 282—An act to amend section 4 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment

of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent therewith."

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 283—An act to amend section 11 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith."

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 284—An act amending section 4232*a* of the Political Code, relating to jurors' fees in counties of the third class, by changing the number of said section to 4232½.

Bill read first time, and referred to Committee on Judiciary.

By Senators Lyon and Arbuckle: Senate Bill No. 285—An act to amend an act entitled "An act to amend the Political Code by repealing sections 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, inclusive, and to enact new sections thereof to be numbered consecutively 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, 3959, 3960, 3961, 3962, 3963, 3964, 3965, 3966, inclusive, relating to the establishment and definition of the boundaries of the counties of the State of California, approved May 24, 1919, by repealing sections 5, 20, and 59 thereof, and by adding to the Political Code three new sections, to be numbered, respectively, 3912, 3927 and 3966, all relating to such county boundaries.

Bill read first time, and referred to Committee on County Government.

By Senator Burnett: Senate Bill No. 286—An act to amend section 276*a* of the Code of Civil Procedure, relating to appointment, qualifications and compensation of Board of Bar Examiners.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 287—An act to amend section 279 of the Code of Civil Procedure, relating to attorneys of other states admission.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 288—An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, hotels and dwellings, and the maintenance, use and occupancy of the premises and land on which tenement houses, hotels and dwellings are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide for its enforcement, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, and the maintenance, use and occupancy of the premises and land on which tenement houses are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled 'An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof, and repealing an act entitled "An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof," approved April 16, 1909, statutes of California of 1909, page 948,' approved April 10, 1911, statutes of California of 1911, page 860, and approved June 13, 1913, statutes of California, 1913, page 737, and approved May 29, 1915, statutes of California, page 952, and all acts amendatory thereof, and approved May 31, 1917, statutes of California of 1917, page 1473"; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of hotels, and the maintenance, use and occupancy of the premises and land on which hotels are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled 'An act to regulate the building and occupancy of hotels and lodging houses in incorporated towns, incorporated cities, and cities and counties and to provide penalties for the violation thereof, approved June 16, 1913, statutes of California of 1913, page 1429,' and approved May 31, 1917, statutes of California of 1917, page 1422"; and repealing an act entitled "An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings, and the maintenance, use and occupancy of the premises and land on which dwellings are erected or located, in incorporated towns, incorporated cities, and incorporated cities and coun-

ties, and to provide penalties for the violation thereof, and approved May 31, 1917, statutes of California of 1917, page 1461."

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 289—An act to amend section 602 of the Political Code, relating to insolvency of insurance companies.

Bill read first time, and referred to Committee on Insurance.

Also: Senate Bill No. 290—An act to amend section 629 of the Political Code, relating to valuation of policies of life insurance companies.

Bill read first time, and referred to Committee on Insurance.

Also: Senate Bill No. 291—An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products, and fixing penalties for violation of the provisions thereof.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 292—An act to amend sections 5, 7, and 17 of "An act to provide for and regulate primary elections, and providing a method for choosing delegates for political parties to state conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended by an act approved May 29, 1917, amended and approved April 8, 1919, amended and approved May 7, 1919.

Bill read first time, and referred to Committee on Elections.

By Senator Scott: Senate Bill No. 293—An act to amend section 739 of the Political Code of the State of California, relating to salaries of officers of Supreme Court.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 294—An act to require the furnishing of lockers and dressing rooms in certain hotels, restaurants, factories, workshops or other places of employment; and providing penalties for the violation thereof.

Bill read first time, and referred to Committee on Labor and Capital.

By Senator McDonald: Senate Bill No. 295—An act to require employers to keep records of the working hours and wages of women and minors in certain cases; providing for the inspection of such records by certain authorities, their deputies and agents; and providing penalties for the violation thereof.

Bill read first time, and referred to Committee on Labor and Capital.

By Senator Dennett: Senate Bill No. 296—An act declaring the irrigation of arid and semi-arid lands a public use, and providing for the exercise of the power of eminent domain in aid thereof, whether by

private individuals for their own immediate private benefit or by public or quasi-public corporations.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 297—An act to amend sections 8, 10, 11 and 18½ of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended.

Bill read first time, and referred to Committee on Insurance.

By Senator Carr, F. M.: Senate Bill No. 298—An act to declare certain public roads in the county of Alameda state highways, and providing for their improvement and maintenance by the Department of Engineering.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Senate Bill No. 299—An act to repeal section 2013 of the Civil Code, relating to time of service.

Bill read first time, and referred to Committee on Judiciary.

By Senator Boggs: Senate Bill No. 300—An act making an appropriation to pay the claim of the Stockton Livestock Company against the State of California.

Bill read first time, and referred to Committee on Finance.

By Senator Shearer: Senate Bill No. 301—An act to protect bear and forbidding the use of certain steel traps.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Lyon (by request): Senate Bill No. 302—An act to amend an act entitled "An act to establish police courts in cities of the first and one-half class, to fix the jurisdiction of said courts and to provide for the officers thereof; to prescribe the powers and duties of the officers of said courts and to fix the compensation of certain officers thereof, and to repeal an act entitled 'An act to establish police courts in cities of the first and one-half class, to fix their jurisdiction and provide for officers of said courts and fix the compensation of certain officers thereof,' which became a law under the provisions of the constitution of the State of California without the Governor's approval on the fifth day of March, 1901, and all acts amendatory of said act or supplementary thereto," approved June 6, 1913, by amending section 6 thereof, providing for a clerk and deputy clerks for police courts in cities of the first and one-half class, fixing their compensation, providing for their duties and responsibilities, and providing for the care and disposition of moneys in their hands, and their removal and tenure of office.

Bill read first time, and referred to Committee on Judiciary.

By Senator Jones: Senate Bill No. 303—An act to provide for the preparation of a building construction code by the Industrial Accident Commission, in cooperation with other interested agencies; to report the same to the next session of the Legislature, and making an appropriation therefor.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 304—An act to amend section 402 (c) Penal Code, relating to protection of labor engaged in the construction, alteration, repairing, painting or cleaning of houses, buildings or structures, by including provision for the enforcement thereof by the Industrial Accident Commission.

Bill read first time, and referred to Committee on Labor and Capital.

Also: Senate Bill No. 305—An act to amend an act entitled "An act to regulate the construction, operation and maintenance of elevators in buildings during the course of construction, and providing for the inspection of same by the Bureau of Labor Statistics, and providing for a penalty for violation thereof;" chapter 275, laws 1913, approved June 7, 1913, by amending sections 2 and 3 thereof.

Bill read first time, and referred to Committee on Labor and Capital.

Also: Senate Bill No. 306—An act to amend an act entitled "An act to regulate certain scaffolding or staging for the protection of workmen; requiring that in addition to the duties imposed by any law upon employers using or directing or permitting the use of scaffolding or staging swung or suspended from an overhead support, such employers shall be subject to the provisions of this act; fixing penalties for a violation hereof to be the same as provided in section 402c of the Penal Code; and providing for the enforcement of this act by the Commissioner of the Bureau of Labor Statistics," chapter 48, laws 1913, approved April 22, 1913.

Bill read first time, and referred to Committee on Labor and Capital.

Also: Senate Bill No. 307—An act to amend an act entitled "An act to amend an act entitled 'An act to provide for temporary floors in buildings more than three stories high in the course of construction and for the protection of the life and limb of workmen employed in such buildings from falling through joists or girders, and from falling bricks, rivets, etc., approved March 6, 1909,' and to make the act apply to buildings more than two stories high in the course of construction," approved April 26, 1911, by inserting a new section thereto to be known as section 7, to provide for the enforcement of such act, jointly and severally, by the Commissioner of the Bureau of Labor Statistics and by the Industrial Accident Commission.

Bill read first time, and referred to Committee on Labor and Capital.

Also: Senate Bill No. 308—An act to provide for the inspection of electrical work and electrical equipment by the Industrial Accident Commission, and to regulate the manner of installation of all devices used for the generation and consumption of electrical energy in places of employment in this State; providing for establishing standards of electrical construction in such places; requiring a permit to be secured from the Industrial Accident Commission for the use of electrical equipment and devices; making it a misdemeanor to use such equipment and devices without such permit; allowing an injunction against such use without such permit where such equipment is dangerous to the life and safety of employees; providing for a hearing before the Industrial Accident Commission before the refusal of said permit;

providing for the qualification and appointment of inspectors; prescribing maximum fees for inspection; providing for the licensing of master electricians and the collection of fees for such licenses.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 309—An act to add a new section to the Political Code, to be numbered section 1734*b*, relating to the exclusion of an elementary school district from a high school district and the annexation of such elementary school district to another contiguous high school district.

Bill read first time, and referred to Committee on Education.

By Senator Sharkey: Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

Bill read first time, and referred to Committee on Education.

By Senator Sample: Senate Bill No. 311—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 312—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department.

Bill read first time, and referred to Committee on Judiciary.

By Senator Harris: Senate Bill No. 313—An act to regulate the hours of labor of employees on street railways, electric and elevated railways; providing penalties for the violation of its provisions, and repealing all acts or parts of acts in conflict with this act.

Bill read first time, and referred to Committee on Labor and Capital.

By Senator Breed: Senate Bill No. 314—An act appropriating money to complete the construction of the trail in Sierra Nevada Mountains known as the "John Muir Trail," and laterals therefrom.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Senate Bill No. 315—An act to amend an act entitled "An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, as amended, by amending sections 4, 11, 22 and 26 thereof.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 316—An act to provide for the issuance and sale of State bonds to create a fund to carry out the objects of an act entitled "An act creating a State Land Settlement Board and defining its powers and duties, and making an appropriation in aid of its operations," approved June 1, 1917, and any and all acts amendatory thereof or supplemental thereto; to create a sinking fund for the payment of said bonds; to define the duties of said officers in relation

thereto; to appropriate money for the expense of printing and advertising the sale of said bonds; and to provide for the submission of this act to a vote of the people.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 317—An act making an appropriation for the purpose of carrying out the provisions of "An act creating the State Land Settlement Board and defining its powers and duties, and making an appropriation in aid of its operations," approved June 1, 1917, as amended.

Bill read first time, and referred to Committee on Finance.

By Senator Rigdon: Senate Bill No. 318—An act relating to estrays; providing for taking them up, giving a lien on them for costs incurred thereby, and for damages, and providing for the sale thereof.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

Bill read first time, and referred to Committee on Oil Industries.

By Senator Duncan: Senate Bill No. 320—An act to amend section 4270 of the Political Code, relating to salaries, fees and compensation of officers of counties of the forty-first class.

Bill read first time, and referred to Committee on County Government.

By Senator Inman: Senate Concurrent Resolution No. 15—Relative to the printing of copies of "California and the Oriental."

Resolution referred to Committee on Revision and Printing.

By Senator King: Senate Bill No. 321—An act to amend section 1533 of the Political Code, relating to conventions of county and city superintendents.

Bill read first time, and referred to Committee on Education.

By Senator Ingram: Senate Bill No. 322—An act to amend section 1741 of the Political Code, relating to the powers and duties of high school boards.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 323—An act to amend sections 1610 and 1696 of the Political Code, relating to public schools.

Bill read first time, and referred to Committee on Education.

By Senator Otis: Senate Bill No. 324—An act to amend section 3 and section 3*a* of an act entitled "An act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination of and issuance of certificates to qualified applicants, with the designation of certified public accountant; and to provide the grade of penalty for violations of the provisions hereof," approved March 23, 1901, as amended, relating to the State Board of Accountancy and the examination of and issuance of certificates to certain applicants.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 325—An act to amend sections 3 and 4 of an act entitled "Street Opening Act of 1903."

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Lyon: Senate Bill No. 326—An act to amend section 4 of an act for preventing the manufacture, sale or transportation of adulterated, mislabeled or misbranded foods and liquors and regulating the traffic therein; providing penalties, establishing a State Laboratory for Foods, Liquors and Drugs and making an appropriation therefor, as amended.

Bill read first time, and referred to Committee on Public Health and Quarantine.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 19, 1921

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 85—An act to amend sections 4005*c* and 4006 of the Political Code, relating to the population and classification of the several counties of the State.

Also: Senate Bill No. 95—An act making an appropriation to pay the expenses of electors of President and Vice President of the United States of America;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this nineteenth day of January, 1921, at ten o'clock a.m.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Concurrent Resolution No. 2—Approving the charter of the city of Fresno, State of California, ratified by the qualified electors of said city at the general election held on the second day of November, 1920;

Also: Senate Concurrent Resolution No. 3—Approving four certain amendments to the charter of the city of Alameda, in the county of Alameda, State of California, voted for and ratified by the electors of said city of Alameda at a special municipal election held therein on the thirty-first day of August, 1920;

Also: Senate Concurrent Resolution No. 4—Relative to approval of amendments to the charter of the city of San Diego;

Also: Senate Concurrent Resolution No. 7—Approving eight certain amendments to the charter of the city of Los Angeles, in the county of Los Angeles, State of California, voted for and ratified by the electors of said city of Los Angeles at a special municipal election held therein on the second day of November, 1920;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this nineteenth day of January, 1921, at ten o'clock a.m.

OSBORNE, Chairman.

UNFINISHED BUSINESS.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Chamberlin moved to reconsider the vote whereby Senate Bill No. 146 was passed.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Chamberlin, further consideration of the motion to reconsider the vote whereby Senate Bill No. 146 was passed was continued until the next legislative day.

ADJOURNMENT.

At eleven o'clock and thirty minutes a.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,
SACRAMENTO, Thursday, January 20, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Beggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Parkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—39.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, January 19, 1921, the further reading was dispensed with, on motion of Senator Rush.

COMMUNICATIONS.

The following communications were received, and ordered printed in the Journal:

By the President:

WHEREAS, The effort of the United States to throw off the yoke of the liquor traffic and to become a sober people books large in the interest of the whole civilized world, which gathers hope and inspiration from every victory in the struggle; and

WHEREAS, The constitution of the United States lays upon every state in the Union the duty of cooperation in the enforcement of the Eighteenth Amendment, which duty the State of California has hitherto declined to assume; and

WHEREAS, By its rejection of the Harris Law, and by its failure to enact any other enforcement measure, California has definitely registered herself as a state committing to the defiance of law, and has incited contempt for the constitution of the United States, and has confirmed in the minds of great numbers of foreign born residents and citizens of the United States the belief that our laws may safely and without rebuke be disregarded and defied; and

WHEREAS, The present administration of the State of California has hitherto given effective service to the cause of national prohibition, in that Governor William D. Stephens gave the strength of his influence, first, to the adoption of a plank in the platform of the Republican party in 1918, committing that party to a dry program; and second, to the ratification of the Eighteenth Amendment by the legislature of California, and third, to the enactment, by the Legislature of 1919, of the Harris Law; now, therefore, be it

Resolved, That we, citizens of the city of Sacramento, in mass meeting assembled, in celebration of the ratification by the states of the Union of the Eighteenth Amendment, hereby record our conviction:

That the supreme issue before the State of California is the issue of respect for and obedience to law; and specifically, to the Eighteenth Amendment, as interpreted by the Supreme Court of the United States; and,

That the State of California cannot escape the odium and the guilt of disloyalty unless it shall obey the plain mandate of the constitution and of the Supreme Court of the United States, by enacting a law to enforce the Eighteenth Amendment, through the police and judicial machinery of the state; and be it further

Resolved, That we urge upon the Legislature of 1921 the passage of Senate Bill No. 4, and upon the administration that it should demonstrate its sense as a moral and political obligation to the nation, that we assure Senator Harris of our moral support of this measure, and that a copy of these resolutions be sent to each branch of the State Legislature, to the Governor of the State, and that copies be furnished the press for publication.

Above resolution offered by C. M. Warner, A. F. Ritchie and H. P. Anderson and adopted at mass meeting held January 17, 1921.

MRS. J. L. HARBAUGH,
Secretary Sacramento Church Federation.

Also:

Be it resolved by the council of the city of Berkeley as follows:

WHEREAS, A bill has been prepared by the city attorney upon the recommendation of the committee appointed by the council for cooperating with the Regents of the University of California in the improvement of the memorial entrance to the campus, for the appropriation by the Legislature of money to be expended for the grading and repaving of Oxford street, in front of property owned by the University of California; and

WHEREAS, Said bill is about to be introduced in the Senate at the instance of Lieutenant Governor C. C. Young, and Senators A. H. Breed and A. P. Anderson, and in the Assembly at the instance of Assemblymen A. L. Saylor and A. A. Wendering; now, therefore, be it

Resolved, That it is the sense of the council of the city of Berkeley that the necessary appropriation shall be made by the Legislature to be expended by the Board of Regents for the improvement of the property of the University of California fronting on Oxford street, in order that like improvement may be simultaneously made by other property owners along said street between Allston way and Hearst avenue, and be it further

Resolved, That the city clerk be and she is hereby instructed to forward a copy of this resolution to the President of the Senate and the Speaker of the Assembly.

Dated January 4, 1921.

Adopted by the council of the city of Berkeley by the following vote: Ayes—Councilmen Bartlett, Harms, Heywood, Schmidt, and President Bartlett. Noes—None. Absent—None.

LOUIS BARTLETT,
Mayor and President of the Council.

Attest: E. M. HANN, City Clerk and Clerk of the Council.

Also:

Be it resolved by the council of the city of Berkeley as follows:

WHEREAS, The California State Automobile Association and other interested organizations are preparing a bill to be presented to the Legislature of the State of California, by which a portion of the funds derived under the Motor Vehicle Act of the State of California shall be apportioned to municipalities for the improvement of main thoroughfares therein; and

WHEREAS, College avenue and Telegraph avenue are properly parts of the State highway system leading to the University of California, through the city of Berkeley; now, therefore, be it

Resolved, That this council requests the Legislature to enact a law permitting the use of a portion of the funds thus obtained for the improvement in part of portions of the State highway system within municipalities, and particularly permitting a contribution toward the improvement of College avenue and Telegraph avenue in Berkeley, said streets being parts of the State highway system to the University of California; be it further

Resolved, That the city clerk be and she is hereby instructed to forward a copy of this resolution to the President of the Senate and to the Speaker of the Assembly.

Dated January 4, 1921.

Adopted by the council of the city of Berkeley by the following vote: Ayes—Councilmen Bartlett, Harms, Heywood, Schmidt, and President Bartlett. Noes—None. Absent—None.

LOUIS BARTLETT,
Mayor and President of the Council.

Attest: E. M. HANN, City Clerk and Clerk of the Council.

Also:

HOLLYWOOD, January 16, 1921.

Resolved, That upon this, the anniversary of the going into effect of the Eighteenth Amendment to the constitution of the United States, emancipating this country from a condition of moral slavery, that the First Methodist Episcopal Church of Hollywood express its appreciation of the noble and untiring work of our Governor and legislators in the necessary endeavor to bring our laws into harmony with the provisions of the Volstead Act of the government; that we call upon them for renewed zeal and continuing efforts to bring this about by appropriate legislation; and that we assure them of our hearty support and cooperation at all times; be it further

Resolved, That a copy of this resolution be immediately sent to Governor Stephens, whose decided stand and untiring work have meant so much, not only to the people of this State, but of the nation; that a copy be sent to Lieutenant Governor Young, President of the Senate, whose allegiance to every moral cause has endeared him to the people of the State, and a copy to Henry W. Wright, Speaker of the Assembly, whose staunch efforts and work in the interests of State and national prohibition we recognize and appreciate.

Passed by the unanimous vote of the congregation Sunday morning, January 16, 1921.

WILLSIE MARTIN.

Also:

LEGISLATIVE COUNSEL BUREAU, SACRAMENTO, January 17, 1921.

His Excellency, William D. Stephens,
Governor of California, Sacramento, California.

SIR: In accordance with an act of the Legislature approved March 25, 1919, directing an investigation of the laws relative to roads and streets, I submit herewith the report called for in the act.

Respectfully submitted.

Legislative Counsel.

REPORT ON ROAD AND STREET LAWS BY THE LEGISLATIVE COUNSEL.

The statute calling for the investigation obviously directs particular attention to the consideration of consolidating and revising the street laws, to the end that the administration thereof may be rendered more simple and less burdensome.

We first assembled in loose leaf form a complete set of all the laws of this State in any way bearing upon the subject of roads, streets, highways, bridges, or ferries under the control of cities, counties or the State.

It then appeared that the several laws known as street improvement acts present the greatest source of confusion, and we therefore made a special study of that subject in the hope that a new and complete code of street improvement laws might be perfected.

A letter was sent to all of the city attorneys and district attorneys in the State and to other persons who might be interested in the subject, enclosing a copy of the statute directing the work to be done and inviting suggestions for amendment or revision. A copy of this letter is appended hereto, as exhibit "A." Numerous replies were received and suggestions made. These are appended hereto, as exhibits "B" to "J" inclusive.

This department sent representatives to the convention of the League of California Municipalities at Chico, November 8 to 10, 1920, who met with the city attorneys' section of the league for the consideration of amendments to the street laws. Excerpts from the principal address at the meeting of this section are appended hereto, as exhibit "K."

At this meeting a committee on revision of street improvement laws was appointed. The members of this committee were as follows: Messrs. C. N. Kirkbride, city attorney of San Mateo; D. J. Hall, city attorney of Richmond; Wm. J. Locke, city attorney of Alameda; R. M. Reed, city attorney of Oakdale; J. W. Coleberd, city attorney of South San Francisco; E. W. Matoon, assistant city attorney of Los Angeles; Albert Mansfield, city attorney of Redwood City; Raymond Leonard, city attorney of Oroville, and representatives of the Legislative Counsel Bureau.

The committee met at San Francisco on the eleventh day of December, 1920, at which conference various recommendations were adopted. Specific amendments to the various statutes will be presented by the representatives of the League of California Municipalities. Plans for revision and consolidation of the laws affecting streets are presented herein.

We made an examination of the street codes of other states, but do not recommend the adoption of any of them. To do so, in our opinion, would complicate rather than simplify the administration of the street laws of this State. However, as an illustration of a noteworthy codification of street improvement laws, we append hereto, as exhibit "L," an outline of the appropriate provisions of the statute of Pennsylvania relating to borough government.

It developed during our investigation, and at the conferences that were held, that it would be unwise to adopt a new street code. Some of the old acts, particularly

the Vrooman Act, have been adopted and incorporated in several city charters. The public has grown accustomed to the names of these old acts. Many persons who have to do with the administration of the street laws hesitate to advocate an extensive revision and reenactment of a street code, if that should involve the repeal of existing provisions. This is true, not only in respect to any new street law that might be adapted from the code of another state, but even in respect to a mere revision of our own law.

Such was the experience in 1911 when the improvement act of that year was adopted. It was essentially a revision of the Vrooman Act of 1885 and the Bond Act of 1893. The committee that prepared that revision had hoped to repeal the old acts, but found it impossible to do so for the reason that the Vrooman Act had been incorporated by reference in numerous city charters. The proposal and adoption of a new act on the subject, consolidating existing provisions, would, in our opinion, enhance rather than mitigate the confusion that may now exist, were the old statutes to be left standing.

It, therefore, became necessary to devise, if possible, an alternative that would accomplish the purpose of a consolidation act. We believe that we have devised such a plan. It furnishes an opportunity of meeting the demand for codification and consolidation without necessitating the repeal of the fundamental substantive features of existing law.

This plan is an adaptation of the familiar principle of legislation by reference. The chief cause of confusion arises from the repetition of minor procedural features in various statutes adopted from time to time. In preparing a new act it obviously has been the practice to copy the detail provisions from one of the earlier statutes on the subject. By way of illustration we append hereto a table designating those sections of the Vrooman Act and the Improvement Act of 1911, which are substantially parallel. This is merely an illustration of the parallelism in respect to procedural details that runs all through the street improvement laws. This table is appended hereto, as Exhibit "M."

Another illustration of duplication and overlapping is furnished in the form of a brief summary of the several acts authorizing the issuance of bonds to represent assessments levied for street improvement work. This summary is appended hereto, as Exhibit "N."

If it be possible to standardize the minor procedural provisions and place them in the Political Code, under appropriate chapter, article and section numbers, they will become available for reference and may readily be incorporated into the several improvement acts such as the Vrooman Act, the Improvement Act of 1911, and the Improvement Act of 1919. Such incorporation could be accomplished by amending separately the existing statutes, eliminating from each the detailed procedural provisions, such as forms of notices, times for hearings, appeals from hearings and recording of assessment plats. The codified common or general provisions would at the same time be made a part of each of the said acts by reference. Each part so set, such as the Vrooman Act and the Improvement Act of 1911, would then contain only the fundamental substantive features with which they deal, and would, therefore, be greatly reduced in length.

An additional feature is included as an important part of the plan, to wit: The code sections embodying the proposed standardized provisions should not be self-executing, but should require further legislation to make them operative; that is, such provisions should become operative as law, in the sense of authorizing street work to be done thereunder, when, and only when, incorporated by reference into the several principal street improvement acts heretofore enacted or that hereafter may be adopted.

The best illustration of standardization as herein proposed is furnished by title III of part IV of the Political Code, comprised originally of sections 4351 to 4442, inclusive. Those sections contain general provisions applicable to cities, but not self-executing. They have become operative only to the extent that they have been incorporated by reference in special statutes chartering particular cities. In re Pfahler, 150 Cal. 71, 88.

For example, the statute incorporating the city of Marysville provided in part as follows:

"Section 1. The territory described in section 2 of this act, and the inhabitants therein residing, are hereby declared to be a municipal corporation, with the powers and under the provisions of title III of the Political Code of this State, to be known in law as the 'City of Marysville.'"

Then followed other sections containing provisions specially applicable to the city of Marysville. (Statutes 1875-6, p. 149.)

The device of incorporation by reference is not novel in the history of street laws. In 1913 the Improvement Act of 1911, the Vrooman Act, and the Bond Act of 1893 were respectively amended to extend the provisions thereof to county roadwork. Unfortunately the title of each act thus amended was restricted by its terms to work "within municipalities," and for that reason probably not susceptible to extension to outside territory.

In 1917 a legislative bill passed both Houses which provided for improvement work by counties in unincorporated territory. The text thereof was a copy verbatim of the provisions of the Improvement Act of 1911 except for the substitution of the

word "county" for the word "city"; the words "county surveyor" for the words "superintendent of streets"; etc.

In 1919 another measure passed the two Houses of the Legislature which provided for improvement work in unincorporated territory. It was a short bill of one section. The first portion of the section followed very closely the provisions of section 1 of the Improvement Act of 1911, with appropriate changes in the wording so that it would apply to highways as well as to streets and to counties instead of to cities.

These illustrations would seem to indicate that there is a real need for a set of provisions properly sectionized and arranged and adapted for the purpose of incorporation by reference, in whole or in part, as the particular occasion may require.

A realization of this object is not attainable at present, by virtue of the fact that the incorporation of the provisions of an existing law (such as the Improvement Act of 1911) may incorporate too much. Thus, to extend and apply to county roadwork the provisions (suitable in cities) for sewers, sidewalks, poles and wires, and assessment plats showing the areas of all lots in square feet, might not be desirable.

It seems possible to place in the Political Code a set of provisions so sectionized, grouped, and arranged under suitable divisions and subjects, that, when desired either in amending existing laws or proposing new statutes, it will be possible to incorporate precisely the provisions needed and no more.

What part of the Political Code is available?

Part IV, consisting of five titles, beginning with section 3901 and ending with section 4462, relates to the "government of counties, cities, and towns."

If it were certain that Title III of Part IV were no longer needed, the sections in that title might be repealed and a new group relating to streets could be inserted. However, there are two or three cities still operating under special statutes enacted prior to the adoption of the constitution of 1879. It would not be possible to eliminate Title III.

We recommend the addition of a sixth title to Part IV of the Political Code comprising the proposed standardized provisions classified and arranged under appropriate chapters and articles. Bills, in skeleton form, to add such a title to the Code are appended hereto as Exhibit "O" to "V," inclusive.

In order to make available enough section numbers for this purpose, it will be necessary to renumber sections of Part V of the Political Code. A bill for this purpose, in skeleton form, is appended hereto as Exhibit "V."

In concluding this phase of the subject, we suggest that the adoption of this plan would accomplish the following results:

1. Local authorities and others would be relieved of an unnecessary burden in the administration of statutes relating to street improvements.

2. Mistakes that may now occur because of overlapping and duplication of minor provisions would be largely prevented.

3. Whenever legislative measures might be proposed for the purpose of authorizing new types of street improvements, attention could be focused upon the substantive features for the proposed measures could be in the form of short bills, not burdened with intricate procedural details.

4. The procedural details could more readily be perfected from time to time, because they would be assembled in one place and proper attention could more easily be focussed upon them. Under the present practice of presenting a great mass of procedural items at the same time that a new policy is offered, it is difficult for anyone to give any considerable attention to the procedural features while the policy of the bill is under consideration.

Though this report is confined to a consideration of the street laws, it may not be inappropriate to point out that the principle discussed herein is applicable not alone to the improvement acts. There is no sound reason why local administrative procedure should vary to the extent that our law does in such matters. The observation that we have made as to street laws can be made with equal force as to the laws governing municipal corporations generally, such as the numerous acts providing for change of boundaries and consolidation of cities; or the issuance, registration, and redemption of municipal bonds.

Judicial procedure furnishes a significant example by way of contrast. We have a single civil action. Summons is issued and return thereof is made in a certain time regardless of the subject matter of the action, and the defendant has a certain time in which to appear. The result is that whenever the Legislature creates a new right of action it is not necessary in the same statute to reenact the judicial procedure for the enforcement of that right. Nor is there any fundamental reason why any act declaring a new policy and authorizing a new type of street improvement or improvement district, should at the same time set forth all of the procedural provisions necessary to carry the new policy into effect.

Turning to matters less fundamental in character, we would suggest consideration of certain amendments and repeals that may be timely. They are as follows:

1. Sections fifty-seven to sixty-two, inclusive, were added to the Vrooman Act in 1913, purporting to extend the provisions of that act to unincorporated territory. The title of the principal act is expressly limited to work within municipalities.

These sections should be repealed. A bill to accomplish the purpose is appended hereto as Exhibit "W."

2. Sections ten to thirteen, inclusive, were added in 1913 to the Bond Act of 1893, purporting to extend the provisions of that act to unincorporated territory. These sections should be repealed for the reasons stated in paragraph one, above. A bill, therefor is appended as Exhibit "X."

3. The Sewer District Act of 1911 should be repealed. It has been held unconstitutional. See Brookes vs. City of Oakland, 169 Cal. 423. A bill for this purpose is appended hereto, as Exhibit "Y."

4. We suggest consideration of the question if an amendment of the Vrooman Act is necessary properly to revive the sidewalk provisions stricken [illegible] sions were superseded by an act of 1909 (Statutes of 1909 page 165). The latter act was repealed in 1911 and the repealing statute declared that the sidewalk provisions of the Vrooman Act should thereby be deemed revived (Statutes of 1911, page 618). We entertain serious doubt if a statute, or any portion thereof, can be re-enacted or revived in this manner.

5. The street opening and closing act of 1903 should be repealed. It is probably invalid as not conforming to the classification of cities which obtained in 1903. In this connection, see Darcy vs. Mayor, 104 Cal. 642. A bill to effect this repeal is appended hereto, as Exhibit "Z."

In conclusion, we wish to express our sincere thanks to those who rendered advice and counsel during the course of the inquiry.

EXHIBIT A.

LEGISLATIVE COUNSEL BUREAU, SACRAMENTO.

DEAR SIR: I am enclosing a copy of chapter XII of the Statutes of 1919 by which the Legislative Counsel is directed to examine the statutes of this and other states relating to roads, streets, highways and bridges, and to prepare for the use of the Legislature a report thereon.

I shall appreciate it very much if, at your earliest convenience, you will advise me of whatever occurs to you that may be of assistance in this connection.

Very truly yours,

LEGISLATIVE COUNSEL.

EXHIBIT B.

OFFICE OF DISTRICT ATTORNEY, VENTURA, CALIFORNIA.

DEAR SIR: In this county we feel that it would be [illegible] section 2646 of the Political Code amended so that it [illegible] give the board of supervisors power to employ a superintendent or engineer to have charge of repairing all roads therein constructed at the present time, [illegible] other roads or highways within the county that may have been [illegible] by a bond election.

In this county we are improving highways with a bond election, but not in conformity with the act of March 19, 1907. We have done away with the highway commission and the board of supervisors are constructing the roads with the funds derived from a sale of bonds.

I can see no reason why this should not be included, and believe it would be a splendid amendment, and know it would be most satisfactory to this county.

Yours truly,

DON G. BOWKER,
District Attorney.

EXHIBIT C.

COUNTY OF SACRAMENTO, OFFICE OF DISTRICT ATTORNEY.

DEAR SIR: In response to your letter I will send several suggestions that have occurred to me in advising on road work.

In section 4041, Political Code, subdivision IX, insert the word "hire." It is sometimes much cheaper to hire a caterpillar engine or other very expensive machinery than to purchase it, especially if it is for a small job.

In section 4041, Political Code, subdivision IX, add "and material to be used in construction work for the county."

In section 4041, Political Code, subdivision XXI, after word "material" add "to be used in construction work for the county."

In section 4041, Political Code, subdivision XXII, add "and it shall not be necessary for them to advertise for bids for materials to be used in construction work for the county when the work is to be done by day's work or by day labor as provided by law."

Section 2643, Political Code, subdivision XI, provides for day labor in constructing roads and section 4041, Political Code, subdivision VII, provides for day's work in constructing bridges, etc. These amendments would make plain that, in such event, the board could buy the materials without advertising. It has been construed that the board now has such power but this would be well to make clear, for, I understand some grand jury experts have questioned the right. As bearing upon this matter you might read the following cases: McCarthy vs. Board of Supervisors,

15 Cal. App. 576; Perry vs. City of Los Angeles, 157 Cal. 146, 150; Henry Cowell Lime and Cement Co. vs. Williams, dated April 19, 1920, Vol. 59 Cal. Dec. 499.

In section 2643, Political Code, subdivision XI, after the word "situated" in the clause providing for the bids to be rejected and the work done by day labor, insert "by day labor or by contract or by combination of both; if wholly or in part by contract, after the rejection of bids as above provided, the contractor to be paid the actual cost of material and labor expended by him in doing the work plus an amount not to exceed twenty per cent to cover all profit, supervision, use of machinery and tools and other expenses; provided that no more than the lowest current market prices shall be paid for material."

This provision is taken from the last lines of section 4041, Political Code, subdivision VII, as it stood in 1915. It is to allow a county to use what is called "force account," which is the method largely used on railroad work and now on nearly all work because of fluctuating costs of labor and material.

It would be well to insert the same clause in the body of section 4041, Political Code, subdivision VII, and not confine it only to emergency work.

In section 2643, Poltical Code, subdivision XI, after word "situated" in the clause dealing with rejection of bids which are too high, or immediately following the last suggestion, insert, "and in the event that no bids are received, the board may order the work to be so done."

In this county on many jobs but little over the one thousand dollar limit, no bids have been received; in such case I have advised the board that they may proceed as if the bid had been too high. This matter should be provided for specifically.

To Section 2643 Political Code, Sub. XI add a paragraph, "Whenever it appears proper or necessary, the board may cause any construction work done to be divided into sections or classes and let separate contracts therefor. Whenever any county has employed a purchasing agent, the board of supervisors thereof may by resolution determine in any construction work to be done for said county, to furnish to the contractor the material or supplies or any part thereof, to be used; and shall in such event purchase said material through said purchasing agent in the open market with or without advertising for bids; provided, however, that no material shall be furnished to a contractor unless the specifications contain a statement of the kind and amount of material to be furnished."

The first clause above is to cover the point that a proposed improvement may not be separated into different parts.

This is sanctioned by McPherson vs. San Joaquin County, 6 Cal. Unrep. 257; Perry vs. County of Los Angeles, 157 Cal. 150.

Doubt was cast upon this method by Cowell Lime and Cement Co. vs. Williams, Vol. 28, Cal. App. Dec. 189. But the method was finally approved in Cowell Lime and Cement Co. vs. Williams, Vol. 59, Cal. Dec. 499.

It should be made clear so that he who runs may read.

The second clause above is based upon the provisions found in Section 13*a* of the Highway Improvement Act, Statutes 1917, page 1374. This method had proved a great benefit, especially in furnishing cement, thus removing any temptation for a contractor to stint the number of barrels in any mixture.

To Section 2643 Political Code, Subdivision XI add a paragraph, "Whenever a highway is once improved by oil, macadam, concrete or other permanent improvement and accepted by the Board of Supervisors it may be placed upon a continuous basis of repair such as provided for highways improved under a county bond issue and may be repaired in the same manner and the cost of such maintenance and repairs may be paid out of the county general fund, the general road fund, the district fund of the district or districts benefited, or the county highway maintenance fund."

This is to cover repairs on roads built other than under a bond issue. In this county we have some stretches of road built out of the general fund, other than by Section 2643 Political Code, Subdivision X.

Act 1468*a* General Laws (small) or Statutes 1911, Chapter 709, and Section 2646 Political Code cover roads built under a bond issue.

In Section 2646 Political Code after words "supplementary thereto" insert "or constructed or improved by proceeds of bonds issued and sold under and by virtue of Section 4088 Political Code."

After words "Out of general fund of the county", same section, insert "or general road fund, district road funds or the county highway maintenance fund."

This will allow maintenance work on highways built under any bond issue to be paid for out of any road fund or the general fund.

In Section 2713 Political Code the limit should be raised from five hundred dollars to one thousand dollars to conform to Section 2643 Political Code, Subdivision XI. There is no real distinction between bridges and roads.

If any other matters occur to me I will advise you.

Yours truly,

HUGH B. BRADFORD,
District Attorney.

EXHIBIT D.

CITY OF SAN BERNARDINO, OFFICE OF CITY ATTORNEY

DEAR SIR: Would suggest an alternative method of collecting street assessments levied under improvement acts so that they could be collected in the same manner as municipal taxes are collected.

Yours very truly,

WILLIAM GUTHRIE

EXHIBIT E.

ROWAN HARDIN, DISTRICT ATTORNEY, SONORA

DEAR SIR: I am in receipt of your letter of the twenty-eighth instant, asking for any suggestions which I might be able to make relative to the road and street laws of the State, etc.

There is but one suggestion I can think of at the present time and that relates to the general road fund as provided for by section 2651 of the Political Code. This county is one of the counties in the State which has adopted the provisions of the County Engineers Act, and we have observed that in proceeding with road work under the laws which have established and still maintain the same old road district funds which have always existed, it becomes impossible to carry out certain improvements which could be done to advantage and benefit, owing to the fact that the engineer is compelled to expend a certain amount of money in each district regardless of whether the work is actually required there, and regardless of how beneficial it might be to the public interest on the main highways in some other district.

It occurs to me that this condition could be corrected by amending section 2651 of the Political Code providing for a greater percentage of the road moneys to be placed in the general road fund. At the present time only [illegible] moneys can be placed in the said general road fund, and I believe that it would [illegible] to a better advantage if this percentage could be raised to fifty per cent or even seventy-five per cent of all road moneys, especially in those counties where the engineering bill has been adopted. Road work has been done to the best advantage in this county where road machinery is used entirely and the work is performed by one crew, and it happens that just when good work is being done in some district, [illegible] to the funds, the crew has to be switched to another district, leaving the first [illegible] of work uncompleted.

Very truly yours,

ROWAN HARDIN.

EXHIBIT F.

OFFICE OF DISTRICT ATTORNEY, SANTA ROSA

MY DEAR SIR: Your favor of recent date came to hand in due time and in reply will say I will be glad to furnish you with certain suggestions relative to the County Engineer Act and point out to you what seems to me certain defects.

In the first place section one says that the county engineer "shall be deemed an employee and not a county officer." This it seems to me is inconsistent with the fact that under certain conditions the county engineer takes the place and performs the duties of a county official as defined by the laws of this State to wit the office of county surveyor.

Section two provides "The county engineer shall hold his employment for the term of four years." Owing to the fact that under the act the county engineer is merely an employee and not a county official it seems inconsistent that this law should attempt to fix the term of employment.

Section two further provides that "prior to entering upon the duties of his employment the county engineer shall file with the county clerk the oath of office as prescribed for the county officers." You are no doubt familiar with the language of the oath of a county official and consequently it seems to me that that is inconsistent with any oath to be taken by a mere employee of the county.

Section four of the act provides "The county engineer shall be ex officio road commissioner of and for each and every road district," etc. By virtue of what office can he act as road commissioner? Under the law supervisors are ex officio road commissioners in and for their respective districts, but they occupy that position by reason of the fact that they hold an office recognized by law with the office of supervisor.

Subdivision D, section 5, provides that the county engineer shall "inspect or cause to be inspected, all county roads, highways and bridges within the county, and keep such roads, highways and bridges clear from obstructions, and when authorized by the board of supervisors he may employ all men, teams and equipment necessary to keep such roads in good repair when the same is not let by contract, and report to the board of supervisors with respect to such inspection and such work from time to time as said board shall require;" if the board of supervisors fail to authorize the county engineer to employ all men, teams and equipment necessary to keep such roads in good repair when the same is not let by contract, who is to perform that work? Does the supervisor as road commissioner retain that authority or are the roads to be left without care from any source?

Under subdivision F of section 5, it is provided, "He may also hold and perform the duties of the office of county surveyor." This to my mind is inconsistent in as the fact that under the provisions of this law whenever the county engineer assumes the duties now performed by the county surveyor the office of county surveyor is abolished in its entirety as provided by section 11 of the said act. Consequently he could not hold the office of county surveyor, because upon his taking up the duties of county surveyor the office is immediately abolished.

Subdivision H of section 5 provides that "This report shall contain the recommendation of acceptance or rejection of any work completed, and all official announcements or statements which the engineer is required to make to the board." This statement is entirely inconsistent from the fact that he is not an officer and consequently cannot make any official announcement.

Section 9 of said act provides, "He must submit to the board of supervisors a certificate over his signature and official seal to the effect that such work by the contractors thereof has been completed in accordance with the specifications thereof and recommending its acceptance." The county engineer is not an officer and has no official seal, hence the statement contained in section 9 is inconsistent with the balance of the act.

Section 12 of said act provides that "Nothing herein contained shall be held, deemed or construed to prevent members of boards of supervisors from visiting and inspecting work in progress within the county or from receiving for such services the mileage now allowed by law." The mileage now allowed by law to supervisors for visiting and inspecting work in progress and so forth is paid them as road commissioners and not as supervisors, and hence if as provided in section 4, the engineer is ex officio road commissioner then that would deprive the supervisors of any mileage for visiting and inspecting work. If section 4 does not apply, then both the county engineer and the supervisors would each be paid for performing the same service.

The foregoing constitutes some of the objections and criticisms that I have of the County Engineer Act. I will be glad to go into this matter further with you if you so desire.

Awaiting your further pleasure, I remain

Sincerely yours,

G. W. HOYLE.

EXHIBIT G.

OFFICE OF CITY ATTORNEY, CITY OF SAN MATEO.

DEAR SIR: Answering yours of the twenty-eighth instant, concerning the codification of road and street improvement acts, will state that I thank you for the invitation therein made.

When the Improvement Act of 1911 was adopted, as the result of an extended conference of different city attorneys, we had in mind that a single street improvement act for municipalities should be adopted, and expected in that connection to repeal the Vrooman Act. However, after mature consideration, the committee decided that it was unsafe to undertake anything of a drastic nature, and it would be safer to leave the existing statutes in force, gradually permitting public authorities to work out their individual solution and if they preferred the new act to utilize it in preference to the other. The Improvement Act of 1911 was really nothing more or less than a rearrangement of the Vrooman Act, so far as to enable it to be more conveniently used. Certainly the judgment of the committee was well placed as experience has shown that serious difficulties would have been encountered had the original act been actually repealed. It had been adopted in many charters under ironclad conditions which might have precluded the use of a new statute until such charters had been amended. The new act, however, has come into almost universal use, but we still find a good many cities clinging to the original statute.

This same argument and situation will have to be seriously considered in connection with any change now contemplated. That is to say, it will be dangerous to actually repeal the substantive features of these statutes in the process of codification.

Of course, such arguments should not be permitted to stand in the way of actual improvement, and I am much pleased with any attempt that shall be made toward codifying the laws in this respect. You have doubtless found that many of the statutes are based on different theories. Mr. Locke, in preparing a statute which was passed last year, was endeavoring to get away from the old principle of the frontage assessment, and in that respect certainly was proceeding along very laudable lines. At the same time the principle of frontage assessment has become so ingrained into our community methods that it will be difficult to part from it absolutely. It would seem to me that it would be better to permit the city councils to use the frontage basis if so discussed, but at least allow for an apportionment of benefit based upon a more equitable principle, as upon the assessed values as provided in the Locke bill.

We encountered the same conflict of theories as between the old methods and new methods, when we attempted to get a good workable bond provision, as illustrated by the Improvement Bond Act of 1915, which I had the pleasure of drafting at the request of a committee of city attorneys. That act was not intended in any

way as an attack upon the existing bond companies, but simply to provide a bond which would be more marketable on the open market and then be free of the difficulties of the old street assessment bond. In actual practice we found, however, that the bond companies theretofore doing business in California were partial to the new bond scheme, finding that some of the profits which they had previously enjoyed were not obtainable under the new method. Nevertheless the Bond Act of 1915 is becoming of increasing use and I have knowledge of many instances where remarkable results have been obtained with it.

I am now writing to Mr. W. J. Locke, executive secretary of the League of Municipalities, and suggesting that a committee of attorneys be [illegible] for the purpose of considering the subject matter of your communication and in order that there may be submitted for your consideration the [illegible] of municipal attorneys.

Independently of any action that may be taken upon this letter or upon any association of attorneys, I shall be pleased to give you any time we [illegible] upon any question concerning the assessment acts of the city and county street and road assessment acts.

Yours truly,

CHARLES N. KIRKBRIDE,
City Attorney.

EXHIBIT H.

OFFICE OF CITY ATTORNEY, WOODLAND.

GENTLEMEN: In reply to your letter of July 28, relative to road, street, and highway legislation, will say that the only act I am familiar with is the Improvement Act of 1911.

This act requires the work to be determined upon before advertising for bids. It would be of great assistance to cities and would prevent the monopolies on certain classes of pavement by allowing the cities to adopt different types of pavements and to call for authoritative bids.

This act requires demands for incidental expenses to be filed with the superintendent of streets and to be paid by him. In small cities (under [illegible] thousand, it is much more convenient to pay the demands from the [illegible] by demand on the board of trustees, and to have the superintendent of streets, upon receiving the incidental expense, to pay it directly into the treasury. Generally in cities of this size, the superintendent of streets' office is saddled on to a marshal, whose time is already fully occupied, and the result is that in case of an audit, the records are in poor shape. If the incidental expenses are paid by demand on the city and incidental expenses when received paid into the treasury, there will always be a record.

This act fixes the maximum compensation of an assessor appointed by the superintendent of streets at five dollars a day. Inasmuch as pick and shovelers are receiving six and seven dollars a day, inspectors can not be had at this price. It appears to me every right would be safeguarded by allowing the board of trustees to fix the compensation of the inspectors so appointed, in view of the fact that the board of trustees in other cases have been granted a good deal larger powers than these.

I might mention the fact that the law in my opinion should be amended so as to allow the city to bid on the proposed work, and if successful, to do the work under the supervision of the engineer and to assess the property owners for the actual cost. There are many incidental expenses incident to street work that are really property charges against the improvement, but under the present act are not allowed to be assessed against the property owner. It would help matters if this act increases the items that are incidental expenses.

The above suggestions are my opinion of this matter, and are offered accordingly.

Yours truly,

J. H. LANGENOUR,
City Attorney.

EXHIBIT I.

OFFICE OF THE CITY ATTORNEY, CITY OF ALAMEDA.

MY DEAR MR. WILL: Your circular letter of July 28 duly received. As a member of the Legislature, I distinctly remember the bill in question, and as I have devoted a great deal of attention to street improvement laws, I was naturally very much interested. As a matter of fact, I have served as secretary of the committee which framed the Improvement Act of 1911. This act was framed by a committee of nine city attorneys appointed by the League of California Municipalities and consisted of such men as Hugh R. Osborn, former city attorney of Santa Cruz and now city attorney of King City, as chairman; Chas. N. Kirkbride, city attorney of San Mateo; Senator William J. Carr, then city attorney of Pasadena, and your humble servant.

It was the original intention of the committee to frame an entirely new act without any regard to the provisions of existing laws, but the contractors throughout the entire State urged that we adhere as closely as possible to the old Vrooman Act on account of the fact that it had been so thoroughly adjudicated by the courts. In their judgment it was possible to retain it despite the fact that it was somewhat

cumbersome and could no doubt be improved upon. For this reason we adhered pretty closely to the provisions of the Vrooman Act in framing the Improvement Act of 1911.

We have a procedure ordinance here in Alameda for constructing sidewalks which is not quite so cumbersome as the present street laws of the State, and enables the city to do the work under the supervision of its own street department.

The League of California Municipalities is going to hold its next annual meeting in Chico on November 8. It occurs to me that this would afford a good opportunity for discussing this very important question with the city attorneys who will attend to the number of perhaps forty or fifty. I would be glad to put you on the program for a discussion of this particular subject before the department of city attorneys and I think that in that way we can achieve some valuable results. Kindly let me hear from you at your earliest convenience.

Yours very truly,

WM. J. LOCKE,
City Attorney.

EXHIBIT J.

OFFICE OF DISTRICT ATTORNEY, STOCKTON.

DEAR SIR: Your letter dated July 28, relating to roads, streets, highways and bridges received and contents noted.

Under subdivision XI of section 2634, Political Code of California, it appears necessary to have prepared profiles and cross-sections and to advertise for bids for the improvement of any road where the amount involved exceeds $1,000. If the road has been previously improved under the Savage Act, or under section 2634 of the Political Code, it appears that it can be reconstructed or repaired under the supervision of the highway maintenance department, as provided in section 2713 of the Political Code.

Would it not be a desirable change to modify the law so that any road might be repaired by the highway maintenance department of the county where the board of supervisors of the county in their discretion believed it could be done more economically than by letting it to bids? Of course the board of supervisors could reject all bids and do it by day work anyway, as I understand it, but this would occasion unnecessary delay.

It appears to me that 800 pounds per linear inch of tire is too big a load, especially where a vehicle is propelled by its own power, even though rubber tires are used. Concrete roads may stand this weight, but roads that are not so well constructed are soon cut up. I believe that this weight limit should be lessened, and further it might be an advantage if very heavy loads were compelled to move at night time during summer season, as the road is colder and harder at night.

Yours truly,

EDWARD VAN VRANKEN,
District Attorney.

EXHIBIT K.

Remarks by C. N. Kirkbride, at the convention of the League of California Municipalities, November 1920:

At the convention of last year, in remarks of mine before the section of city attorneys, I expressed the view that in some respects we had been proceeding too fast in the assessment of private property for street work, and that in many instances it would be well to call a halt. The year's experience has tended to confirm the views then set forth.

All street assessment work is based on theory that the private property will be benefited by the improvement and therefore should pay for the cost of the work.

No one will dispute this principle and where it can be said as a matter of fact that property will be benefited by the work to the extent of the cost of same then no question can be raised as to the propriety of ordering the work to be done.

My point is that in many cases work has been done which is not of benefit to the land assessed for the cost of the work to the extent of this cost.

I think city officials should ask themselves certain concrete questions before instituting any assessment proceedings:

1. Will the property within the assessment district be benefited to the extent of the cost of the proposed work?

2. Will each lot according to the proposed method of assessment be benefited to the extent of the proposed charge upon it?

3. Will the charge upon any lot be so great as to amount to virtual confiscation?

4. Could a more equitable plan of assessment be provided than that proposed?

If these questions were asked and honestly answered it would be found that in many cases, the proposed assessment would amount to virtual confiscation upon individual lots, and some more equitable arrangement should be provided, or else a portion of the cost of the proposed improvement either be assumed by the public through general taxes or be spread upon a much larger district than that contemplated.

It should be admitted as an abstract rule, that no assessment should be placed upon private property where confiscation will ensue.

Some persons may think this does not happen, but I have seen case after case where it has happened.

Some far sighted owners abandon their lots right off to the contractors. Others carry their property for awhile and then see new assessments piling up against it and finally quit. Then the contractors come to grips as to who has priority of right as between successive improvements.

In the act prepared by Mr Locke and passed by the last Legislature, an attempt was made to remedy some of the evils of the front foot basis of assessment by adopting the tax assessment roll as a basis. In numerous instances this would remedy a phase of the trouble, but a study of the matter has lead me to the opinion that it will not entirely meet the issue, particularly for the reason that assessment rolls for general taxes are made up to accomplish a different purpose and do not lend themselves as readily to the street assessment issue as might be desired.

I am now particularly asked to speak upon the subject of amendments to the street laws and what I have said is preliminary to a suggestion which I have to make.

I propose to adopt as the general principle of assessments [illegible] as well as in theory the doctrine of benefits, and then to endeavor actually to [illegible] what these benefits are. As a matter of fact in practice, even under the district plan, we have never made a real study of the question of benefits, save for the reason that the custom in regard to frontage assessments has been so engrafted upon our nature that we have been unable to get away from it. I suggest, therefore, that in making an assessment, consideration be given first to what it would be as to particular lots upon the basis of assessed values then upon the question whether the value of the lot is such that it can reasonably carry the burden of the assessment, then upon the question as to whether some other lot or property should not carry a portion of the burden of cost of the particular improvement or of an individual item thereon. After such a study a [illegible] developed, which I believe in practice would on the average be more equitable than the average assessment found at present.

I see no statutory difficulty in the way of these suggestions, but submit the following as in line with my views:

Amend subdivision 1 of section 20 of the Improvement Act of 1911, relating to frontage assessments, by changing the last portion of [illegible] clause to read as follows:

* * * "shall be assessed upon the several lots, parcels or subdivisions of land or portion thereof fronting thereon, or situate in any block or irregular block fronting thereon, or in any such block adjoining or cornering upon any crossing on which work is to be done, or adjoining or cornering upon any main street opposite termination referred to in subdivision 3 hereof on which work is done, or situate within the assessment district, in manner following, to wit: upon each such lot or portion of a lot being separately assessed in proportion to the estimated benefits to be received by it from such work, and consideration shall be given to previous burdens for public improvements placed upon the lots assessed [illegible] being made therefor if equitable, in the distribution of the charges; provided that the assessment may be made on each lot or portion of a lot being separately assessed in proportion to the frontage, at a rate per front foot sufficient to cover the total expense of the work, or may be made in proportion to the assessed values of the property charged as appearing upon the last equalized assessment roll for collection of general municipal taxes prepared next before the passage of the resolution of intention; and provided further that the [illegible] ing proviso and in subdivisions 2 to 7 of this section both inclusive are merely directory."

A corresponding provision could be inserted in the Vrooman Act. It is believed that such a provision would permit much more equitable assessments and would also obviate some of the technical objections which are made now to assessments on the ground that they are not strictly in accord with the law. It would, for instance, make possible a more equitable division of frontage assessments where a street is not uniform width throughout its length.

Upon the general subject of amendments, I will state there is not such a demand for change as one might suppose. I am inclined to think that the time is ripe for eliminating some of the laws and consolidating some of the others.

I think the Tree Planting Act of 1913 might be repealed, the later statute being more acceptable.

I think the Change of Grade Act of 1909 might be well made a part of the Improvement Act of 1911.

We might well consider an amplification of the Street Widening Act so as to provide a method for accomplishing set back lines and compensating owners damaged thereby.

We might well consider the subject of reassessments in the event of defective proceedings. The provision in the Vrooman Act (section 124) needs overhauling. The provision in the Improvement Act of 1911 (section 28) does not entirely meet the purposes of the reassessment contemplated under the Vrooman Act, and provided for in some other states, namely, defects in the initial proceedings not substantially affecting the rights of property owners.

With reference to the Bond Act of 1915, the following suggestions for improvement are made:

1. To cover cases where municipal taxes are collected at inappropriate dates, as in Stockton, permit the council to direct a portion of the principal or interest to be collected a year earlier.

2. Provide that the time of hearing on the assessment list fixed by the clerk (section 5) may be that of any meeting of the council, either regular or special, and that the matter may be heard at the time so fixed or at the next subsequent meeting thereof, if no meeting is held on the date fixed.

3. Provide for a supplemental assessment to meet cases of default in the payment of bonds, any moneys paid on which shall be refunded in case of recovery from delinquent property.

4. Provide a brief form of complaint to foreclose where same is directed by the council, the same to include only an allegation of the passage of a resolution ordering work; that some work was done thereunder; that an assessment to pay for the cost thereof was duly given and made; that certain property (describing it) was assessed a stated amount therein; that bonds upon the security of said assessment were issued under the act; that on a date stated a certain amount came due against said property and was not paid and that the council had directed the action to foreclose.

5. Direct the auditor or clerk in all cases to make a distribution register showing the amounts due in each year on each assessment, so as to facilitate extension in the tax rolls. This is now being done by all well informed officials.

6. Provide for credit to tax collector where suit is ordered after property has been entered on the tax rolls.

Among other things for which suggestions have been made for amendment to the street laws, I note the following:

1. Revamp the sections in regard to counsel fees (section 27 of the 1911 act).

2. Provide for relief to the contractor where the street superintendent delays the preparation of the assessment after the work is done.

3. Consider the question of eliminating priority in liens and making all assessments independent liens till satisfaction.

4. Require establishment of grades after notice and provide a time limit thereafter after which no objection to subsequent street work proceeding can be made on the ground of a lack of grades. I advance this for your consideration, but without opinion either for or against it.

5. Why require the signature of the mayor to the warrant? He is not given supervisory power over the assessment.

6. Consider the question of making street work a lien on school and certain other property by statute, by removing the exemption.

Finally, I think we should appoint a committee to sit between now and the meeting of the Legislature to consider the subject of the street laws, and if possible sit at Sacramento or San Francisco with a representative of the Legislative Counsel Bureau.

EXHIBIT L.

Summary of that portion of the Pennsylvania Borough Government Act which contains provisions relating to streets (Pennsylvania Statutes 1915, pages 336-386):

CHAPTER VI.

SPECIAL POWERS.

Article I. Eminent domain.
Article II. Condemnation proceedings in court of common pleas.
Article III. Damages for injury to property.
Article IV. Opening, widening, extending, straightening and vacating streets.
- (a) Without petition.
- (b) On petition to the council.
- (c) Time within which streets are to be opened.

Article V. Vacation of roads and streets.
- (a) Roads laid out by the commonwealth.
- (b) Lanes and alleys declared nuisances by board of health.

Article VI. Roads partly within the borough.
Article VII. Street improvement.
- (a) Grading streets and assessments of damages.
- (b) Grading, curbing, paving, macadamizing streets on petition, and assessment according to benefits.
- (c) Grading, curbing, paving or macadamizing streets, and collection of cost by foot front rule.
- (d) Grading, curbing, paving, macadamizing boundary streets and streets outside limits.
  1. By agreement with municipalities and townships.
  2. By agreement with counties and townships.
  3. Streets outside limits.
- (e) Maintenance and improvement of condemned and abandoned turnpikes.
- (f) Maintenance and improvement of streets connecting county roads.
- (g) Assessments on property outside limits.
- (h) Expenditures for paving, curbing, macadamizing streets.

Article VIII. Collection by installment of cost of grading and improving streets.
Article IX. Streets and highways crossing railroads.
Article X. Plans and location of streets.
(a) Plans of streets.
(b) Location of streets.
Article XI. Sidewalks.
(a) Grading, paving, repairing sidewalks, curbs, and gutters.
(b) Laying out sidewalks, gutters and drains along the sides of turnpike roads.
Article XII. Sewers.
(a) Power to lay out, and assess according to benefits.
(b) Sewer systems and assessments according to foot-front rule.
(c) Joint sewers.
(d) Acquisition of sewer systems.
(e) Collection by installment of cost of building and acquiring sewers and sewer systems.
(f) Sewer connections.
(g) Unlawful to build within line of sewers.
(h) To be opened within two years after enactment of ordinance.
Article XIII. Contracts with street railways.
Article XIV. Bridges and viaducts.
(a) General power.
(b) Over boundary streams.
(c) Over railroads.
(d) Condition of toll bridges.
Article XV. Electric wires.
Article XVI. Watercourses.
(a) Widening and deepening watercourses and embankments.
(b) Vacation and alteration of course or channel or watercourses.
(c) Confining and paving watercourses.
Article XVII. Public service.
(a) Water supply and waterworks.
(b) Manufacture and supply of electricity.
Article XVIII. Public buildings and works.

EXHIBIT M.

An illustration of duplication of procedural provisions is furnished by the following table of parallel sections of the Vrooman Act and of the Improvement Act of 1911.

Vrooman	1911 Act
1	1
2	2
3	3, 8
4	none
5	10, 11
	13, 14
	15, 17
5½	16
6	18
6½	19
7 Subd. 1–11	20 Subd. 1–11
12–13	none
8	21
9	22, 23
10	24, 25
11	26
12	27, 29
12½	28
12¾	30
13	31, 33
14	32
15	33
16	none
17	34
18	none
19	35
21	37
22	38

Vrooman	1911 Act
23	39
24	none
25	none
26	40
34 Subd. 1	41
5	42
27–33 (sewers)	none
34 Subd. 2–14	none
Change of grade.	
38	43
39	44
40	45
41, 42	
43	46
44 (part)	47
45 (part)	48
46	49, 50
47	51
48	52
49	53, 54
	55, 56
50	57
51	58
52–55 Misc.	(?)
56	(?)
57–62 County Work	none
none Bonds	59–78*
(?) Misc.	79–82

*Corresponding bond provisions appear in the bond act of 1893.

EXHIBIT N.

Bonds may be issued to represent assessments levied for street improvement work (References are to Deering's General Laws).

(a) Upon this subject several acts have been passed attempting to provide a uniform procedure:

Act No. 3932 prescribes the method of issuing bonds to represent assessment for street work performed under the provisions of the Vrooman Act of 1885.

Act No. 390 prescribes a similar procedure for street improvements effected under any of the following statutes:

I—Street Opening Act of 1903.

II—Park and Playground Act of 1909.

III—Street Improvement Act of 1909 (latter has since been repealed).

Act No. 3932*a* prescribes a similar procedure in the case of improvements made pursuant to the provisions of the following statutes:

I—Vrooman Act of 1885.

II—Street Improvement Act of 1911.

III—"Also any and all other acts for the doing of work and making of other improvements within municipalities whereby the cost is charged upon real property."

(b) Certain provisions are contained in the various acts which provide for the making of the improvement and the levying of the assessment:

Act No. 3929—Local Improvement Act of 1901. Sections 5, 16 and 21 set forth a procedure for the issuance of bonds to represent unpaid assessments.

Act No. 3937—Improvement Act of 1911. Part III, comprised of sections 59-76, sets forth the complete procedure for the issuance of bonds representing unpaid assessments.

Act No. 3937c—Street Improvement Act of 1913. Sections 23-48 set forth procedure for the issuance of bonds representing unpaid assessments.

Act No. 3936b—Chapter 322—Local Improvement Act of 1919. Sections 17-24, set forth procedure for issuance of bonds representing special assessments for work performed in accordance with the provisions of the act.

(c) A special act authorizes the issuance of revenue bonds by joint highway districts.

Act No. 1458f—At any time after the assessments against the state, the several counties or the land within a special assessment district, have been levied, payment of the assessments may be anticipated by the issuance of revenue bonds against the fund into which the assessments are to be paid. (Section 21.)

(d) Municipal improvement acts incorporating such bond provisions by reference.

Act No. 2389g—Provides for the acquisition and maintenance of various municipal utilities. Section 18 authorizes the city council at or before the time of levying an assessment to provide that improvement bonds shall issue. In such a case the provisions of Deering Act No. 390 govern with certain exceptions.

Act No. 3928—Street Opening Act of 1903. All bonds representing assessments under this act are issued under the provisions of Act No. 390. Act No. 3928 contains no mention of such bonds except in Sec. 26*a* thereof.

EXHIBIT O.

An act to add a new title to part four of the Political Code, to be numbered title six, relating to local improvements.

The people of the State of California do enact as follows:

Section 1. The Political Code is hereby amended by adding a new title to part four thereof, to be numbered title six, and to read as follows:

TITLE VI.—LOCAL IMPROVEMENTS.

CHAPTER I—GENERAL PROVISIONS.

4470. This title is a consolidation and revision of subsidiary clauses that are common to many of the local improvement acts. The provisions hereof are intended to become operative and to govern improvement work only when and to the extent that they are incorporated by reference in the several statutes that contain the substantive provisions affecting local improvements.

4471. Certain terms, as used in this title, are hereby defined as follows:

EXHIBIT P.

An act to add a new chapter to the Political Code, to be numbered chapter two of title six of part four thereof, relating to assessments for local improvements.

The people of the State of California do enact as follows:

Section 1. The Political Code is hereby amended by adding a new chapter thereto, to be numbered chapter two of title six of part four thereof, and to read as follows:

CHAPTER II—ASSESSMENTS.

ARTICLE I—ASSESSMENTS ACCORDING TO FRONTAGE.

4480. * * *

EXHIBIT Q.

An act to add a new article to the Political Code, to be numbered article two of chapter two of title six of part four thereof, relating to assessment districts.

The people of the State of California do enact as follows:

Section 1. The Political Code is hereby amended by adding a new article thereto, to be numbered article two of chapter two of title six of part four, and to read as follows:

ARTICLE II—ASSESSMENT DISTRICTS.

4510. * * *

EXHIBIT R.

An act to add a new chapter to the Political Code, to be numbered chapter three of title six of part four thereof, relating to change of grade.

The people of the State of California do enact as follows:

Section 1. The Political Code is hereby amended by adding a new chapter thereto, to be numbered chapter three of title six of part four, and to read as follows:

CHAPTER III—CHANGE OF GRADE.

ARTICLE I—WITHOUT AWARD OF DAMAGES.

4540. * * *

EXHIBIT S.

An act to add a new article to the Political Code, to be numbered article two of chapter three of title six of part four thereof, relating to change of grade.

The people of the State of California do enact as follows:

Section 1. The Political Code is hereby amended by adding a new article thereto, to be numbered article two of chapter three of title six of part four, and to read as follows:

ARTICLE II—WHEN DAMAGE TO PRIVATE PROPERTY WOULD RESULT THEREFROM

4560. * * *

EXHIBIT T.

An act to add a new chapter to the Political Code, to be numbered chapter four of title six of part four thereof, relating to opening, extending, widening and closing of roads and streets.

The people of the State of California do enact as follows:

SECTION 1. The Political Code is hereby amended by adding a new chapter thereto, to be numbered chapter four of title six of part four, and to read as follows:

CHAPTER IV—OPENING, EXTENDING, WIDENING AND CLOSING OF ROADS AND STREETS.

4580. * * *

EXHIBIT U.

An act to add a new chapter to the Political Code, to be numbered chapter five of title six of part four thereof, relating to the issuance of bonds to represent assessments.

The people of the State of California do enact as follows:

SECTION 1. The Political Code is hereby amended by adding a new chapter thereto, to be numbered chapter five of title six of part four, and to read as follows:

CHAPTER V—ISSUANCE OF BONDS TO REPRESENT ASSESSMENTS.

4600. * * *

EXHIBIT V.

An act to amend part five of the Political Code by renumbering the sections thereof.

The people of the State of California do enact as follows:

SECTION 1. Part five of the Political Code is hereby amended by renumbering the sections thereof to read as follows:

TITLE I—DEFINITION AND SOURCES OF THE LAW.

4650. * * *

EXHIBIT W.

An act to repeal sections fifty-seven, fifty-eight, fifty-nine, sixty, sixty-one and sixty-two of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885.

The people of the State of California do enact as follows:

SECTION 1. Sections fifty-seven, fifty-eight, fifty-nine, sixty, sixty-one and sixty-two of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, are hereby repealed.

EXHIBIT X.

An act to repeal sections ten, eleven, twelve and thirteen of an act entitled "An act to provide a system of street improvement bonds to represent certain assessments for the cost of street work and improvements within municipalities, and also for the payment of such bonds," approved February 27, 1893.

The people of the State of California do enact as follows:

SECTION 1. Sections ten, eleven, twelve and thirteen of an act entitled "An act to provide a system of street improvement bonds to represent certain assessments for the cost of street work and improvements within municipalities, and also for the payment of such bonds," approved February 27, 1893, are hereby repealed.

EXHIBIT Y.

An act to repeal an act entitled "An act to authorize the legislative body of a municipality to create sewer districts within its boundaries, provide a system of sewer bonds for the construction of sewers therein, and to provide for the payment of said bonds," approved February 13, 1911.

The people of the State of California do enact as follows:

SECTION 1. The act entitled "An act to authorize the legislative body of a municipality to create sewer districts within its boundaries, provide a system of sewer bonds for the construction of sewers therein, and to provide for the payment of said bonds," approved February 13, 1911, is hereby repealed.

EXHIBIT Z.

An act to repeal an act entitled "An act to provide for laying out, opening, extending, widening, straightening, diverting, curving, contracting, or closing up, in whole or in part, any street, square, lane, alley, court, or place within municipalities or cities and cities and counties of forty thousand inhabitants or over, and to condemn and acquire any and all land and property necessary or convenient for that purpose," approved March 23, 1893.

The people of the State of California do enact as follows:

SECTION 1. The act entitled "An act to provide for laying out, opening, extending, widening, straightening, diverting, curving, contracting, or closing up, in whole or in part, any street, square, lane, alley, court, or place within municipalities or cities and cities and counties of forty thousand inhabitants or over, and to condemn and acquire any and all land and property necessary or convenient for that purpose," approved March 23, 1893, is hereby repealed.

PRESS REPRESENTATIVE.

The President announced that he had approved the application of the following press representative and had assigned him to a seat on the floor:

Los Angeles Times: Kyle D. Palmer.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Boggs, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the American Government Class, Stockton High School, E. J. Beringer, Principal, comprising the following students:

James H. Bertholf, Doris Garvin, Mary Maxey, C. Wesley Staples, Opal DeWitt, Martha A. Chemnitz, Sherid T. Moran, Melva Kane, Eleta Carlin, Wilma Davey, Ora Cutts, Ellen Buckley, Josephine Bryan, S. Haskell, Norma Sherwood, Thelma Fitch, Alida Israel, Mrs. John D. Maxey, Arthur Bess, Beryl Wellington, Tessie Musto, Elizabeth Edinger, Marcelline Shurs, Harry Lusignman, Bart Lauffer, Carlton Rank, George Kroeckel, Wallace Rohrbacher, Mabel Chesson, Gladys Marriage, Sylvia Wood, Verda Taylor, Kathryn Castro, Ruth Pilcher, Annie Kelly, Nonnie Tucker, Ethel Rice, Lucy Savage, Mary Broadley, Beulah Page, Paul Rogers, Lu Wallace, Pearl Clover, Jessie Lovelady, Virgil Cowan.

On request of Senator Anderson, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. J. A. Kennedy of Oakland.

On request of Senator Otis, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. L. W. Bennett of Oakland.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. A. J. Hill and Hon. R. A. McCleland of Los Angeles.

On request of Senator Dennett, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. C. A. Hilton of Modesto.

On request of Senator Harris, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mayor Toomey of Fresno.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to B. F. Ballard, Superintendent of Schools of Sonoma County.

On request of Senator Lyon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. Geo. Beebe of Los Angeles.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. J. P. Nichols of Salinas.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. Dr. Minora E. Kibbe and Mrs. F. G. Harrison of Oakland.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the following committee of San Francisco: Richard J. Welch, Charles A. Nelson, Charles J. Powers, Ralph McLeren and J. Emmet Hayden, supervisors; Thomas J. Boyle, auditor; Milton Marks, assistant city attorney; Thomas Murphy, chief of fire department, and George Boardman, vice president of the Chamber of Commerce.

On request of Senator Canepa, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Nicholas Carboni of Coombsville, Napa County, and Hon. Thomas Maxwell of Napa County.

MOTION TO RECONSIDER.

Senator Chamberlin moved to reconsider the vote whereby Senate Bill No. 146, an act to amend section 3664*a*, 3664*b*, 3664*c*, and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the State, was passed.

The question being on the motion to reconsider.

The roll was called, and the vote whereby Senate Bill No. 146 was passed was refused reconsideration by the following vote:

AYES—None.

NOES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—34.

Title read and approved.

Bill ordered transmitted to Assembly.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 18, 1921 passed as case of urgency the following:

Assembly Bill No. 180—An act making an appropriation to meet the deficiency in the appropriations for the support and salaries of the State Normal Schools for the seventy-first and seventy-second fiscal years;

Also: Assembly Bill No. 181—An act making an appropriation to meet the deficiency in the appropriation for printing, publishing and distributing State textbooks free to the school children of the State for the seventy-first and seventy-second fiscal years;

Also: Assembly Bill No. 182—An act making an appropriation to meet the deficiency in the appropriations for the support of the Bureau of Labor Statistics for the seventy-first and seventy-second fiscal years;

Also: Assembly Bill No. 183—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years;

Also: Assembly Bill No. 184—An act making an appropriation to meet the deficiency in the appropriation made to prepare record of California's part in the war between the United States and the central European powers and to compile biographical sketches of California's citizens who served in the Army, Navy or Marine Corps of the United States during said war for the seventy first and seventy-second fiscal years;

Also: Assembly Bill No. 185—An act making an appropriation to meet the deficiency in the appropriation for support of orphans, half orphans and abandoned children for the seventy-first and seventy-second fiscal years;

Also: Assembly Bill No. 186—An act making an appropriation to meet the deficiency in the appropriation for compiling, printing and distributing constitutional amendments for the seventy-first and seventy-second fiscal years.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 180, 181, 182, 183, 184, 185 and 186 read first time, and referred to Committee on Finance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed, as case of urgency, the following:

Assembly Bill No. 187—An act making an appropriation to meet the deficiency in the appropriation for rental and other expenses incident to the occupancy and maintenance of offices for State departments in Sacramento and Los Angeles for the seventy-first and seventy-second fiscal years;

Also: Assembly Bill No. 188—An act reappropriating the money in the appropriation for salaries of three commissioners of the State Water Commission for the seventy-first and seventy second fiscal years;

Also: Assembly Bill No. 189—An act making an appropriation to meet the deficiency in the appropriation for expenses of returning criminals arrested without the State for the seventy-first and seventy-second fiscal years;

Also: Assembly Bill No. 190—An act appropriating money to supplement the appropriation made by an act entitled "An act to amend an act entitled 'An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operation,' approved June 1, 1917, by amending sections 2, 4, 5, 9, 10, 11, 14, 15, 18, 20, 24, 25, 27, 28, and 29 thereof, and by adding a new section thereto to be numbered section 22, and making an appropriation for the purpose of carrying out the provisions of said act," approved May 23, 1919.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Assembly Bills Nos. 187, 188, 189 and 190 read first time, and referred to Committee on Finance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 18, 1921, adopted Assembly Concurrent Resolution No. 1—Relative to investigation by the Legislature of the State Farm School at Davis.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Concurrent Resolution No. 1 referred to Committee on Universities.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 18, 1921, adopted Assembly Concurrent Resolution No. 5 [illegible] amendments to the charter of the city of Berkeley, after due ratification by the qualified electors of said city at a city election properly held.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Concurrent Resolution No. 5 referred to Committee on Municipal Corporations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 19, 1921, adopted Assembly Joint Resolution No. 9 [illegible] passage of the world war adjusted compensation act.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Joint Resolution No. 9 referred to Committee on Federal Relations.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, January 20, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 241, entitled "An act approving, confirming and declaring valid the creation, formation and organization of Reclamation District No. 1004, and all acts and proceedings of said district and of the trustees and officers thereof, and of the board of supervisors of the county of Colusa, State of California, in relation thereto, including all proceedings relating to the inclusion of additional lands within said district and to the issuance of bonds of said district, and all acts and proceedings of the assessment commissioners thereof, and defining and declaring the exterior boundaries of said district," has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership, 17; committee vote: Ayes, 10; noes, none; absentees, 7.

JONES, Chairman.

Senate Bill No. 241 ordered on file for second reading.

SECOND READING OF SENATE BILLS—(OUT OF ORDER).

Senator Nelson asked for and was granted unanimous consent to take up for consideration at this time Senate Bill No. 241.

Senate Bill No. 241—An act approving, confirming and declaring valid the creation, formation and organization of Reclamation District No. 1004, and all acts and proceedings of said district and of the trustees and officers thereof, and of the board of supervisors of the county of Colusa, State of California, in relation thereto, including all proceedings relating to the inclusion of additional lands within said district and to the issuance of bonds of said district, and all acts and proceedings of the assessment commissioners thereof, and defining and declaring the exterior boundaries of said district.

Bill read second time, ordered engrossed, and on file for third reading.

Senator Johnson asked for and was granted unanimous consent to take up for consideration at this time Senate Bill No. 132.

Senate Bill No. 132—An act legalizing the formation and organization of Reclamation District No. 2050.

Bill read second time, ordered engrossed, and on file for third reading.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, January 20, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 9—Relative to approving the charter of the city of Grass Valley, of the State of California, voted for and ratified by the qualified voters of said city of Grass Valley at a special municipal election held therein for that purpose on the thirtieth day of November, 1920;

Also: Senate Concurrent Resolution No. 12—Approving the charter for the city of Sacramento, State of California, ratified by the qualified electors of the said city at a special election held on the thirtieth day of November, 1920;

Also: Senate Concurrent Resolution No. 13—Relative to approving two amendments to the charter of the city of Pasadena, county of Los Angeles, State of California, voted for and ratified by the qualified electors of the said city of Pasadena at an election held therein on the second day of November, 1920;

Also: Senate Concurrent Resolution No. 14—Approving eight certain amendments to the charter of the city of Santa Rosa, county of Sonoma, State of California, voted for and ratified by a majority of the qualified electors of the said city of Santa Rosa, at a special municipal election held therein on Tuesday, January 4, 1921;

Has had the same under consideration, and respectfully reports the same back, and recommends that they be adopted.

Committee membership, 9; committee vote: Ayes—7; absent—2.

CARR, F. M., Chairman.

Senate Concurrent Resolution No. 9 ordered to engrossment.

Senate Concurrent Resolutions Nos. 12, 13 and 14 ordered to engrossment, and on file.

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 20, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Concurrent Resolution No. 9—Relative to approving the charter of the city of Grass Valley, of the State of California, voted for and ratified by the qualified voters of said city of Grass Valley at a special municipal election held therein for that purpose on the thirtieth day of November, 1920;

Also: Senate Concurrent Resolution No. 12—Approving the charter for the city of Sacramento, State of California, ratified by the qualified electors of the said city at a special election held on the thirtieth day of November, 1920;

Also: Senate Concurrent Resolution No. 13—Relative to approving two amendments to the charter of the city of Pasadena, county of Los Angeles, State of California, voted for and ratified by the qualified electors of the said city of Pasadena at an election held therein on the second day of November, 1920;

Also: Senate Concurrent Resolution No. 14—Approving eight certain amendments to the charter of the city of Santa Rosa, county of Sonoma, State of California, voted for and ratified by a majority of the qualified electors of the said city of Santa Rosa, at a special municipal election held therein on Tuesday, January 4, 1921;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Concurrent Resolution No. 9—Relative to approving the charter of the city of Grass Valley, of the State of California, voted for and ratified by the qualified voters of said city of Grass Valley at a special municipal election held therein for that purpose on the thirtieth day of November, 1920.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 9 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—36.

NOES—None.

Senate Concurrent Resolution No. 9 ordered transmitted to Assembly.

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes.

On motion of Senator Sample, Senate Bill No. 49 was passed on file.

Senate Concurrent Resolutions Nos. 12, 13 and 14 were by unanimous consent taken up for consideration at this time

Senate Concurrent Resolution No. 12—Approving the charter for the city of Sacramento, State of California, ratified by the qualified electors of the said city at a special election held on the thirtieth day of November, 1920.

Resolution read.

The question being on the adoption of the resolution

The roll was called, and Senate Concurrent Resolution No. 12 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—35.

NOES—None.

Senate Concurrent Resolution No. 12 ordered transmitted to Assembly.

Senate Concurrent Resolution No. 13—Relative to approving two amendments to the charter of the city of Pasadena, county of Los Angeles, State of California, voted for and ratified by the qualified electors of the said city of Pasadena at an election held therein on the second day of November, 1920.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—34.

NOES—None.

Senate Concurrent Resolution No. 13 ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 14—Approving eight certain amendments to the charter of the city of Santa Rosa, county of Sonoma, State of California, voted for and ratified by a majority of the qualified electors of the said city of Santa Rosa, at a special municipal election held therein on Tuesday, January 4, 1921.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 14 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jonnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Slater, and Yonkin—33.

NOES—None.

Senate Concurrent Resolution No. 14 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following report of standing committee was received:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 20, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 62—An act making an appropriation to defray the expenses of legislative mailing handled by the Superintendent of State Printing, for the forty-fourth session of the Legislature of the State of California—and reports that the same has been correctly enrolled and presented to the Governor on this nineteenth day of January, 1921, at 1 o'clock and 30 minutes p.m.

OSBORNE, Chairman.

RESOLUTIONS.

The following resolutions were offered:

By Senator Rigdon:

WHEREAS, California Ripe Olive Day is planned to induce a more general acquaintance upon the part of the people of America with the flavorous ripe olive of California; and

WHEREAS, From the dawn of history the olive has been considered as one of nature's most nutritious and delicious fruit products; and

WHEREAS, The ripe olive of California represents the evolutionary perfection of the fruit which Biblical students assert originated in the Garden of Eden as a gift from God to man by special creative act.

Resolved, That the twenty-first day of February, 1921, be set apart and observed as Ripe Olive Day.

Resolution read, and on motion of Senator Rigdon adopted.

By Senator McDonald:

WHEREAS, The Foreign Trade Club of San Francisco, on behalf of the importers, exporters, manufacturers and producers of this State, desires to bring before the State Legislature now assembled the realization of the absolute necessity for full and adequate fire protection for the docks, shipping and cargo on the wharves of the city of San Francisco; and

WHEREAS, It has been called to our attention that the port of New York has thirteen fire boats and Chicago has five fire boats in active service; and

WHEREAS, If this port is to develop into a great world trade port, every protection from fire hazard must be given to our overseas trade; therefore, be it

Resolved, That we, the Foreign Trade Club of San Francisco, petition the California State Legislature now assembled to act with the municipal authorities of San Francisco and to provide ways and means to immediately place in active service the two fire boats now out of service.

Resolution read, and on motion of Senator McDonald ordered printed in Journal.

By Committee on Contingent Expenses:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Senate in the sum of one hundred dollars in favor of the Secretary of the Senate, for the purchase of postage stamps, and the State Treasurer is hereby directed to pay the same.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gedsel, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Youkin—35.

NOES—None.

By Senator Chamberlin:

WHEREAS, The Senate of the State of California was, on the eighteenth day of January, 1920, prevented from attending the banquet planned for said date by the Sacramento Chamber of Commerce, in honor of both Houses of the California Legislature; and

WHEREAS, The Senate deeply regrets its inability to attend said banquet, and deeply appreciates the hospitality extended the Legislature by the Sacramento Chamber of Commerce; now, therefore, be it

Resolved, That the Senate does hereby express its regrets to the Sacramento Chamber of Commerce for its inability to attend the said banquet, and expresses to the said Chamber of Commerce its appreciation for the hospitality extended by it to the Legislature; and be it further

Resolved, That the Secretary of the Senate be and she is hereby directed to forward a copy of this resolution to the Sacramento Chamber of Commerce.

Resolution read, and on motion of Senator Chamberlin, adopted.

By Senator McDonald:

WHEREAS, There are certain bills pending before the Legislature pertaining to the harbors of this State, and their development; and

WHEREAS, As indicated in the message on the eighteenth day of January, 1921, from His Excellency, the Governor of the State, the proper development of the harbors of the State is rapidly becoming of real importance to the State; and

WHEREAS, It is important and necessary that all data possible to be collected should be at the disposal of the Legislature in the consideration of measures pertaining to the harbors of the State; therefore be it

Resolved, That the Committee on Commerce and Navigation of the Senate be and it is hereby authorized to make an investigation of the various harbors of the State during the coming recess of the Legislature, with full power to summon persons, books and records before them, and collect all data possible to be collected for the use of the Legislature, and submit a report thereon to the Legislature when it shall reconvene after recess; be it further

Resolved, That the sum of one thousand dollars be and it is hereby appropriated out of the general funds of the State, to defray the necessary expenses of said committee on making such investigation.

Resolution referred to Committee on Commerce and Navigation.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER.)

The following report of standing committee was received and read:

ON CIVIL SERVICE.

SENATE CHAMBER, SACRAMENTO, January 19, 1921.

MR. PRESIDENT: Your Committee on Civil Service, to which was referred Senate Concurrent Resolution No. 11—Relative to directing the Civil Service Commission to issue instruction to certain employees of the State to refrain from attempting to influence certain proposed legislation—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

ANDERSON, Chairman.

Senate Concurrent Resolution No. 11 ordered to engrossment, and on file.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS, ETC.

The following bills, etc., were introduced:

By Senator Nelson: Senate Bill No. 327—An act concerning corporations of this State and the issue to employees and to persons actively engaged in the conduct of their business of their stock.

Bill read first time, and referred to Committee on Corporations.

By Senator McDonald: Senate Bill No. 328—An act appropriating money for furniture and equipment for the Hastings College of the Law.

Bill read first time, and referred to Committee on Finance.

By Senator Duncan: Senate Bill No. 329—An act requiring that all motor vehicles owned by the State of California or any board, commission or department thereof, or by any city, county, or city and county, or the State of California, or any of the officers thereof in the discharge of official duties, be suitably marked with the name of the department, county, or city and county, by which the same is used and providing penalties for the failure to thus mark such vehicles.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Senate Bill No. 330—An act to amend section 1328 of the Code of Civil Procedure, relative to time of filing contest and issuance of citation upon filing petition to revoke the probate of a will.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 331—An act to amend sections 4263 and 4263*a* of the Political Code, relating to the compensation of officers of counties of the thirty-fourth class.

Bill read first time, and referred to Committee on County Government.

By Senator Osborne: Senate Bill No. 332—An act appropriating money for the construction of a building or buildings for manual arts and home economics, and the equipping and furnishing of the same, at the San Jose State Normal School.

Bill read first time, and referred to Committee on Normal Schools.

Also: Senate Bill No. 333—An act appropriating money for repairs and improvements, including a new well and equipment, at the San Jose State Normal School.

Bill read first time, and referred to Committee on Normal Schools.

By Senator Slater: Senate Bill No. 334—An act to amend section 1880 of the Political Code, relating to the issuance of bonds by school districts for the erecting of buildings needed by the district.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 335—An act to amend section 1608 and section 1830 of the Political Code, relating to the voting of taxes for the purpose of erecting a residence in which to house employees of school districts.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 336—An act appropriating money for the erection of a school room and assembly building at the Sonoma State Home.

Bill read first time, and referred to Committee on Hospitals and Asylums.

Also: Senate Bill No. 337—An act appropriating money for repairs, improvements and equipment for Sonoma State Home.

Bill read first time, and referred to Committee on Hospitals and Asylums.

Also: Senate Bill No. 338—An act to amend section 1838 of the Political Code, relating to the powers and duties of the governing boards of school districts in levying taxes for building and equipment purposes.

Bill read first time, and referred to Committee on Education.

By Senator Flaherty: Senate Bill No. 339—An act to make an appropriation to carry out the provisions of "An act to establish a nautical school at the port of San Francisco; to provide for the conduct and maintenance thereof; to make an appropriation therefor, and to authorize the Governor to request and to receive aid from the United States in compliance with the provisions of an act of Congress approved March 4, 1911," approved May 14, 1917.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 340—An act to amend section 4309 of the Political Code, relating to the fees of recorders.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 341—An act directing the Commission of Immigration and Housing to investigate and propose legislation for the acquisition and building of homes for workingmen, with the financial assistance of the State of California.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 342—An act appropriating money for the support of extension courses by the University of California.

Bill read first time, and referred to Committee on Universities.

Also: Senate Bill No. 343—An act to amend section 19b of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 344—An act to amend section 4300e of the Political Code, relating to justice of the peace fees.

Bill read first time, and referred to Committee on Judiciary.

By Senator Anderson: Senate Bill No. 345—An act to fix a standard of time throughout this State and to conserve daylight.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 346—An act to amend the State Medical Practice Act by adding a new section thereto to be numbered section 11½, defining a legally chartered school for the teaching of the healing art; relating to the incorporation, resources, equipment, faculties, and curricula of a legally chartered school to qualify applicants for a physician and surgeon certificate and a drugless practitioner certificate, and providing for the approval of such school or schools before incorporation and the incorporation and approval of any such existing schools by the State Board of Medical Examiners.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Harris: Senate Bill No. 347—An act to amend section 515 of the Political Code, relating to the salaries of assistants in the office of the Superintendent of Public Instruction.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 348—An act to amend section 7 of "An act to provide for the organization and supervision of courses in physical education in the elementary, secondary and normal schools of the State, and appropriating ten thousand dollars therefor," approved May 26, 1917.

Bill read first time, and referred to Committee on Education.

By Senator Nelson: Senate Bill No. 349—An act to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 of an act entitled "An act providing for reciprocal and interexchange of indemnities; prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnities, prescribing regulations therefor and fixing a license fee,' approved December 24, 1911," approved May 26, 1917, relating to the kinds of insurance such concerns may transact and to their fees and taxes and to the applicability of other insurance laws, as amended.

Bill read first time, and referred to Committee on Insurance.

Also: Senate Bill No. 350—An act to amend section 663 of the Code of Civil Procedure, relating to the vacation of judgments.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 351—An act to amend section 663*a* of the Code of Civil Procedure, relating to the notice of intention to vacate judgment and the granting of new trial.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 352—An act to repeal sections 633 and 634 of the Code of Civil Procedure, relating to the decisions of the court and the conclusions of law.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 353—An act to amend section 632 of the Code of Civil Procedure, relating to the decision of the court and the entry of judgment.

Bill read first time, and referred to Committee on Judiciary.

By Senator Lyon: Senate Bill No. 354—An act appropriating money for the support of teacher training courses at the southern branch of the University of California.

Bill read first time, and referred to Committee on Universities.

By Senator Sample: Senate Bill No. 355—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 356—An act appropriating money for the support of the Scripps Institution for Biological Research of the University of California.

Bill read first time, and referred to Committee on Universities.

Also: Senate Bill No. 357—An act appropriating money for the completion of buildings, improvements to grounds and the purchase of equipment at the Humboldt State Normal School.

Bill read first time, and referred to Committee on Normal Schools.

Also: Senate Bill No. 358—An act to enable corporations to provide for the representation of their employees on the board of directors.

Bill read first time, and referred to Committee on Corporations.

By Senator Burnett: Senate Bill No. 359—An act to add a new section to the Civil Code, to be numbered 90a, relating to declaration of intention to commence action for divorce.

Bill read first time, and referred to Committee on Judiciary.

By Senators Flaherty, Burnett, Crowley, Canepa, Godsil, Scott, and McDonald: Senate Bill No. 360—An act granting in trust to the city and county of San Francisco the interest of the State in and to, and the control and management of, the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator Sharkey: Senate Bill No. 361—An act appropriating money for the erection of cottages for employees for San Quentin State Prison.

Bill read first time, and referred to Committee on Prisons and Reformatories.

Also: Senate Bill No. 362—An act appropriating money for repairs, improvements, machinery and equipment for San Quentin State Prison.

Bill read first time, and referred to Committee on Prisons and Reformatories.

Also: Senate Bill No. 363—An act to amend section 4242 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the thirteenth class.

Bill read first time, and referred to Committee on County Government.

By Senator Scott: Senate Bill No. 364—An act to amend section 1183 of the Code of Civil Procedure, relating to the liens of mechanics and others.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 365—An act to amend section 224 of the Civil Code, relating to adoption of children.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 366—An act to amend section 15*a* of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915.

Bill read first time, and referred to Committee on Judiciary.

By Senator Eden: Senate Bill No. 367—An act to amend sections 4, 5, and 6 of an act entitled "An act authorizing municipal corporations to permit other municipal corporations to construct and maintain sewers, water mains, and other conduits therein, also to construct and maintain sewers, water mains, and other conduits for their joint benefit, and at their joint expense, and to make and enter into contracts for said purposes," approved March 22, 1909, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 368—An act to amend an act entitled "An act providing for the improvement, development, or protection of any harbor, bay, inlet, or other arm of the sea existing within any county of this State; providing for the appointment of a harbor commission by the board of supervisors of any such county to have charge and control of the improvement, development, or protection thereof, and

the voting, issuance and sale of the bonds of such county to pay the cost thereof," by amending section 2 thereof, and adding three new sections, to be numbered sections 13, 14, 15.

Bill read first time, and referred to Committee on Commerce and Navigation.

Also: Senate Bill No. 369—An act making an appropriation for the development and improvement of Newport harbor, a navigable water in the county of Orange.

Bill read first time, and referred to Committee on Commerce and Navigation.

Also: Senate Bill No. 370—An act granting certain tidelands and submerged lands of the State of California to the city of Newport Beach, upon certain trusts and conditions.

Bill read first time, and referred to Committee on Commerce and Navigation.

Also: Senate Bill No. 371—An act defining and permanently establishing the exterior boundaries of the city of Newport Beach.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 372—An act providing for and authorizing the city of Fullerton and Orangethorpe school district to ascertain the amount of and adjust the taxes lost to Orangethorpe school district by the inclusion of certain territory within the exterior boundaries of the city of Fullerton.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 373—An act to amend section 412 of the Code of Civil Procedure, relating to service of summons by publication.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 374—An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State, upon certain trusts and conditions.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator Irwin: Senate Bill No. 375—An act to amend section 1973 of the Code of Civil Procedure, and to add to said code a new section, to be numbered 1973*a*, relating to agreements in writing.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 376—An act to repeal title I and title II of part IV of division III of the Civil Code; to repeal sections 1083, 1136, 1140, 1141, 1142, 3049, 3078, 3079, 3080, 3308, 3309, 3310, 3311, 3312, 3313 and 3314 of said code; to amend sections 36, 658, 660, 1612, 1613, 1624, 1689, and 3387 of said code; to add a new title I of part IV of division III of said code in place thereof, consisting of sections 1721 to 1800, both inclusive, and to add six new sections to said code, to be know as sections 35*a*, 1097, 1098, 1099, 1100, and 1624*a*, all

relating to sale of goods, and to make the law of sale of goods in the State of California uniform with the law of other states.

Bill read first time, and referred to Committee on Judiciary.

By Senator Rominger: Senate Bill No. 377—An act to amend section 12 of an act entitled "An act to promote the drainage of wet, swamp and overflowed lands, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Senator Rush: Senate Bill No. 378—An act appropriating money for use as a revolving fund in the management of the Napa State Farm.

Bill read first time, and referred to Committee on Hospitals and Asylums.

Also: Senate Bill No. 379—An act appropriating money for general improvements on the property of the State situated in Napa County, and known as the Napa State Farm.

Bill read first time, and referred to Committee on Hospitals and Asylums.

Also: Senate Bill No. 380—An act appropriating money for a cottage and equipment for patients at the Napa State Hospital.

Bill read first time, and referred to Committee on Hospitals and Asylums.

Also: Senate Bill No. 381—An act appropriating money for repairs, improvements, equipment and furnishings of the Veterans' Home at Yountville.

Bill read first time, and referred to Committee on Military Affairs.

Also: Senate Bill No. 382—An act to appropriate money to be paid as premiums to exhibitors of livestock at district livestock shows to be held in the First and Sixth Agricultural Districts.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 383—An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the Director of Agriculture in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, providing for the enforcement of said lien, and providing for the making of rules and regulations, and making the violation thereof a misdemeanor, and repealing an act entitled "An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the State Veterinarian in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, and providing for the enforcement of said lien," approved February 23, 1909, as amended.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 384—An act to amend section 4300½ of the Political Code, relating to sheriff's fees.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 385—An act to amend section 4300½ of the Political Code, relating to the sheriff's fees.

Bill read first time, and referred to Committee on County Government.

By Senator Rominger: Senate Bill No. 386—An act to add a new section to the Political Code, to be numbered section 1734½, relating to the exclusion of an elementary school district from a high school district and the annexation of such elementary school district to another contiguous high school district.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 387—An act appropriating money to carry out the building and developmental program at Whittier State School and for repairs, improvements and equipment.

Bill read first time, and referred to Committee on Public Charities and Corrections.

By Senator King: Senate Bill No. 388—An act concerning the trespassing of animals upon private lands, and the recovery of damages resulting therefrom.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 389—An act to amend section 12 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State, and providing penalties and forfeitures for non-compliance," approved May 10, 1915, relating to the terms and conditions upon which corporations may transact business in this State.

Bill read first time, and referred to Committee on Corporations.

Also: Senate Bill No. 390—An act making an appropriation to meet the deficiency in the appropriation for the salaries of State Senators for the seventy-first and seventy-second fiscal years.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 391—An act appropriating money for the housing and training of patients at the Southern California State Hospital.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Senator Arbuckle: Senate Bill No. 392—An act to amend section 626*f* of the Penal Code, relating to the protection of game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 393—An act to amend section 626*g* of the Penal Code, relating to the killing of tree squirrels.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Allen: Senate Bill No. 394—An act to add a new section to the Penal Code, relating to the care of insane prisoners and prisoners held under observation for the purpose of determining their mental condition.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Senator Arbuckle: Senate Bill No. 395—An act to amend section 626 of the Penal Code, relating to the protection of game.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Johnson: Senate Bill No. 396—An act to amend section 475 of the Political Code of the State of California, relating to clerks, phonographic reporter, service agent and stenographers of the Attorney General's office.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 397—An act creating a Hydro-electric Power Commission, and defining its powers.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senator Hart: Senate Bill No. 398—An act to amend section 10 of the Political Code, relating to holidays.

Bill read first time, and referred to Committee on Judiciary.

By Senator Allen: Senate Bill No. 399—An act appropriating money for the completion of the construction of a hospital building at the Folsom State Prison.

Bill read first time, and referred to Committee on Prisons and Reformatories.

By Senator Crowley: Senate Bill No. 400—An act to amend section 2 of an act entitled "An act to prevent blindness from ophthalmia; to vest certain powers and duties in the State Board of Health and health officers; to impose certain duties upon physicians, midwives, nurses and other persons; and to provide for the enforcement of this act, and the repeal of chapter 14 of the statutes of 1897 entitled 'An act to regulate medical practice, to prevent blindness in infants,' and other acts in conflict herewith, approved June 11, 1915."

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 401—An act to amend sections 10 and 11 of the State Medical Practice Act.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Burnett: Senate Bill No. 402—An act to amend section 626*f* of the Penal Code, relating to the protection of game.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Johnson: Senate Bill No. 403—An act appropriating money for repairs, improvements and equipment at the California Redwood Park.

Bill read first time, and referred to Committee on Conservation.

Also: Senate Bill No. 404—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of assistants and deputies in such office.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senator Crowley: Senate Bill No. 405—An act appropriating money to be used for malaria control by the State Board of Health.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 406—An act to amend the State Medical Practice Act by adding a new section thereto, to be numbered 17*b*, providing for the conduct, maintenance, and operation of clinical, diagnostic, pathological and biological laboratories and the preparation, manufacture, standardization, sale or other disposal of, serums, vaccines, antitoxins and other biological products by physicians and surgeons or under the immediate supervision and direction thereof.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 407—An act appropriating money to be used for plague parasitology by the State Board of Health.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 408—An act to repeal an act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California; specifying the duties of certain officers and persons with relation thereto; making violations of its provisions a misdemeanor; providing penalties, and repealing an act entitled 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889," approved March 7, 1911.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 409—An act to amend the State Medical Practice Act, by adding a new section thereto, to be numbered 17*a*, relating to the use and application of Roentgen rays, X-rays or radium rays in the examination, diagnosis, or treatment of human beings for diseases, injuries, deformities or any other physical or mental conditions.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 410—An act to amend section 12½ of the State Medical Practice Act.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 411—An act to assist in providing hospital service and treatment for legal residents of the State afflicted with maladies or deformities which can probably be remedied, and who are unable to pay for such service and treatment, and making an appropriation to carry out the purposes thereof.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 412—An act amending section 8 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended, relating to certificates licensing the practice of medicine, drugless healing, and chiropody.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Godsil: Senate Bill No. 413—An act granting in trust to the city and county of San Francisco the interest of the State in and to, and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator Carr, W. J.: Senate Bill No. 414—An act to amend section 602*b* of the Political Code, relating to a classification of risks, premium rates and schedule ratings for insurance carriers insuring employers or employees under Workmen's Compensation, Insurance and Safety Act, chapter 176, laws of 1913; to permit the issuance of compensation participating policies and requiring annual reports to the State Insurance Commissioner; authorizing the State Insurance Commissioner to enforce the provisions of this act and providing penalties for its violation.

Bill read first time, and referred to Committee on Insurance.

Also: Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

Bill read first time, and referred to Committee on Elections.

By Senator Rigdon: Senate Bill No. 416—An act appropriating money for repairs, improvements and equipment for the California Polytechnic School at San Luis Obispo.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 417—An act to add a new section to the Political Code, to be numbered 3897*a*, relating to miscellaneous provisions relating to taxation.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Senate Bill No. 418—An act to require the installation and use of a safety appliance known as power reverse gear upon all locomotives or engines operated by any railroad company on any part of its lines within the State of California; and providing penalties for the violation thereof.

Bill read first time, and referred to Committee on Public Utilities.

By Senator Nelson: Senate Bill No. 419—An act to add a new section to be known as 9*a* 36 to an act entitled, "An act to provide for the establishment and maintenance of counties libraries in the State of California, and repealing an act entitled, 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 420—An act to add a new section to be known as 9*a* 20 to an act entitled, "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled, 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read first time, and referred to Committee on County Government.

By Senator Boggs: Senate Bill No. 421—An act appropriating money for repairs, improvements and equipment for the Stockton State Hospital.

Bill read first time, and referred to Committee on Hospitals and Asylums.

Also: Senate Bill No. 422—An act appropriating money for the erection and equipment of a receiving and psychopathic building at the Stockton State Hospital.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Senator Boggs: Senate Bill No. 423—An act to amend subsection *b* of section 17 of an act entitled "An act to provide for the organization of the Railroad Commission; to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide

penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations; creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code, and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended.

Bill read first time, and referred to Committee on Public Utilities.

Also: Senate Bill No. 424—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 425—An act to appropriate money to be expended by and under the direction of the Department of Engineering for the purpose of rectifying and improving the channels of the Sacramento, San Joaquin and Feather rivers and such other waters of the State as the Department of Engineering may determine; improving the navigability of such waters and acquiring land for necessary rights of way therefor; making surveys, investigations and report upon the feasibility of canalizing the rivers of the State and constructing canals for navigation, and making surveys, investigations and plans for flood control; the examination and supervision of dams and the investigation of rainfall, snowfall, runoff, and stream flow affecting navigation, flood control or irrigation and preventing and repairing damage in certain cases.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator Otis: Senate Bill No. 426—An act to amend section 565 of the Penal Code, relating to certain rights and remedies of stockholders in California corporations.

Bill read first time, and referred to Committee on Corporations.

Also: Senate Bill No. 427—An act to amend section 2169 of the Political Code, relating to the attendance, examination, fees and expenses of witnesses at hearings of persons charged with being insane.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 428—An act to amend section 378 of the Civil Code, relating to certain rights and remedies of the stockholders in California corporations.

Bill read first time, and referred to Committee on Corporations.

By Senator Inman: Senate Bill No. 429—An act appropriating money for the creating of a revolving fund for Engineering Department in lieu of that created by chapter CVIII of Statutes of 1913, chapter CCCLV of Statutes of 1915, and chapter CCCCXIX of Statutes of 1917.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 430—An act appropriating money for office furniture and equipment for the Secretary of State's office.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 431—An act appropriating money for repairs, improvements and the completion of buildings and extensions of the wall at the Folsom State Prison.

Bill read first time, and referred to Committee on Prisons and Reformatories.

Also: Senate Bill No. 432—An act making an appropriation for the purchase of a building site and the erection of a building for the State Printing Office.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 433—An act appropriating money to cover rental and other expense necessary toward the maintenance of offices for State departments in Sacramento and Los Angeles.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 434—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather rivers of the State of California, by controlling the floods, removing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1910, and transmitted to the Speaker of the House of Representatives of the United States by the Secretary of War on June 27, 1911, and printed in House of Representatives document No. 81 of the first session of the sixty second United States Congress, as modified by the report of said commission submitted February 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee document No. 5, sixty third United States Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs; and making an appropriation for such work; and providing for the continuance of such work as provided by section 2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator Osborne: Senate Bill No. 435—An act to add a new section to be numbered section 1976 to an act entitled "An act to be known as the Juvenile Court Law and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court

Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read first time, and referred to Committee on Judiciary.

By Senator Breed: Senate Bill No. 436—An act to authorize and control the deposit of State moneys in banks, and to repeal all acts or parts of acts in conflict with this act.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 437—An act to authorize and control the deposit of county and municipal moneys in banks, and to repeal all acts or parts of acts in conflict with this act.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 438—An act authorizing suits against the State of California concerning real property purchased under the provisions of an act entitled "An act to survey and dispose of certain salt marsh and tide lands belonging to the State of California," approved March 30, 1868, and of an act entitled "An act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tide lands belonging to the State of California,' approved March 30, 1868," approved April 1, 1870, and of an act entitled "An act supplementary to and amendatory of an act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tide lands belonging to the State of California,' approved March 30, 1868; also, an act approved April 1, 1870," approved March 30, 1874.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 439—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 440—An act to amend sections 10, 14 and 20 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter, and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor, and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money

therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 441—An act concerning corporations of this State and the issue to employees and to persons actively engaged in the conduct of their business of their stock.

Bill read first time, and referred to Committee on Corporations.

Also: Senate Bill No. 442—An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements under the "Street Opening Act of 1889," and providing for the effect and enforcement of such bonds.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 443—An act to amend section 3 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 444—An act to amend section 1 of an act approved April 25, 1911, and entitled "An act to carry into effect the provisions of subdivision c of section 14 of article XIII of the constitution of the State of California as the said article was amended on the eighth day of November, in the year 1910, in so far as the same relates to the State University; and also to provide for the permanent support and improvement of the University of California; and to that end making a continuing appropriation and creating an annual fund therefor; and repealing an act entitled 'An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor, and to repeal an act approved February 14, 1887, entitled "An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor," and also to repeal an act approved February 27, 1897, entitled "An act to provide additional support and maintenance, and for the acquisition

of necessary property and improvements of the University of California, by the levy of a rate of taxation, and the creation of a fund therefor," approved March 20, 1909.' "

Bill read first time, and referred to Committee on Universities.

Also: Senate Bill No. 445—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years.

Bill read first time, and referred to Committee on Universities.

Also: Senate Bill No. 446—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California.

Bill read first time, and referred to Committee on Universities.

By Senator Slater: Senate Bill No. 447—An act to add a new section to be numbered section 19x 14 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such person to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read first time, and referred to Committee on County Government.

By Senator Rigdon (by request): Senate Bill No. 448—An act to amend section 322 of the Civil Code, relating to the liability of stockholders.

Bill read first time, and referred to Committee on Judiciary.

By Senator Anderson: Senate Bill No. 449—An act relating to the notice required to be given to an insurance carrier.

Bill read first time, and referred to Committee on Insurance.

By Senator Gates: Senate Bill No. 450—An act to amend an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to

repeal chapter DVC of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the "Inheritance Tax Act," and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917, by amending subdivision 10 of section 2 hereof.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Senator Rominger: Senate Bill No. 451—An act amending the Political Code by amending section 1284 thereof, providing for the issuance of election certificates.

Bill read first time, and referred to Committee on Elections.

Also: Senate Bill No. 452—An act amending the Political Code by amending section 1261 thereof to provide for a semi-official count of election returns.

Bill read first time, and referred to Committee on Elections.

By Senator Yonkin: Senate Bill No. 453—An act to amend section 35 of an act entitled "An act to amend the Vehicle Act," approved May 10, 1915, as amended by an act entitled "An act to amend the Vehicle Act, approved May 10, 1915, by repealing sections 10, 18, 23, 33 and 42 thereof, and by amending sections 1, 3, 4, 5, 6, 7, 8, 9, 11, 13, 15, 17, 20, 22, 24, 26, 27, 28, 32, 34, 35, and 37 thereof, said amendments to provide for the regulation of the use and occupation of the public highways by vehicles and otherwise; for the registration and identification of motor and other vehicles, and for the payment of registration fees therefor; to prohibit the operation of any motor vehicle without the consent of the owner thereof; to limit the power of local authorities to enact or enforce ordinances, rules, or regulations in regard to matter embraced within the provisions of this act; to provide for the organization and conduct of the Motor Vehicle Department created by this act, and to provide for the disposition of registration and license fees, fines and forfeitures collected under the provisions of said act; to provide for carrying out the objects of said act and of said amendments thereto, and to make appropriation therefor; to provide for the printing and distribution of said act as amended, and to provide for the time that said amendments shall go into effect, approved May 10, 1917, by amending sections 1, 3, 4, 5, 6, 7, 8, 9, 11, 13, 15, 17, 20, 22, 24, 28, 32, 34, 36, and 37 thereof, said amendments to provide for the regulation of the use and occupation of the public highways by vehicles and otherwise and for the regulation of traffic and travel over such highways, for the registration and identification of motor and other vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles, and for the payment of license fees therefor; to prohibit the operation or use of any vehicle by any person under the influence of intoxicating liquor and the use of any motor vehicle without the consent of the owner thereof; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to any of the matters embraced within the provisions of this act; to provide for the organization and conduct of the Motor Vehicle Department created by this act and the salaries of the officers and employees

thereof; to provide for the disposition of registration and license fees, fines and forfeitures collected under the provisions of said act; to provide for the carrying out of the object of said act as amended as aforesaid and of these amendments thereto, and to make appropriation therefor; to provide for the printing and distribution of said act as amended as aforesaid and as hereby amended, and to provide for the time that said amendments shall go into effect, and repealing all acts or parts of acts in conflict herewith," approved May 2, 1919, and repealing all acts or parts of acts in conflict herewith.

Bill read first time, and referred to Committee on Roads and Highways.

By Senator Carr, F. M.: Senate Bill No. 454—An act to amend an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a public school teachers' retirement salary fund, and also a public school teachers' permanent fund; providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 455—An act to amend section 1750c of the Political Code, relating to high schools.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 456—An act to amend section 1552 of the Political Code, relating to the county superintendent of schools.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 457—An act to amend section 1607 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 458—An act to amend section 1609 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 459—An act to amend section 10 of an act entitled "Improvement Act of 1911."

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 460—An act to appropriate the sum of one million dollars for the erection, construction, furnishing, equipment and completion of a public building in the State of California, in the city of Oakland, to be used as a State Armory and Exposition Building.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 461—An act to amend section 4131 of the Political Code, relating to the duties of county recorder.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 462—An act to amend section 1158 of the Civil Code, relating to instruments that may be recorded.

Bill read first time, and referred to Committee on Judiciary.

By Senator Yonkin: Senate Bill No. 463—An act to amend section 9 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended, relating to the relative priority of special assessment liens.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Shearer: Senate Bill No. 464—An act to amend an act entiled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, by amending section 9*gg* thereof, relating to the salary of the county librarian in counties of the thirty-third class.

Bill read first time, and referred to Committee on Education.

By Senator Duncan: Senate Bill No. 465—An act authorizing the Regents of the University of California to sell and convey certain land situate in Butte County, known as the Chico Forestry Station, and directing that the proceeds of such sale shall become the property of the Regents of the University of California.

Bill read first time, and referred to Committee on Conservation.

Also: Senate Bill No. 466—An act to add two new sections to the Political Code, to be numbered 3782 and 3783, relating to the redemption of property sold for delinquent taxes.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Senate Bill No. 467—An act appropriating money for the construction and equipment of university farm buildings outside of Berkeley.

Bill read first time, and referred to Committee on Universities.

By Senator Burnett: Senate Bill No. 468—An act to fix and quiet titles to rights of way reserved without limit of time or location.

Bill read first time, and referred to Committee on Judiciary.

By Senator Crowley: Senate Bill No. 469—An act appropriating money to be used for the support and maintenance of the division of public health nurses by the State Board of Health.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Jones: Senate Bill No. 470—An act to be known as the "Inheritance Tax Act," to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims or liens arising hereunder, or under an act hereby repealed; and to repeal chapter DLXXXIX of the laws of the session of the Legislature of California

of 1917, approved May 23, 1917, known as the "Inheritance Tax Act," and to repeal all acts and parts of acts in conflict with this act.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Senate Bill No. 471—An act making an appropriation to carry out the purposes of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," and amendatory acts thereto.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 472—An act to amend an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended, by amending section 3 of said act by providing ------

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 473—An act appropriating money for investigation, research, and demonstration by the Department of Agriculture of the University of California with regard to deciduous fruits and nuts, including olives and figs.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 474—An act to establish standards of measure for quantity, quality, pressure, initial voltage, or other conditions pertaining to the estimation of supply, in the sale of electricity, gas and water; providing for the inspection and sealing thereof; to prevent the use and sale of false meters and other measuring devices, or measuring instruments; providing for the appointment of officers to enforce and carry into effect the provisions of this act; defining the powers and duties of such officers, and making an appropriation to carry this act into effect.

Bill read first time, and referred to Committee on Public Utilities.

Also: Senate Bill No. 475—An act to amend section 634 of the Civil Code, relating to fees charged by building and loan associations.

Bill read first time, and referred to Committee on Building and Loan Associations.

By Senator Sample: Senate Bill No. 476—An act to add a new section to be numbered section 19½ 5 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody

and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read first time, and referred to Committee on Judiciary.

By Senator Jones: Senate Constitutional Amendment No. 8—Resolution to propose to the people of the State of California an amendment to section 2 of article IX, of the constitution of the State of California, in relation to the Superintendent of Public Instruction.

Amendment referred to Committee on Constitutional Amendments.

By Senator Burnett: Senate Constitutional Amendment No. 9—A resolution to propose to the people of the State of California to amend the constitution of said State by amending section 12 of article XIII.

Amendment referred to Committee on Constitutional Amendments.

By Senator Rominger: Senate Constitutional Amendment No. 10—A resolution to propose to the people of the State of California to amend the constitution of said State by amending section 1, of article II thereof.

Amendment referred to Committee on Constitutional Amendments.

By Senator Rigdon (by request): Senate Constitutional Amendment No. 11—A resolution to propose to the people of the State of California to amend section 3 of article XII of the constitution of said State, relating to liability of stockholders.

Amendment referred to Committee on Constitutional Amendments.

By Senator King: Senate Constitutional Amendment No. 12—Relative to taxation.

Amendment referred to Committee on Constitutional Amendments.

By Senator Otis: Senate Constitutional Amendment No. 13—A resolution proposing to the people of the State of California, an amendment to article XI of the constitution of the State, by adding a new section thereto, to be known as section 7½, of said article XI, relating to the annexation or consolidation of municipalities.

Amendment referred to Committee on Constitutional Amendments.

By Senator Breed: Senate Constitutional Amendment No. 14—A resolution proposing to the people of the State of California an amendment to the constitution of the State of California, by adding a

new section to article XI thereof, to be designated section 20 of said article XI, of the constitution of the State of California, relating to the taking of property for public use and additional adjoining or neighboring property, and for the payment therefor.

Amendment referred to Committee on Constitutional Amendments.

By Senator Ingram: Senate Constitutional Amendment No. 15—A resolution to propose to the people of the State of California to amend section 3 or article VI of the constitution, relative to justices of the Supreme Court.

Amendment referred to Committee on Constitutional Amendments.

Also: Senate Constitutional Amendment No. 16—A resolution to propose to the people of the State of California to amend section 4 of article VI of the constitution, relative to justices of the District Courts of Appeal.

Amendment referred to Committee on Constitutional Amendments.

Also: Senate Constitutional Amendment No. 17—A resolution to propose to the people of the State of California to amend section 6 of article VI of the constitution, relative to the judges of the Superior Court.

Amendment referred to Committee on Constitutional Amendments.

By Senator Breed: Senate Concurrent Resolution No. 16—Relative to joint rules of Senate and Assembly.

Resolution referred to Committee on Rules.

RUSH ORDER TO PRINTER.

On motion of Senator Breed, the Secretary was directed to issue a rush order to Printer on Senate Concurrent Resolution No. 16.

By Senator Breed: Senate Bill No. 477—An act to amend section 359 of the Civil Code of the State of California, relating to corporations.

Bill read first time, and referred to Committee on Corporations.

By Senator Crowley: Senate Bill No. 478—An act to amend sections 2 and 3 of an act to regulate the work and hours of employees engaged in selling at retail drugs and medicines, and compounding physicians' prescriptions, and providing a penalty for the violation thereof.

Bill read first time, and referred to Committee on Labor and Capital.

By Senator Rigdon: Senate Bill No. 479—An act relating to the conduct of laboratories for the manufacture of serums and vaccines, and for the diagnosis of communicable diseases, the certification of technical workers in such laboratories and defining the duties of the State Board of Health in relation thereto, and providing a penalty for the violation of the provisions thereof.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Godsil: Senate Bill No. 480—An act providing for the protection of the health of workmen from poisonous and dangerous gases and fumes; prohibiting the use of paint spraying machines that spray poisonous and dangerous materials and ingredients dangerous to the health of workmen; declaring the operation of such paint spray

machines a menace to the health of workmen, and providing for the abatement of same; making violation of this act a misdemeanor and providing for punishment of same.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Purkitt: Senate Bill No. 481—An act validating the formation and organization and proceedings of Glenn-Colusa Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled, "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition, or construction thereby of works for the irrigation of lands embraced within such district, and, also, to provide for the distribution of water for irrigation purposes," as amended.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 482—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the Legislature of the State of California, approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," as amended.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 483—An act to amend sections 3 and 5 of that certain act entitled "An act defining henceforth the exterior boundaries of Reclamation District No. 108, situated partly in the counties of Colusa and Yolo, and providing for the continuation in office of the present trustees of said district and for the election and qualification of their successors, and providing that the management and control of the affairs of said Reclamation District No. 108, as defined in this act, are subject to the provisions of the Political Code of the State of California and to all other laws of the State, except as provided in said act, in connection with the issuance and payment of warrants and the payment of assessments; providing that all moneys of said district shall be paid and deposited with the county treasurer of Colusa County, and conferring jurisdiction upon the board of supervisors of the county of Colusa as to all matters concerning said district; providing also for the management, control and administration of the affairs of said district; also ratifying the incorporation of certain lands in said Reclamation District No. 108, as described in certain notices filed and recorded in the office of the county recorder of the county of Colusa, State of California, and also authorizing the trustees of said Reclamation District No. 108 to make an equitable settlement with the owner of such land so incorporated as to the cost of any work heretofore done by Reclamation District No. 108, or its predecessors in interest, or that may be hereafter done before the going into effect of this act, and also declaring Reclamation District No. 108, as defined in this act, to be the successors in interest of Reclamation District No. 108, defined in that certain act approved May 26, 1917, also that certain Reclamation District No. 108, defined in that certain act approved May 18, 1915, and also that certain Reclamation District No. 108, defined in that certain act approved April 23,

1913, and also directing the commissioner of assessment, heretofore appointed by the board of supervisors of Colusa County, to include the lands in said assessment, as described in this act, in the event that said assessment is not levied before this act shall take effect," and approved May 7, 1919, and relating to the management and control of affairs of said Reclamation District No. 108.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also: Senate Bill No. 484—An act to add a new section to the Political Code, to be numbered 3466½, relating to sales of land for delinquent reclamation assessments.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also: Senate Bill No. 485—An act to add to the Political Code a new section, to be numbered 3467, relating to the power of trustees of reclamation districts to make rules and regulations for furnishing water for the irrigation of lands in the districts; fixing charges and rates for the same, collection of the same, levying assessments for the same on the lands in the district; providing for a special fund kept by the county treasurer in which sums collected for irrigation shall be kept, and providing for the paying out said fund on orders or warrants by the trustees for the costs of irrigation.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also: Senate Bill No. 486—An act to license and regulate the business of private detective and detective agencies.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 487—An act to add a new section to the Political Code, to be numbered 3493*a*, providing for the recall of trustees of reclamation districts.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also: Senate Bill No. 488—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such district, and, also, to provide for the distribution of water for irrigation purposes," as amended.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 489—An act to prevent the flooding of highways in the State of California from waters on lands adjacent to said highways and to provide penalties for the violation thereof and the enforcement of this act.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT

SENATE CHAMBER, SACRAMENTO, January 20, 1921.

MR PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 241—An act approving, confirming and declaring valid the creation, formation and organization of Reclamation District No. 1004, and all acts and proceedings of said district and of the trustees and officers thereof, and of the board of supervisors of the county of Colusa, State of California, in relation thereto, including all proceedings relating to the inclusion of additional lands within said district and to the issuance of bonds of said district, and all acts and proceedings of the assessment commissioners thereof, and defining and declaring the exterior boundaries of said district;

Also: Senate Bill No. 132—An act legalizing the formation and organization of Reclamation District No. 2050;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF DAILY FILE—SECOND READING OF SENATE BILLS.

Senate Bill No. 126—An act to provide for the classification of municipal corporations and adopting the federal census of all municipal corporations in the State of California taken in the year 1920, and repealing all acts or parts of acts in conflict herewith

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron Bethany Irrigation District.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District.

Bill read second time, ordered engrossed, and on file for third reading.

CASE OF URGENCY.

The following resolution was offered:

By Senator Nelson:

Resolved, That Senate Bill No. 241 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Canepa, Carr, E. M., Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

Whereupon, the President declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 241.

Senate Bill No. 241—An act approving, confirming and declaring valid the creation, formation and organization of Reclamation District No. 1004, and all acts and proceedings of said district and of the trustees and officers thereof, and of the board of supervisors of the county of

Colusa, State of California, in relation thereto, including all proceedings relating to the inclusion of additional lands within said district and to the issuance of bonds of said district, and all acts and proceedings of the assessment commissioners thereof, and defining and declaring the exterior boundaries of said district.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 241 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

CASE OF URGENCY.

The following resolution was offered:

By Senator Johnson:

Resolved, That Senate Bill No. 132 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

Whereupon, the President declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 132.

Senate Bill No. 132—An act legalizing the formation and organization of Reclamation District No. 2050.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 132 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS, ETC.

Senate Joint Resolution No. 6—Relative to the adoption of an American policy in the purchasing of relief supplies.

COMMITTEE AMENDMENT.

During the reading of the resolution, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, commencing with the word "whereas", strike out everything and insert in lieu thereof the following

"WHEREAS, The Legislature of the State of California is in full accord with the principle of extending relief to all distressed countries and earnestly urges upon the citizenry of this State a hearty cooperation in all relief measures; and

WHEREAS, The American people as a whole have generously contributed in the past to all worthy relief enterprises; and

WHEREAS, Mr. Herbert Hoover, Chairman of the American Relief Council for the Starving Children of Europe, should be highly commended for his broadminded statement that all monies raised for European relief will be spent for supplies produced in the United States, and that all other relief associations should agree to do the same; and

WHEREAS, It is evident that in so far as it is practicable the money raised for relief purposes in the United States should be spent in the United States for supplies produced in the United States and its insular possessions; and

WHEREAS, Such a policy of purchasing should be and become an established American policy; now, therefore, be it

Resolved, by the Senate and Assembly, jointly, that the Legislature of the State of California hereby endorse and recommend that such an American policy be promulgated by the Congress of the United States, and be it further

Resolved, That our Senators and Representatives in Congress be and they hereby are requested to take such steps as may be necessary to provide for such promulgation; and be it further

Resolved, That the Secretary of the Senate be and he hereby is directed to forward copies of these resolutions to the President of the Senate of the United States, the Speaker of the House of Representatives, and each of California's Senators and Representatives in Congress."

Amendment adopted.

Resolution ordered to print, and engrossment.

Senate Concurrent Resolution No. 5—Relative to the adjournment of the Legislature for the constitutional recess and to the reassembling of the Legislature after said recess and fixing the date for said adjournment and reassembling.

On motion of Senator Breed, Senate Concurrent Resolution No. 5 was passed on file.

Senate Joint Resolution No. 5—Relative to the national system of taxation.

COMMITTEE AMENDMENT.

During the reading of the resolution, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed resolution, strike out the words "income and"

Amendment adopted.

Resolution ordered to print, and engrossment.

ASSEMBLY CONCURRENT RESOLUTION No. 9.

Relative to requesting certain data from the Board of Control and the Civil Service Commission.

WHEREAS, The Legislature will be called upon shortly to give its consideration to several so-called economy plans and it is necessary that we have data concerning the financial operation of the State, in order that we may properly consider the various measures that will come before us; therefore, be it

Resolved, That the State Board of Control and the Civil Service Commission be and they are hereby directed to prepare and submit immediately to the Senate and the Assembly a report containing a complete list of the officers and employees of each and every office, department, board, bureau, commission and institution of the government of the State of California, said report being set up so as to show (1) the name of each such office, department, board, bureau, commission or institution and (2) the names of each of its officers and regular employees of every kind and character with title of position and amount of monthly salary or wages. Said

report shall be as of January 1, 1921. Said report shall also contain a statement, with reference to each such office, department, board, bureau, commission and institution, showing the number of persons engaged for temporary or emergency employment during the fiscal year ending June 30, 1920, and the total amount expended on account of such temporary or emergency employment.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 9 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater and Yonkin—33.

NOES—None.

Assembly Concurrent Resolution No. 9 ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS.

ASSEMBLY JOINT RESOLUTION No. 2.

Relative to the endorsement of the McFadden bill; to conserve the gold ore resources of the nation in the interest of monetary security.

WHEREAS, There is now pending before the Congress of the United States a bill known as "the McFadden bill," H. R. 13201, which said bill has for its objects the following:

1. To prevent a still further and more rapid decline in the production of gold in the United States, which has already decreased from 101 millions in 1915 to an estimated production of less than 50 millions in 1920.

2. To conserve the known gold ore resources of the United States from entire loss, due to the continued shutting down of the gold mines and the flooding and caving of ore incident thereto; and

WHEREAS, The government of the United States has adopted gold as the unit of monetary measurement and the standard medium of exchange; and

WHEREAS, The present condition of the gold mining industry of the United States constitutes a menace to the gold standard and in the interest of the monetary security of the nation demands an immediate remedy; and

WHEREAS, Conditions confronting the gold mining industry in California, the premier gold mining state of the union, call for the prompt and early enactment of the legislation proposed; now, therefore, be it

Resolved by the Assembly and Senate, jointly, That the Legislature of the State of California at its forty-fourth session, urges upon the Congress of the United States the adoption of said McFadden bill and the imperative need for the immediate enactment of the same; and be it further

Resolved, That a copy of this joint resolution be sent to the President of the United States, to the Secretary of the Treasury of the United States, to the governor of each of the states of the United States, to the members of the respective Committees of Mines and Mining of the Senate and House of Representatives of the United States, and to each member of the Congress of the United States from the State of California.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 2 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

Assembly Joint Resolution No. 2 ordered transmitted to Assembly.

RECESS.

At twelve o'clock and fifty minutes p.m., the President, on motion of Senator Breed, declared a recess until two o'clock and thirty minutes p.m.

RECONVENED.

At two o'clock and thirty minutes p.m., the Senate reconvened. Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS, ETC.—(OUT OF ORDER).

The following bills were received and read:

By Senator Carr, F. M.: Senate Bill No. 490—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 491—An act to amend section 905 of the Code of Civil Procedure, relating to executions and proceedings supplementary thereto.

Bill read first time, and referred to Committee on Judiciary.

By Senator Shearer: Senate Bill No. 492—An act to authorize suits against the State for services rendered to the State or for moneys expended in connection with such services, and regulating the procedure therein.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 493—An act establishing and standardizing the weight of loaves of bread and regulating the sale thereof.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 494—An act to enable the State Board of Forestry to accept deeds and conveyances of land in the name of the people of the State of California, for park purposes, to manage and control the same, to consent to conditions attached to the grant thereof, prescribe regulations therefor, or prohibit violations thereof.

Bill read first time, and referred to Committee on Conservation.

By Senator Ingram: Senate Bill No. 495—An act making it the duty of railroad companies operating in whole or in part within the State of California to provide first medical aid to injured passengers, employees or other persons; requiring employees in charge of trains and engines to report after the use of the medical supplies furnished under this act; and providing penalties for its violation.

Bill read first time, and referred to Committee on Public Utilities.

By Senator Johnson: Senate Bill No. 496—An act making an appropriation for the survey and construction of a State highway from the present county highway in Pedro Valley, San Mateo County, to the present county highway at or near Montara, San Mateo County.

Bill read first time, and referred to Committee on Roads and Highways.

By Senator Harris: Senate Bill No. 497—An act appropriating money for improvements to streets and grounds at Fresno State Normal School.

Bill read first time, and referred to Committee on Normal Schools.

Also: Senate Bill No. 498—An act to add a new section, to be numbered 25*a*, to the act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, relating to tests for butter-fat content of milk.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 499—An act to accept the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States Congress assembled and approved February 25, 1920, entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium of the public domain," and setting aside the funds received by the State under the provisions of said act of Congress.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 500—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein and making an appropriation therefor.

Bill read first time, and referred to Committee on Education.

By Senator Rush: Senate Bill No. 501—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of and to vest the title in the State of California to the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon; to make the same a State home for United States soldiers, sailors and marines, and to provide for the government thereof by the State."

Bill read first time, and referred to Committee on Military Affairs.

By Senator Otis: Senate Bill No. 502—An act to provide for the sale by the State of certain classes of submerged lands.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also: Senate Bill No. 503—An act validating sales heretofore made of certain classes of submerged lands and patents heretofore issued therefor.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Senator Inman: Senate Bill No. 504—An act to amend sections 2, 3 and 7 of an act entitled "An act regulating the sanitation and ventilation in or at camps where five or more persons are employed; and providing a penalty for the violation thereof," approved May 29, 1913, as amended.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Concurrent Resolution No. 17—Relative to the purchase by the State Board of Control of the Sacramento State building bonds.

Resolution referred to Committee on Finance.

By Senator Chamberlin: Senate Bill No. 505—An act to add a new section to the Political Code, to be numbered 1165, requiring the display of the national flag over each voting place.

Bill read first time, and referred to Committee on Elections.

Also (by request): Senate Bill No. 506—An act granting to the city of Los Angeles the swamp, overflowed and salt marsh lands of the State within the boundaries of the said city.

Bill read first time, and referred to Committee on Commerce and Navigation.

Also: Senate Bill No. 507—An act regarding the leasing of dwelling houses, flats and apartments, and defining certain offenses in connection therewith, and providing a penalty for the violation thereof.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 508—An act to amend section 3 of an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection, and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed, and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed, to be known as the 'Inheritance Tax Act;' and to repeal chapter DLXXXXV of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act."

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Senate Bill No. 509—An act to amend an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction and completion thereof," which became a law under the constitutional provision without the Governor's approval, February 25, 1901, as subsequently amended, by adding a new section thereto to be numbered section 14, relating to bonds for a city plan.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 510—An act to amend section 3764 of the Political Code, relating to the annual publication of delinquent tax lists, and the arrangement of lists.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Senate Bill No. 511—An act to amend section 512 of the Code of Civil Procedure, relating to the security on the part of the plaintiff, and proceedings in serving the order.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 512—An act to amend section 4300*b* of the Political Code, relating to sheriff's fees.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 513—An act to amend sections 852 and 860 and to repeal sections 854, 857 and 858 of the Code of Civil Procedure, relating to proceedings in justices' courts.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 514—An act to amend section 1184 of the Code of Civil Procedure, relating to the retention of moneys due and to become due to contractors.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 515—An act appropriating money to pay the claim of F. H. Conn against the State of California.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 516—An act to repeal section 847 of the Civil Code and to amend sections 857 and 2220 of said code, all relating to trusts.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 517—An act to amend section 1365 of the Code of Civil Procedure, relating to the order of persons entitled to administer upon estates.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 518—An act to repeal section 772 of the Penal Code, relating to removal of public officers by superior courts.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 519—An act to amend section 1702 of the Code of Civil Procedure, relating to appointment of trustees.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 520—An act to amend section 3607 of the Political Code, relating to property subject to taxation.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Senate Bill No. 521—An act to add a new section to the Civil Code, to be numbered 224*a*, and providing an alternative proceeding for adoption of a minor child whose parents are dead, or insane or whose parents have abandoned the child; defining abandonment for the purpose of the section, and providing the procedure before the court, notice to be given effect to the judgment of the court, for judgment roll, and for appeals and motion for new trial.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 522—An act to add a new section to the Code of Civil Procedure, to be numbered 1718, authorizing the court to appoint attorney for legatees, devisees, minor or absent heirs at law, and to fix the compensation thereof.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 523—An act to provide for the selection, location, purchase or acquisition of a site for a State building in the city of Los Angeles; to provide for the construction, equipment and furnishing of a State building thereon, and for the improvement of said site; to prescribe the use or occupancy of said building, creating a commission to locate and acquire said site and to construct said building, with power to determine the respective amounts to be paid for said site, for the improvement thereof, for the construction of said building and for furnishing or equipping the same, providing for the issuance and sale of State bonds to be known as "Los Angeles State building bonds," to provide a fund therefor; establishing said fund, appropriating the proceeds thereof for said purpose and directing the manner in which the same shall be expended; creating a sinking fund for the payment of said bonds and interest thereon, making an appropriation therefor; defining the duties of State officers in relation thereto, and providing for the collection of revenue for said purpose; making an appropriation of two thousand five hundred dollars for the expense of preparation of said bonds, and providing for the submission of this proposed act directly to the electors as an initiative measure at the next general election.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 525—An act to amend section 2078 of the Political Code, relating to allowances for uniforms of officers of the National Guard.

Bill read first time, and referred to Committee on Military Affairs.

Also: Senate Bill No. 526—An act to amend section 1632 of the Political Code, relating to inspection of public records.

Bill read first time, and referred to Committee on Judiciary.

By Senator Crowley: Senate Bill No. 527—An act to add a new section to the Political Code, to be numbered section 1618½, relating to the reciprocal notification of cases of communicable disease by school authorities and local health officers.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Boggs: Senate Bill No. 528—An act to add a new chapter to title IX of part III of the Political Code, to be numbered chapter 9 thereof, embracing sections 3839 to 3855, both inclusive, providing for the levy and collection of poll taxes pursuant to the provisions of section 12 of article XIII of the State constitution as adopted November 2, 1920.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Senators Dennett and Rominger: Senate Constitutional Amendment No. 18—A resolution to propose to the people of the State of California an amendment to section 2 of article IV of the constitution of the State of California, relative to the sessions of the Legislature and the membership and power thereof.

Amendment referred to Committee on Constitutional Amendments.

By Senator Carr, W. J.: Senate Bill No. 529—An act to validate municipal bonds, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 530—An act to validate bonds of school districts and high school districts and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 531—An act confirming and validating the change of boundaries of school districts and high school districts.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 532—An act confirming and validating the organization of school districts.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 533—An act to amend section 5 of an act entitled "An act to provide a system of street improvement bonds to represent certain assessments for the cost of street work and improvements within municipalities, and also for the payment of such bonds," approved February 27, 1893, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 534—An act authorizing any county, city and county, city, town, district or political subdivision organized under the laws of this State to sell any unsold bonds thereof at a price netting the purchaser not more than six per cent per annum, payable semi-annually.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Jones: Senate Bill No. 535—An act to amend sections 354, 1487, 1488, 1489, 1494, 1495, 1503, and 1507 of the Political Code of the State of California, relating to the State normal schools or teachers' colleges, and to repeal sections 1497, 1501 and 1502 of the Political Code.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 536—An act to amend sections 1518*a* and 1519 of the Political Code of the State of California, relating to the powers and duties of the State Board of Education.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 537—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 538—An act to amend section 1519*a* of the Political Code, relating to the powers and duties of the State Board of Education.

Bill read first time, and referred to Committee on Education.

By Senator Hart: Senate Bill No. 539—An act to add a new section to the Penal Code, to be numbered 164, relating to the practice of law by persons not licensed to practice law; to the furnishing of legal advice, services and counsel, and advertising in connection therewith; providing a penalty for violation of the provisions of this act, and making certain exemptions from the operation thereof.

Bill read first time, and referred to Committee on Judiciary.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 20, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrolling has examined Senate Concurrent Resolution No. 11—Relating to directing the Civil Service Commission to issue instruction to certain employees of the State to refrain attempting to influence certain proposed legislation—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

Senate Concurrent Resolution No. 11 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 126—An act to provide for the classification of municipal corporations and adopting the federal census of all municipal corporations in the State of California taken in the year 1920, and repealing all acts or parts of acts in conflict herewith;

Also: Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron-Bethany Irrigation District;

Also: Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Joint Resolution No. 9—Relative to the construction by the United States Reclamation Service or other public agency in Long Valley, Lassen County, California, of a unit of the Truckee-Carson project under construction by the United States Reclamation Service in Nevada—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION—OUT OF ORDER.

SENATE CONCURRENT RESOLUTION No. 11.

Relating to directing the Civil Service Commission to issue instruction to certain employees of the State to refrain attempting to influence certain proposed legislation.

WHEREAS, Legislation, pending and proposed, affecting various commissions, boards and bureaus of the State government will come before this Legislature for consideration; and

WHEREAS, Efficiency and economy is the platform upon which many of the members of this Legislature were elected, and it is therefore the duty of the Legislature to afford to the people of the State some measure of relief from the burden of taxes now borne by them, through the abolition and consolidation of many of the commissions, boards and bureaus of the State; and

WHEREAS, Said consolidation and abolition of said commissions, boards and bureaus will affect many thousands of employees of the State; and

WHEREAS, Said employees number many friends among the members of the Legislature whose duty it may become to vote either for or against measures directly affecting the positions and salaries of said employees; and

WHEREAS, It may become embarassing to the members of the Legislature, in the calm and deliberate consideration of said measures to be canvassed and importuned by said employees to vote either for or against said measures, and the attendance upon the Legislature, or in devising methods of influencing said legislation will tend to demoralize the efficiency of said employees and of their departments; and

WHEREAS, It becomes increasingly apparent that, unless this Legislature takes a determined stand large numbers of said employees will be in attendance upon said Legislature or will expend much of their time in devising methods of influencing said legislation; therefore be it

Resolved by the Senate, the Assembly concurring, That the Civil Service Commission be and it is hereby directed to immediately instruct the heads of the various commissions, boards and bureaus of the State, whether the same be under Civil Service or not, that they and their subordinates shall refrain from influencing or attempting to influence, directly or indirectly, by personal solicitation or otherwise, the members of the Legislature, in the consideration of said measures, unless expressly invited so to do by the said Legislature or the members thereof, and that said heads of the various departments of the State government immediately issue a bulletin directed to the subordinates of his department calling attention to the matters herein referred to.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 11 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Gates, Harris, Ingram, Inman, Irwin, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Sharkey, Shearer, and Slater—27.

NOES—Senators Chamberlin, Flaherty, McDonald, and Scott—4.

NOTICE OF MOTION TO RECONSIDER.

Senator McDonald gave notice that on the next legislative day he would move to reconsider the vote by which Senate Concurrent Resolution No. 11 was adopted.

CASE OF URGENCY.

The following resolution was offered:

By Senator Harris:

Resolved, That Senate Bill No. 126 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bill be read third time, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—32.

NOES—None.

Whereupon, the President declared the provision of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 126.

Senate Bill No. 126—An act to provide for the classification of municipal corporations and adopting the federal census of all municipal corporations in the State of California taken in the year 1920, and repealing all acts or parts of acts in conflict herewith.

Bill read third time.

RESOLUTION — OUT OF ORDER

The following resolution was presented by Senator Breed:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of the Legislative Counsel Bureau for the sum of two hundred fifty dollars for the publication of a Legislative Digest, said sum to be payable out of the contingent fund of the Senate, and the Treasurer is hereby directed to pay the same.

Resolution read.

The question being on the adoption of the resolution

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Parkitt, Rigden, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—32.

NOES—None.

CONSIDERATION OF SENATE JOINT RESOLUTION — OUT OF ORDER

SENATE JOINT RESOLUTION No. 9.

Relative to the construction by the United States Reclamation Service or other public agency in Long Valley, Lassen County, California, of a unit of the Truckee-Carson project under construction by the United States Reclamation Service in Nevada.

WHEREAS, In the organization of the United States Reclamation Service it was understood that the proceeds from the sale of public lands should be used so far as practicable in the states from which such money was received for the construction of works for the reclamation of arid lands therein; and

WHEREAS, The amount of money so received from the State of [illegible] has been greatly in excess of such reclamation work done in the State of California; and

WHEREAS, The water from streams having their source in California is being used for the irrigation of lands in the Truckee-Carson project in Nevada; and

WHEREAS, The land lying in Long Valley in Lassen County in the State of California must depend for its supply of water for irrigation [illegible] upon the Little Truckee River, some of the waters of which are used in the Truckee-Carson project in Nevada; and

WHEREAS, Said Long Valley, from an engineering and physical standpoint can be made a logical unit of the Truckee-Carson project, is exceedingly fertile, and would be occupied and cultivated without the long delay in development which is taking place in other units of said project, and affords an ideal opportunity for the application of the principles underlying the work of the Reclamation Service;

Resolved by the Senate and Assembly, jointly, That the Legislature of the State of California hereby memorializes Congress to provide for the incorporation of Long Valley, and more particularly of the lands lying within the southern Lassen and Long Valley irrigation districts within such Truckee-Carson project, or otherwise to provide for the immediate construction of works for the irrigation thereof from the Little Truckee River; and be it further

Resolved, That our Senators and Representatives in Congress be and they are hereby urgently requested to take such steps as may be necessary to bring about the commencement of such work at the earliest possible date, and that the United States Reclamation Service be urged to incorporate the said territory within the plans adopted for the utilization of the waters of the Truckee and Little Truckee rivers;

Resolved, further, That the Secretary of the Senate be and is hereby directed to forward copies of this resolution to the President of the Senate, the Speaker of the House of Representatives, each of the Senators and Representatives from California in Congress, and to the United States Reclamation Service at Washington.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 9 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Inman, Johnson, Lyon, McDonald, Osborne, Otis, Purkitt, Rigden, Rominger, Rush, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

Senate Joint Resolution No. 9 ordered transmitted to Assembly.

MESSAGE FROM THE ASSEMBLY (OUT OF ORDER).

The following message from the Assembly was taken up, and on motion of Senator Breed, read:

ASSEMBLY CHAMBER, SACRAMENTO, January 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed, as a case of urgency, Senate Bill No. 141—An act making an appropriation for the expenses of the State in proceedings for the recovery of property that may have escheated to the State.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bill No. 141 ordered to enrollment.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILLS, ETC.—(OUT OF ORDER).

The following bills, etc., were introduced:

By Senator Breed: Senate Bill No. 540—An act to amend section 457 of the Political Code.

Bill read first time, and referred to Committee on Finance.

By Senator Burnett: Senate Bill No. 541—An act to amend an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, by amending sections 32, 47, 53, 61, and 61*b* thereof, and to add a new section to said act to be numbered 109*a*, relating to the names of irrigation districts and to changing the names thereof.

Bill read first time, and referred to Committee on Irrigation.

By Senator Burnett: Senate Bill No. 542—An act to amend an act entitled "An act relating to bonds of irrigation districts, providing under what circumstances such bonds shall be legal investments for funds of banks, insurance companies and trust companies, trust funds, State school funds and any money or funds which may now or hereafter be invested in bonds of cities, cities and counties, counties, school districts or municipalities, and providing under what circumstances the use of bonds of irrigation districts as security for the performance of any act may be authorized," approved June 13, 1913, by amending section 5 thereof, and to add a new section to said act to be numbered section 8, relating to the inclusion in the term "irrigation districts" districts designated as water conservation districts, water conservancy districts or water improvement districts.

Bill read first time, and referred to Committee on Irrigation.

By Senator Breed: Senate Bill No. 543—An act to amend section 456 of the Political Code.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 544—An act authorizing the separation of the departments of the deaf and the blind in the California School for the Deaf and Blind at Berkeley, California, and providing for the transfer of certain funds.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 545—An act to amend section 2207*f* of the Political Code, relating to the Industrial Home of Mechanical Trades for the Adult Blind.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 546—An act appropriating money for repairs, improvements, furniture and equipment for the Industrial Home for the Adult Blind.

Bill read first time, and referred to Committee on Finance.

By Senator Lyon: Senate Bill No. 547—An act to add a new section to the Political Code, to be numbered 1534, relating to the government of private foreign language schools.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 548—An act to amend section 1 of an act entitled "An act defining public weighmaster; describing his duties; providing for rules and regulations governing the performance of his duties; prescribing a bond and fixing the amount thereof; and providing penalties for any violation of the provisions of this act."

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 549—An act relating to the ginning, baling and storage of cotton; defining cotton ginner; providing regulations governing the ginning and insurance of cotton in storage; providing for the maximum and minimum weight of a bale of cotton; providing penalties for any violation of the provisions of this act.

Bill read first time, and referred to Committee on Manufactures.

By Senator Canepa: Senate Bill No. 550—An act appropriating money for the support of the California Historical Survey Commission during the seventy-third and seventy-fourth fiscal years.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 551—An act making an appropriation to assist in the construction of a boulevard upon Telegraph Hill, in the city and county of San Francisco.

Bill read first time, and referred to Committee on Roads and Highways.

By Senator Boggs: Senate Bill No. 552—An act to amend section 1609 of the Political Code, relating to the employment of teachers.

Bill read first time, and referred to Committee on Education.

By Senator Nelson: Senate Bill No. 553—An act to amend an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to repeal chapter DVC of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all

acts and parts of acts in conflict with this act," approved May 23, 1917, by amending section 20 hereof.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Senator Breed: Senate Bill No. 554—An act to amend section 460 of the Political Code.

Bill read first time, and referred to Committee on Finance.

By Senator Scott: Senate Bill No. 555—An act appropriating the sum of seventy-five thousand dollars to defray the expense, during the seventy-third and seventy-fourth fiscal years, of organizing, controlling, equipping, instructing and maintaining the high school cadet companies in the State of California, and for promoting rifle practice in said companies, and to further carry out the purposes of an act entitled "An act to provide for the organization, control and equipment of high school cadet companies and for the promotion of rifle practice therein, and appropriating the sum of five thousand dollars therefor."

Bill read first time, and referred to Committee on Military Affairs.

By Senator Slater: Senate Bill No. 556—An act to amend section 1546 of the Political Code, relating to the powers and duties of the county superintendent of schools.

Bill read first time, and referred to Committee on Education.

By Senator Inman: Senate Bill No. 557—An act to amend sections 6 and 17 of an act entitled "An act to create for the State of California a Department of Engineering; to provide for the appointment of the officers and employees thereof; defining its powers and prescribing the duties of said department, its officers and employees; to provide the compensation of such officers and employees; to make an appropriation for the salaries and other expenses for the remainder of the fifty-eighth fiscal year, and making certain acts a felony, and repealing an act entitled 'An act creating a Commissioner of Public Works, defining his duties and powers and fixing his compensation,' approved February 9, 1900, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create a Department of Highways for the State of California; to define its duties and powers; to provide for the appointment of officers and employees thereof, and to provide for the compensation of said officers and employees, and for the additional expenses of said department, and to make an appropriation therefor for the remainder of the forty-eighth fiscal year,' approved April 1, 1897; also repealing an act entitled 'An act providing for the appointment of an auditing board to the Commissioner of Public Works, authorizing him and them to perform certain duties relating to drainage; to purchase machinery, tools, dredges, and appliances therefor; to improve and rectify water channels; to erect works necessary and incident to said drainage; to condemn land and property for the purposes aforesaid; making certain acts a felony, and making an appropriation of money for the purposes of this act'; approved March 17, 1897, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to provide for the appointment, duties and compensation of a Debris Commissioner, and

to make an appropriation to be expended under his directions in the discharge of his duties as such commissioner,' approved March 24, 1893, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create the office of Lake Tahoe Wagon Road Commissioner; providing the term of office and the compensation of such commissioner; defining his duties, and making an appropriation for the salary and expenditures provided for and authorized by this act,' approved April 1, 1897, and all acts or parts of acts amendatory thereof," approved March 11, 1907, and all acts or parts of acts amendatory thereof.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senator Arbuckle: Senate Bill No. 558—An act to amend section 21 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts, and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, as amended.

Bill read first time, and referred to Committee on Fish and Game.

ADJOURNMENT

At five o'clock p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE

SENATE CHAMBER,
SACRAMENTO, Friday, January 21, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Campa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Geelsl, Harris, Hart, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Youkin—35

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Purkitt, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. E. A. Brim of Williams.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Rev. E. A. Osborne of Chico, Rev. Richard E. Poole of Durham, Hon. R. E. Johnson of

Live Oak, Hon. F. A. Keesy of Live Oak, Miss Mattie Lund, tax collector of Butte County, Mrs. Rachael Marks of Oroville, Staff Captain L. A. Coe, and Adjutant Otto Schwedler of Salvation Army Headquarters.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, January 20, 1921, the further reading was dispensed with, on motion of Senator Rush.

COMMUNICATIONS.

The following communications were received, and ordered printed in the Journal:

By the President:

LOS ANGELES, January 18, 1921.

WHEREAS, The Chamber of Commerce of the United States, which embodies all of the great industries, civic and representative bodies of every community in the United States, has submitted for approval Referendum 33, with reference to the electrical railways of the country, of which the three principal recommendations are

1. Existing traction facilities should be preserved;
2. Provision should be made against unfair competition;
3. All burdens unrelated to the service performed should be removed from the street railways;

WHEREAS, The Los Angeles Chamber of Commerce has approved said Referendum 33 as submitted; and

WHEREAS, We are informed that there has been greatly increased cost of labor and materials, and that the operating ratio of steam railroads has increased from 56 per cent of gross revenues in 1916 to 78 per cent in 1920; and

WHEREAS, We are informed that the operating ratio of the electric railways has increased to approximately 90 per cent of their gross revenues; and

WHEREAS, It has been suggested that the State Legislature increase the percentage of gross revenue levied against all public utilities of the State, in order to raise additional revenue for State purposes; and

WHEREAS, The revenue from railroad taxes automatically increases as the gross revenues of these railroads increase; and

WHEREAS, The auto trucks and buses using our roads for business are in effect given practically a free use of highways, as compared to large expenditures to the railroads for the acquisition and maintenance of their rights of way and roads; and

WHEREAS, We are informed that the Pacific Electric Interurban Railway are now taxed 54 per cent of their gross for State purposes, it cost them 7¼ per cent for 1920 of their gross for maintenance and 18 per cent of their gross for the interest on the capitalized value of private rights of way and facilities, now, therefore, be it

Resolved, That we urge the State Legislature to provide for necessary increase of taxation by the following methods:

1. The present license fees for motor driven vehicles to be continued with necessary modification.
2. California State Railroad Commission to be given authority to impose upon concerns operating auto buses and trucks upon public roads, streets and highways, a proper license fee commensurate with the tax and costs already imposed on other forms of transportation.
3. A tax of one cent a gallon on all gasoline, this to be collected through the selling agencies; and be it further

Resolved, That a copy of this resolution be immediately forwarded to the Governor, the Senate and the Assembly of the State Legislature.

I hereby certify that the above is a true and correct copy of resolution adopted by a special committee appointed by the board of directors of the Los Angeles Chamber of Commerce.

SYLVESTER L. WEAVER, President.

Attest: FRANK WIGGINS, Secretary.

Also:

Be it resolved by the Council of the city of Berkeley as follows:

That this Council hereby endorses the plan of the city of San Francisco to request the State of California to contribute one-half of the funds of the expense of maintaining a fire boat for the protection of commercial establishments and shipping on the entire bay of San Francisco; and

That the city clerk be and she is hereby instructed to forward a copy of this resolution to the President of the Senate and to the Speaker of the Assembly.

Dated January 18, 1921.

Adopted by the Council of the city of Berkeley by the following vote: Ayes—Councilmen Bartlett, Harms, Heywood, Schmidt, and President Bartlett. Noes—none. Absent—none.

LOUIS BARTLETT,
Mayor and President of the Council.

Attest: E. M. HANN, City Clerk and Clerk of the Council.

By Senator Purkitt:

STATE OF CALIFORNIA, } ss.
COUNTY OF SACRAMENTO, }

Robert G. Sproul, after being first duly sworn deposes and says:

That he is and has been for the past four months Comptroller of the University of California, and of his own knowledge and belief states the following to be facts with reference to the institution:

First—Of the 9659 students in the Berkeley departments of the university for the period August-December, 1920, there were 1151 nonresidents of the State of California, and approximately 240 foreigners, of whom only 46 were bona fide students. The distribution of nonresident students is as follows:

United States	942
Territorial possessions of United States	61
China	38
Japan	8
India	12
All other countries	90
Total	1151

Second and Third—The number of students disqualified or "flunked out" is shown in the following table:

Birthplaces.	California residents.	Nonresidents of California.	Total.
(a) U. S. A. or Alaska	399	54	453
(b) Hawaii or possessions	6	10	16
(c) Foreign	29	17	46
Totals	434	81	515

As will be seen, the percentage of nonresidents of California among the disqualified students is 15.7 per cent, although the percentage of these students in the total student body is 11.9 per cent; also the percentage of foreign students in the report of disqualified students is 8.9 per cent, although the percentage of such students in the total student body is only 2.4 per cent. Therefore, the percentage of non-Californians disqualified on account of unsatisfactory scholarship is considerably greater than in the case of California's residents, and the percentage of foreign born disqualified is three times as great as the percentage of foreign born in the student body.

Fourth—The work of students in some courses is graded by readers, who are advanced students. A final grade is decided by the instructor, who is not a student, after a personal examination of the data submitted by the reader. The university does not permit any one below the rank of instructor to have responsible charge of a course and requires that all official reports be signed by a person of at least the rank of instructor.

Fifth—The average annual expense per student of maintaining the institution varies from one hundred fifty ($150) dollars per year in some courses in the college of letters and science, to approximately two thousand ($2000) dollars per year for students in the professional school of medicine. The average figure for the student body as a whole is probably about two hundred fifty ($250) dollars per year, which corresponds with the amount described in the Joint Legislative Committee on Education, to be the cost in other universities.

Sixth—The annual tuition fee charged nonresidents students is now twenty ($20) dollars per year, but the Regents about one month ago publicly announced that beginning August 15, 1921, this fee would be increased to one hundred fifty ($150) dollars per year. The law of the State does not permit charging a fee to foreign students, who are residents of the State.

ROBERT G. SPROUL.

Subscribed and sworn to before me, this twenty-first day of January, 1921.

[SEAL] MARIE A. HAMMOND,
Notary Public in and for the County of Sacramento,
State of California.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, January 21, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Concurrent Resolution No. 5—Relative to amendments to the charter of the city of Berkeley, after due ratification by the qualified electors of said city at a city election properly held—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership, 9; committee vote: Ayes—7; absent—2.

CARR, F. M., Chairman.

Assembly Concurrent Resolution No. 5 ordered on file.

ON CONSERVATION.

SENATE CHAMBER, SACRAMENTO, January 21, 1921.

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 43—An act providing for the enlargement of the California Redwood Park; making an appropriation for the purchase of additional land therefor, and granting power to the California Redwood Park Commission to purchase the same—has had the same under consideration, and respectfully reports the same back, and recommends that they do pass, and be re-referred to Committee on Finance.

Committee membership, 7; committee vote: Ayes—6; absent—1.

PURKITT, Chairman.

Senate Bill No. 43 referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 129—An act to repeal an act entitled "An act granting rights of way for lines, roads, structures, levees, canals and excavations to the United States, over the public lands of this State," approved March 21, 1907—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership, 7; committee vote: Ayes—6; absent—1.

PURKITT, Chairman.

Senate Bill No. 129 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 64—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass as amended, and be re-referred to Committee on Finance.

Committee membership, 7; committee vote: Ayes—6; absent—1.

PURKITT, Chairman.

Senate Bill No. 64 re-referred to Committee on Finance.

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 21, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Joint Resolution No. 5—Relative to the national system of taxation;

Also: Senate Joint Resolution No. 6—Relative to the adoption of an American policy in the purchasing of relief supplies;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, January 21, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 186—An act making an appropriation to meet the deficiency in the appropriation for compiling, printing and distributing constitutional amendments for the seventy-first and seventy-second fiscal years;

Also: Assembly Bill No. 187—An act making an appropriation to meet the deficiency in the appropriation for rental and other expenses incident to the

occupancy and maintenance of offices for State departments in Sacramento and Los Angeles for the seventy first and seventy second fiscal years;

Also: Assembly Bill No. 188—An act reappropriating the money in the appropriation for salaries of three commissioners of the State Water Commission for the seventy-first and seventy-second fiscal years.

Also: Assembly Bill No. 189—An act making an appropriation to meet the deficiency in the appropriation for expenses of returning criminals arrested without the State for the seventy first and seventy second fiscal years.

Also: Assembly Bill No. 190—An act appropriating money to supplement the appropriation made by an act entitled "An act to amend an act entitled 'An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operation,' approved June 1, 1917, by amending sections 2, 4, 5, 9, 10, 11, 14, 15, 18, 20, 21, 25, 27, 28 and 29 thereof, and by adding a new section thereto to be numbered section 22, and making an appropriation for the purpose of carrying out the provisions of said act," approved May 23, 1919;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership, 17; committee vote—Ayes—10, on each; absent—7.

GATES, Chairman.

Assembly Bills Nos. 186, 187, 188, 189 and 190 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 180—An act making an appropriation to meet the deficiency in the appropriations for the support and salaries of the State normal schools for the seventy first and seventy-second fiscal years;

Also: Assembly Bill No. 181—An act making an appropriation to meet the deficiency in the appropriation for printing, publishing and distributing State textbooks free to the school children of the State for the seventy first and seventy second fiscal years;

Also: Assembly Bill No. 182—An act making an appropriation to meet the deficiency in the appropriations for the support of the Bureau of Labor Statistics for the seventy-first and seventy second fiscal years;

Also: Assembly Bill No. 183—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years;

Also: Assembly Bill No. 184—An act making an appropriation to meet the deficiency in the appropriation made to prepare record of California's part in the war between the United States and the central European powers and to compile biographical sketches of California's citizens who served in the Army, Navy or Marine Corps of the United States during said war for the seventy-first and seventy-second fiscal years;

Also: Assembly Bill No. 185—An act making an appropriation to meet the deficiency in the appropriation for support of orphans, half orphans and abandoned children for the seventy-first and seventy-second fiscal years;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—10 on each; absent—7.

GATES, Chairman.

Assembly Bills Nos. 180, 181, 182, 183, 184 and 185 ordered on file for second reading.

RESOLUTIONS.

The following resolutions were offered:

By Committee on Contingent Expenses:

Resolved, That there is hereby appropriated out of the contingent fund of the Senate two hundred dollars, or so much thereof as may be needed, for the purpose of purchasing boxes, packing, mailing and expressing all papers and documents belonging to Senators to their places of residence. Immediately after the adjournment for the constitutional recess, the Sergeant-at-Arms of the Senate shall cause this work to be done and shall file with the Controller of the State vouchers covering the different items of expense, whereupon the Controller shall draw his warrant or warrants in favor of the Sergeant-at-Arms of the Senate for the amount necessarily expended, and the Treasurer is directed to pay the same.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—28.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of The Sutter for the sum of seventy-eight dollars and fifty cents for refreshments served during call of the House on January 18, 1921, the same to be payable out of the contingent fund of the Senate, and the Treasurer is hereby directed to pay the same.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Johnson, Jones, King, Lyon, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—29.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS, ETC.

The following bills, etc., were introduced.

By Senator Eden: Senate Bill No. 559—An act to amend sections 764 and 765 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 560—An act to add a new section to the Penal Code, to be numbered 384*a*, providing for the protection of the Toyon or Christmas redberry, and prescribing penalties for violations of the provisions thereof.

Bill read first time, and referred to Committee on Conservation.

Also: Senate Bill No. 561—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Rush: Senate Bill No. 562—An act to prevent the importation into the State of California of horses, mules, dairy cattle, breeding bulls, goats, breeding bucks and sheep, which are affected with communicable diseases; providing for the inspection or certification of such animals before being brought into the State of California; exempting certain animals from such inspection or certification; providing penalties for violating any of the provisions of this act, and repealing an act approved June 4, 1913, entitled "An act to prevent the importation into the State of California of horses, mules, asses or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled 'An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California,' approved March 7, 1911; to repeal an act

entitled 'An act to prevent the importation of horses, mules and asses affected with glanders into the State of California,' approved March 7, 1911," and repealing an act entitled "An act to prevent the importation into the State of California of horses, mules, dairy cattle and breeding bulls which are affected with communicable diseases; providing for the inspection or certification of such animals before being brought into the State of California; exempting certain animals from such inspection or certification; providing penalties for violating any of the provisions of this act, and repealing an act approved June 4, 1913, entitled 'An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled "An act to prevent the importation of neat cattle for dairy breeding purposes affected with tuberculosis into the State of California," approved March 7, 1911; to repeal an act entitled "An act to prevent the importation of horses, mules and asses affected with glanders into the State of California," approved March 7, 1911.'" approved April 12, 1915, as amended.

Bill read first time, and referred to Committee on Agriculture.

By Senator Gates: Senate Bill No. 563—An act to provide for the examination and registration of social workers, creating an examining body therefor, and providing for an association of registered social workers.

Bill read first time, and referred to Committee on Public Charities and Corrections.

By Senator Allen: Senate Bill No. 564—An act appropriating money to pay the cost of printing, publishing and distributing State textbooks free to the school children of the State in accordance with the provisions of the constitution.

Bill read first time, and referred to Committee on Education.

By Senator Flaherty: Senate Bill No. 565—An act to amend an act entitled "An act to create for the State of California a Department of Engineering; to provide for the appointment of the officers and employees thereof; defining its powers and prescribing the duties of said department, its officers and employees; to provide the compensation of said department, its officers and employees; to provide the compensation of such officers and employees; to make an appropriation for the salaries and other expenses for the remainder of the fifty-eighth fiscal year, and making certain acts a felony, and repealing an act entitled 'An act creating a Commissioner of Public Works, defining his duties and powers, and fixing his compensation,' approved February 9, 1900, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create a Department of Highways for the State of California; to define its duties and powers; to provide for the compensation of said officers and employees, and for the additional expense of said department, and to make an appropriation therefor for the remainder of the forty-eighth fiscal year,' to provide for the appointment of officers and employees thereof, and

approved April 1, 1897; also repealing an act entitled 'An act providing for the appointment of an auditing board to the Commissioner of Public Works;' authorizing him and them to perform certain duties relating to drainage; to purchase machinery, tools, dredges, and appliances therefor; to improve and rectify water channels; to erect works necessary and incident to said drainage; to condemn land and property for the purpose aforesaid; making certain acts a felony, and making an appropriation of money for the purposes of this act,' approved March 17, 1897, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to provide for the appointment, duties and compensation of a Debris Commissioner, and to make an appropriation to be expended under his direction in the discharge of his duties as such commissioner,' approved March 24, 1893, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create the office of Lake Tahoe Wagon Road Commissioner; providing the term of office and compensation of such commissioner; defining his duties and making an appropriation for the salary and expenditures provided for and authorized by this act,' approved April 1, 1897, and all acts or parts of acts amendatory thereof," approved March 11, 1907, and all acts or parts of acts amendatory thereof, by amending sections 5 and 12 thereof, relating to the officers and employees of the Department of Engineering, their powers, duties, and salaries, and particularly to the engineer appointed for service in the harbor of San Francisco under the State Board of Harbor Commissioners.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 566—An act to amend section 2524 of the Political Code, relating to the waterfront of San Francisco.

Bill read first time, and referred to Committee on Commerce and Navigation.

Also: Senate Bill No. 567—An act to amend an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, by amending sections 1, 2, 4, 5, 7, 19, 21, 22, 23, 24, 25, 28, 30, and 33 thereof, approved May 29, 1917.

Bill read first time, and referred to Committee on Elections.

By Senator Anderson: Senate Joint Resolution No. 11—Relative to proposed naval base on Pacific coast.

Resolution referred to Committee on Federal Relations.

RUSH ORDER TO PRINTER.

On motion of Senator Anderson, the Secretary was directed to issue a rush order for the printing of Senate Joint Resolution No. 11.

By Senator Johnson: Senate Bill No. 568—An act authorizing the establishment and government of municipal port districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts; providing the method of payment therefor; providing for the levy and collection of taxes and special assessments therefor and for the issuance of bonds therefor and for the payment thereof.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator Osborne: Senate Bill No. 569—An act to repeal section 3075 of the Political Code, relating to certain employees of the State Board of Health.

Bill read first time, and referred to Committee on Governmental Effieiency.

Also: Senate Bill No. 570—An act to amend an act entitled "An act for preventing the manufacture, sale or transportation of adulterated, mislabeled or misbranded foods and liquors, and regulating the traffic therein; providing penalties; establishing a State laboratory for foods, liquors and drugs and making an appropriation therefor," approved March 11, 1907, amended June 1, 1917, by amending section 9 thereof, relating to such State laboratory.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator McDonald: Senate Bill No. 571—An act to amend section 344 of the Political Code, relating to the interpretation of various terms and titles used in relation to the Fish and Game Commission and Commissioners, and creating the office of Fish and Game Commissioner, and providing for the employment and appointment by the commissioner of necessary deputies, assistants and employees, and providing for their compensation, and defining their qualifications.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 572—An act to amend section 50 of an act entitled "An act to provide for the organization of the Railroad Commission; to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations; creating the "Railroad Commission Fund" and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division 1 of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act;" providing for the issuance of a certificate of public necessity and convenience for the construction of railroads.

Bill read first time, and referred to Committee on Public Utilities.

Also: Senate Bill No. 573—An act to amend an act entitled "An act to create a Fish and Game Preservation Fund and to unite the 'Fish Commission Fund,' and the 'Game Preservation Fund,' into a common fund to be known as 'Fish and Game Preservation Fund,'"

approved March 15, 1909, by adding a new section thereto to be numbered 4, creating a new fund, to be known as the "Game Bounty Fund."

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 574—An act to encourage the destruction of predatory wild animals; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties; providing a penalty for making a false affidavit under the provisions of this act, and repealing acts inconsistent herewith.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 575—An act to encourage the destruction of predatory wild birds; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties; providing a penalty for making a false affidavit, and for the repeal of all acts inconsistent therewith.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Rominger: Senate Bill No. 576—An act to amend section 5 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish market must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 29, 1919.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Osborne: Senate Bill No. 577—An act to amend section 2982 of the Political Code, relating to the secretary and to the assistant secretary of the State Board of Health.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 578—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths; the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the office of State and local registrar of vital statistics; to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, amended May 18, 1917, by amending section 1 thereof, relating to the Bureau of Vital Statistics.

Bill read first time, and referred to Committee on Judiciary.

By Senator Purkitt: Senate Bill No. 579—An act to amend section 399 of the Code of Civil Procedure, relating to a transfer of the pleadings and papers in a case, and providing for a retransfer of the papers to the court wherein the action was originally brought, after a final judgment is entered in the action.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 580—An act to amend section 213 of the Penal Code, relating to the punishment of the crime of robbery.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 581—An act to add a new section to the Penal Code, to be numbered 207*a*, relating to punishment for kidnaping when committed by the use of an automobile.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 582—An act to add a new section to the Penal Code, to be numbered 211*b*, relating to punishment for robbery when committed by the use of an automobile or other vehicle.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 583—An act to add a new section to the Penal Code, to be numbered 211*a*, relating to robbery committed on persons in vehicles on public highways.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 584—An act to amend section 208 of the Penal Code, relating to the punishment of the crime of kidnaping.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 585—An act appropriating money for the erection of a receiving building and for the equipment and service in connection thereto for Mendocino State Hospital.

Bill read first time, and referred to Committee on Hospitals and Asylums.

Also: Senate Bill No. 586—An act appropriating money to purchase additional land for the Mendocino State Hospital, and to improve the same.

Bill read first time, and referred to Committe on Hospitals and Asylums.

By Senator Rigdon: Senate Bill No. 587—An act making an appropriation for the survey, location and construction of a highway from a point at or near the town of San Simeon to and connecting with the San Luis Obispo-Cambria highway in the county of San Luis Obispo.

Bill read first time, and referred to Committee on Roads and Highways.

By Senator Godsil: Senate Bill No. 588—An act prohibiting the operation of a street car by less than two men.

Bill read first time, and referred to Committee on Public Utilities.

Also: Senate Bill No. 589—An act to provide for the establishment of classes of instruction in citizenship for applicants who have filed their declarations of intention to become citizens of the United States.

Bill read first time, and referred to Committee on Judiciary.

By Senator Harris: Senate Bill No. 590.—An act to amend title XXI of part IV of division I of an act entitled "An act to establish a Civil Code, approved March 21, 1872, relating to cooperative nonprofit corporations, by amending section 653*s* and adding two new sections, to be numbered section 653*sa* and section 653*sb*.

Bill read first time, and referred to Committee on Corporations.

Also: Senate Bill No. 591—An act to amend title XXII of part IV of division I of an act entitled "An act to establish a Civil Code, approved March 21, 1872, relating to cooperative nonprofit corporations, by amending sections 653*z* and 653*zb*, and adding a new section, to be numbered 653*zc*.

Bill read first time, and referred to Committee on Corporations.

By Senator Inman: Senate Bill No. 592.—An act to provide for the issuance and sale of State bonds to create a fund to carry out the objects of an act entitled "An act creating a State Soldiers Land Settlement Board and defining its powers and duties, and making an appropriation in aid of its operations"; to create a sinking fund for the payment of said bonds; to define the duties of said officers in relation thereto; to appropriate money for the expense of printing and advertising the sale of said bonds; and to provide for the submission of this act to a vote of the people.

Bill read first time, and referred to Committee on Finance.

By Senator Arbuckle: Senate Bill No. 593—An act to provide educational opportunities for persons who served in the Army, Navy, Marine Corps, or Revenue Marine Service in the United States in time of war, and making appropriations in aid thereof.

Bill read first time, and referred to Committee on Military Affairs.

Also: Senate Bill No. 594—An act creating a State Soldiers' Land Settlement Board and defining its powers and duties, and making an appropriation in aid of its operations.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senator Breed: Senate Bill No. 595.—An act to provide for an acceptance by the State of California of the provisions of an act passed by the Congress of the United States known as the Smith-Lever Act, and entitled "An act to provide for cooperative agricultural extension work between the agricultural colleges in the several states receiving the benefits of an act of Congress approved July 2, 1862, and of acts supplementary thereto, and the United States Department of Agriculture," approved May 8, 1914.

Bill read first time, and referred to Committee on Universities.

Also: Senate Bill No. 596—An act to give effect to the provision contained in subdivision (c) of section 14 of article XIII of the constitution respecting the University of California, and to provide for its permanent support and improvement.

Bill read first time, and referred to Committee on Universities.

Also: Senate Bill No. 597.—An act providing for the preparation and filing by county engineers, county surveyors, road commissioners, city engineers, city and county engineers, county highway engineers,

State Engineer, State Highway Engineer and by the engineer for any reclamation or irrigation district within the State, or of the Debris Commission, supervising or superintending the construction, improvement or repair of public work or improvements within the State, by day's labor or force account, of a certificate or report showing the progress and cost of such work, and providing penalties for failure to file and keep as a public record such certificate or report, and for making any false statement therein.

Bill read first time, and referred to Committee on County Government

Also: Senate Bill No. 598—An act to add a new section to the Code of Civil Procedure, to be numbered section 1528 for the purpose of authorizing executors and administrators and guardians to borrow money and to give as security therefor mortgages or other liens on personal property of decedents, minors and incompetent persons.

Bill read first time, and referred to Committee on Judiciary.

By Senator Inman: Senate Bill No. 599—An act to add a new section to the Penal Code, to be numbered 368*b*, relating to the safe manning of railroad engines.

Bill read first time, and referred to Committee on Public Utilities.

By Senator Irwin: Senate Bill No. 600—An act to amend section 14 of the California Irrigation District Act; to repeal sections 32½ and 34 of said act, and to insert in said act a new section, to be numbered 42*a*, relating to assessments.

Bill read first time, and referred to Committee on Irrigation.

Also: Senate Bill No. 601—An act to amend sections 90 and 91 of the California Irrigation District Act, relating to the inclusion of land in irrigation districts.

Bill read first time, and referred to Committee on Irrigation.

By Senator Otis: Senate Bill No. 602—An act to amend section 1348 of the Code of Civil Procedure, relating to corporations acting as executors, administrators and testamentary trustees.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 603—An act to add to the Code of Civil Procedure a new section, to be numbered 1618*a*, relating to compensation of executors and administrators.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 604—An act to require the assessors to place upon the face of the tax bill a statement to clearly show that the bill covers the period from July 1 of one year to June 30 of the next year.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 605—An act to provide for the licensing, inspecting and regulation of homes or other places for mentally defective or mentally diseased or insane persons by the State Board of Charities and Corrections, and providing a penalty for violation of the provisions of this act.

Bill read first time, and referred to Committee on Public Charities and Corrections.

Also: Senate Bill No. 613—An act to amend section 238 of the Political Code, by providing the time and manner in which rules must be adopted and standing committees of the Senate be appointed.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 614—An act to amend section 1608 of the Political Code, relating to powers and duties of boards of school trustees and city boards of education.

Bill read first time, and referred to Committee on Education.

By Senator Jones: Senate Bill No. 615—An act relating to tuition fees in the Leland Stanford Junior University.

Bill read first time, and referred to Committee on Universities.

Also: Senate Bill No. 616—An act to amend section 1 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a public school teachers' retirement salary fund, and also a public school teachers' permanent fund; providing for the administration of such fund, and making an appropriation for the uses of such fund," approved June 16, 1913, as amended.

Bill read first time, and referred to Committee on Education.

By Senator Sharkey: Senate Bill No. 617—An act to add a new section, to be known as 9*a* 13, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 618—An act to amend section 1582 of the Political Code, relating to the suspending or lapsing of elementary school districts.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 619—An act to add a new section, to be numbered section 19*x* 13, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all

acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 620—An act to amend section 1734*a* of the Political Code, relating to the annexation of elementary school districts to high school districts.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 621—An act to amend section 17 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915, and also amended June 1, 1917.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 622—An act to amend section 2322*d* of the Political Code, relating to the salaries of Horticultural Commissioner, deputy and inspectors.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 623—An act to validate bonds of Marin Municipal Water District of Marin County, California, and all proceedings relating thereto.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 624—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais Forest Fire District; to prevent and extinguish forest, brush and grass fires therein, and protect persons and property from injury, loss, or damage resulting from any such fires, and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein, and the contribution or payment of public funds therefor," approved May 21, 1917, relating to the boundaries of Tamalpais Forest Fire District, and providing for the inclusion therein of additional territory.

Bill read first time, and referred to Committee on Conservation.

Also: Senate Bill No. 625—An act to amend section 2322*b* of the Political Code, relating to powers of Horticultural Commissioner; dividing county into districts and appointment of deputy and inspectors.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 626—An act making an appropriation for the prevention and extinguishment of fires in Tamalpais Forest Fire District.

Bill read first time, and referred to Committee on Conservation.

Also: Senate Bill No. 627—An act to amend sections 1545 and 1859 of the Political Code, relating to the length of term in elementary school districts.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 628—An act to add a new section, numbered 1612*a*, and relating to school district budgets and school district taxes, is hereby added to the Political Code of the State of California.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 629—An act to amend section 1577 of the Political Code, relating to the formation of new school districts and providing for the education of children residing at too great a distance from schools established or regularly formed under this act.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 630—An act to amend section 4254 of the Political Code, relating to the salaries and fees of officers of the counties of the twenty-fifth class.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 631—An act to add two new sections, to be numbered 1617*c* and 1543*c*, to the Political Code; providing for the cooperative purchase of staple apparatus and supplies by trustees of common school districts, boards of education of city school districts and certain high school boards through the office of the superintendent of schools or the county purchasing agent.

Bill read first time, and referred to Committee on Education.

By Senator Irwin: Senate Constitutional Amendment No. 19—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by amending sections 1 and 14 of article XIV thereof, both relating to revenue and taxation, so as to permit taxation of certain public utilities owned or operated by counties, cities and counties, or municipal corporations.

Amendment referred to Committee on Constitutional Amendments.

Also: Senate Constitutional Amendment No. 20—A resolution to propose to the people of the State of California an amendment to section 23 of article XII of the constitution of the State of California, to confer upon the Railroad Commission power and jurisdiction to regulate and control the business of furnishing certain commodities and performing certain services to or for the public, so as to include such business of furnishing such commodities and of performing such services by public corporations.

Amendment referred to Committee on Constitutional Amendments.

REPORT OF STANDING COMMITTEE (OUT OF ORDER).

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, January 21, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred Senate Concurrent Resolution No. 16, Relative to Joint Rules of Senate and Assembly—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership, 5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

Senate Concurrent Resolution No. 16 ordered to engrossment.

SECOND READING OF ASSEMBLY BILLS.

Senator Gates asked for and was granted unanimous consent to take up for consideration at this time Assembly Bills Nos. 180, 181, 182, 183, 184, 185, 186, 187, 188, 189 and 190.

Assembly Bill No. 186—An act making an appropriation to meet the deficiency in the appropriation for compiling, printing and distributing constitutional amendments for the seventy-first and seventy-second fiscal years.

Bill read second time, ordered engrossed, and on file for third reading.

Assembly Bill No. 187—An act making an appropriation to meet the deficiency in the appropriation for rental and other expenses incident to the occupancy and maintenance of offices for State departments in Sacramento and Los Angeles for the seventy-first and seventy-second fiscal years.

Bill read second time, ordered engrossed, and on file for third reading.

Assembly Bill No. 188—An act reappropriating the money in the appropriation for salaries of three commissioners of the State Water Commission for the seventy-first and seventy-second fiscal years.

Bill read second time, ordered engrossed, and on file for third reading.

Assembly Bill No. 189—An act making an appropriation to meet the deficiency in the appropriation for expenses of returning criminals arrested without the State for the seventy-first and seventy-second fiscal years.

Bill read second time, ordered engrossed, and on file for third reading.

Assembly Bill No. 190—An act appropriating money to supplement the appropriation made by an act entitled "An act to amend an act entitled 'An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operation,' approved June 1, 1917, by amending sections 2, 4, 5, 9, 10, 11, 14, 15, 18, 20, 21, 25, 27, 28, and 29 thereof, and by adding a new section thereto to be numbered section 22, and making an appropriation for the purpose of carrying out the provisions of said act," approved May 23, 1919.

Bill read second time, ordered engrossed, and on file for third reading.

Assembly Bill No. 180—An act making an appropriation to meet the deficiency in the appropriations for the support and salaries of the State normal schools for the seventy-first and seventy-second fiscal years.

Bill read second time, ordered engrossed, and on file for third reading.

Assembly Bill No. 181—An act making an appropriation to meet the deficiency in the appropriation for printing, publishing and distributing State textbooks free to the school children of the State for the seventy-first and seventy-second fiscal years.

Bill read second time, ordered engrossed, and on file for third reading.

Assembly Bill No. 182—An act making an appropriation to meet the deficiency in the appropriations for the support of the Bureau of Labor Statistics for the seventy-first and seventy-second fiscal years.

Bill read second time, ordered engrossed, and on file for third reading.

Assembly Bill No. 183—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years.

Bill read second time, ordered engrossed, and on file for third reading.

Assembly Bill No. 184—An act making an appropriation to meet the deficiency in the appropriation made to prepare record of California's part in the war between the United States and the central European powers and to compile biographical sketches of California's citizens who served in the Army, Navy or Marine Corps of the United States during said war for the seventy-first and seventy-second fiscal years.

Bill read second time, ordered engrossed, and on file for third reading.

Assembly Bill No. 185—An act making an appropriation to meet the deficiency in the appropriation for support of orphans, half orphans and abandoned children for the seventy-first and seventy-second fiscal years.

Bill read second time, ordered engrossed, and on file for third reading.

CASE OF URGENCY.

The following resolution was offered by Senator Gates:

Resolved, That Assembly Bills Nos. 186, 187, 188, 189, 190, 180, 181, 182, 183, 184 and 185 present cases of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bills shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bills be read the third time, and placed upon their passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—30.

NOES—None.

Whereupon, the President declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering

at this time Assembly Bills Nos. 186, 187, 188, 189, 190, 180, 181, 182, 183, 184 and 185.

Assembly Bill No. 186—An act making an appropriation to meet the deficiency in the appropriation for compiling, printing and distributing constitutional amendments for the seventy-first and seventy-second fiscal years.

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of the bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—33.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 186 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 187—An act making an appropriation to meet the deficiency in the appropriation for rental and other expenses incident to the occupancy and maintenance of offices for State departments in Sacramento and Los Angeles for the seventy-first and seventy-second fiscal years.

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being, "Shall this section setting forth the urgency features of the bill be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Lyon, Nelson, Osborne, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

The question being on the passage of the bill.

The roll was called.

CALL OF THE SENATE.

Pending the announcement of the vote, Senator Crowley moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Lyon, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—30.

The Secretary announced the absentees.

Time, eleven o'clock and forty-five minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Assembly Bill No. 187 finally passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Lyon, Osborne, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 188—An act reappropriating the money in the appropriation for salaries of three commissioners of the State Water Commission for the seventy first and seventy-second fiscal years

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of the bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Osborne, Rigdon, Renninger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—31.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 188 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Lyon, Nelson, Osborne, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR BREED IN CHAIR.

At eleven o'clock and fifty minutes a.m., Senator Breed, of the fifteenth district, in the chair.

Assembly Bill No. 189—An act making an appropriation to meet the deficiency in the appropriation for expenses of returning criminals arrested without the State for the seventy-first and seventy-second fiscal years.

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of the bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson, Lyon, Nelson, Osborne, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.
NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 189 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 190—An act appropriating money to supplement the appropriation made by an act entitled "An act to amend an act entitled 'An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operation,' approved June 1, 1917, by amending sections 2, 4, 5, 9, 10, 11, 14, 15, 18, 20, 21, 25, 27, 28, and 29 thereof, and by adding a new section thereto to be numbered section 22, and making an appropriation for the purpose of carrying out the provisions of said act," approved May 23, 1919.

Bill read third time.

Section 3, setting forth the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of the bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—33.
NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 190 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 180—An act making an appropriation to meet the deficiency in the appropriations for the support and salaries of the State Normal Schools for the seventy-first and seventy-second fiscal years.

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of the bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Caminetti, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 180 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Caminetti, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Johnson, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR INGRAM IN CHAIR.

At twelve o'clock m. Senator Ingram of the third district in the chair.

Assembly Bill No. 181—An act making an appropriation to meet the deficiency in the appropriation for printing, publishing and distributing State textbooks free to the school children of the State for the seventy-first and seventy-second fiscal years.

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of the bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Caminetti, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 181 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Caminetti, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 182—An act making an appropriation to meet the deficiency in the appropriations for the support of the Bureau of Labor Statistics for the seventy-first and seventy-second fiscal years.

Bill read third time.

Section 2, setting for the the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of the bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.
NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 182 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—33.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 183—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years.

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of the bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.
NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 183 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 184—An act making an appropriation to meet the deficiency in the appropriation made to prepare record of California's part in the war between the United States and the central European powers and to compile biographical sketches of California's citizens who served in the Army, Navy or Marine Corps of the United States during said war for the seventy-first and seventy-second fiscal years.

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of the bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.
NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 184 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 185—An act making an appropriation to meet the deficiency in the appropriation for support of orphans, half orphans and abandoned children for the seventy-first and seventy-second fiscal years.

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of the bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—35.
NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 185 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Yonkin—30.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At twelve o'clock and fifteen minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Gates.

SENATOR BREED IN CHAIR.

At twelve o'clock and fifteen minutes p.m., Senator Breed, of the fifteenth district, in the chair.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 20, 1921, adopted the following:

Senate Concurrent Resolution No. 9—Relative to approving the charter of the city of Grass Valley, of the State of California, voted for and ratified by the

qualified voters of said city of Grass Valley at a special municipal election held therein for that purpose on the thirtieth day of November, 1920;

Also: Senate Concurrent Resolution No. 12—Approving the charter for the city of Sacramento, State of California, ratified by the qualified electors of the said city at a special election held on the thirtieth day of November, 1920;

Also: Senate Concurrent Resolution No. 13—Relative to approving two amendments to the charter of the city of Pasadena, county of Los Angeles, State of California, voted for and ratified by the qualified electors of the said city of Pasadena at an election held therein on the second day of November, 1920;

Also: Senate Concurrent Resolution No. 14—Approving eight certain amendments to the charter of the city of Santa Rosa, county of Sonoma, State of California, voted for and ratified by a majority of the qualified electors of the said city of Santa Rosa, at a special municipal election held therein on Tuesday, January 4, 1921.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Senate Concurrent Resolutions Nos. 9, 12, 13, and 14 ordered to enrollment.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS, ETC.—(OUT OF ORDER).

The following bills, etc., were introduced:

By Senator Duncan: Senate Bill No. 632—An act to add a new section, to be known as 9*a* 41, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 633—An act to add a new section, to be numbered section 19*x* 41, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 634—An act to add a new section to be known as 9*a* 34, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with

this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 635—An act to add a new section, to be numbered section 19*c*34, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, nd all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read first time, and referred to Committee on Judiciary.

By Senator Scott: Senate Bill No. 636—An act to provide monthly payments to indigent widows or abandoned mothers for partial support of their children; providing for a board in each county to carry out the provisions of this act, the manner of appointment of the members of such board, the amount of such payments, and to whom they shall be made; defining certain terms describing penalties for the violation of the provisions of this act; requiring reports, and providing for an appropriation for the purpose of carrying out the purposes of this act.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 637—An act appropriating money to purchase a new site for the Women's Relief Corps Home.

Bill read first time, and referred to Committee on Finance.

By Senator Purkitt: Senate Bill No. 638—An act to add a new section to the Penal Code, to be numbered 1418*a*, relating to the parole of prisoners.

Bill read first time, and referred to Committee on Judiciary.

By Senator Boggs: Senate Bill No. 639—An act to amend the Political Code by adding thereto a new section, to be numbered section 2172*a*, relating to the temporary confinement, treatment and observation in psychopathic hospitals of persons of doubtful sanity.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 640—An act to add a new section to the Penal Code, to be numbered section 1374, relating to the payment of the

expenses of examination, commitment and maintenance in State hospitals of persons charged with crime.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Senator Johnson: Senate Bill No. 641—An act authorizing the State Board of Education to provide for the establishment and maintenance of classes for the training of instructors for certain adults and part-time pupils and making an appropriation therefor.

Bill read first time, and referred to Committee on Education.

By Senators Harris and Rominger: Senate Bill No. 642—An act to reorganize, departmentalize and articulate the executive branch of the government of the State of California; creating and establishing thirteen departments of said branch of said government, with a director as the chief executive officer of each thereof; fixing the salaries of directors of departments; providing for the appointment of employees in departments; empowering the director of each department to prescribe the salaries of the chiefs of division in his department; abolishing all boards, commissions and officers of the executive branch of the government not provided for in the constitution of this State, except the Legislative Counsel, California Historical Survey Commission, Board of Trustees of the State Library, the California State Nautical School Board and the Corporation License Tax Exemption Board; transferring to the departments hereby created and established all the functions, powers and duties of the boards, commissions and officers hereby abolished, empowering the Governor of the State to adjust conflicts of authority, overlapping and duplication of functions between the departments hereby established, or between any such department and any other State board or officer; empowering the directors of departments to adjust conflicts of overlapping of functions between the divisions of their respective departments; and repealing all acts and parts of acts in conflict with this act.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senators Canepa, Sharkey, and Slater: Senate Bill No. 643—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Marin and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco Bay from the city and county of San Francisco to the county of Marin and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions hereof.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator Lyon: Senate Joint Resolution No. 12—Relative to the appointment of a congressional committee to investigate the activities of the so-called lumber trust.

Resolution referred to Committee on Federal Relations.

Also: Senate Bill No. 644—An act to regulate the taking and harvesting of kelp and other aquatic plants of the State of California, by recognizing and declaring their ownership in the State of California, and providing for the control thereof by the Fish and Game Commissioners, and providing for a license tax upon all persons, firms or corporations engaged in the industry of taking or harvesting kelp or other aquatic plants, and providing for the collection and disbursement of the revenues derived therefrom, and providing for a privilege tax upon all kelp taken in the waters of this State, and providing for the protection of kelp beds, and for the manner of taking kelp and other aquatic plants, and providing for the leasing and allotting of kelp or other aquatic plant beds, and providing for hearings by the Fish and Game Commissioners, and providing penalties for the violation of this act.

Bill read first time, and referred to Committee on Fish and Game.

By Senator King: Senate Bill No. 645—An act to add a new section to the Political Code to be numbered 3638*a*, relating to situs of property in transit.

Bill read first time, and referred to Committee on Judiciary.

By Senator Sharkey: Senate Bill No. 646—An act to provide for the investigation by the State of California of the possibilities of the storage, control and diversion of water for public use and public protection in the State of California, and making an appropriation for said purpose.

Bill read first time, and referred to Committee on Conservation.

By Senator Otis: Senate Bill No. 647—An act declaring bonds and coupons negotiable instruments.

Bill read first time, and referred to Committee on Judiciary.

By Senator Dennett (by request): Senate Bill No. 648—An act to amend sections 1, 2, 3 and 4 of an act entitled "An act to provide for the formation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers and for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties," approved March 15, 1907, as amended.

Bill read first time, and referred to Committee on County Government.

By Senator Inman: Senate Bill No. 649—An act to provide for the issuance and sale of bonds to augment the fund for the erection and equipment of State buildings in the city of Sacramento for State purposes; creating a fund for the payment of the principal and interest of said bonds and making an appropriation to carry out the purposes hereof.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 650—An act making appropriation for the improvement of the Capitol Extension Grounds and the upkeep thereof.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 651—An act to amend an act entitled "An act to promote the safety of employees and travelers upon railroads by compelling common carriers by railroad to properly man their trains," approved February 20, 1911, as amended, by amending section 1 of said act and adding a new section thereto to be known as section 2*a*.

Bill read first time, and referred to Committee on Public Utilities.

By Senator Ingram: Senate Bill No. 652—An act to amend sections 1773, 1774 and 1777 of the Code of Civil Procedure, relating to guardians.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 653—An act to amend section 345 of the Code of Civil Procedure, relating to the time of commencement of civil actions.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 654—An act to amend chapter I of title V of part III of the Political Code, relating to State hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons, by amending sections 2144, 2145, 2153, 2153*a*, 2167*a*, 2176, 2178, 2179, 2180, 2181, 2182 and 2191 thereof, and adding thereto new sections to be known and numbered 2176*a*, 2178*a*, 2180*a*, 2181*a*, and 2182*a*.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Senator Eden: Senate Bill No. 655—An act to regulate and license the sale of motor vehicle tires in the State of California, and providing penalties for the violation of the provisions thereof.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Senate Bill No. 656—An act to add a new section to the Political Code of the State of California, to be numbered 1734*b*, and relating to high school districts.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 657—An act to amend the Political Code by adding thereto a new section, to be numbered 1579*b*, relating to the consolidation of all elementary school districts, not including certain city school districts, of a county to form one county union elementary districts.

Bill read first time, and referred to Committee on Education.

Also: Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

Resolution referred to Committee on Constitutional Amendments.

By Senator Rominger: Senate Bill No. 658—An act to protect the public health by providing for the inspection of fish canneries.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Godsil: Senate Bill No. 659—An act to amend section 653*b* of the Civil Code, relating to certificates of membership and the right to vote by members of cooperative associations.

Bill read first time, and referred to Committee on Judiciary.

By Senator Shearer: Senate Bill No. 660—An act to regulate and license the business of automobile and auto truck transportation in the State of California, and providing penalties for the violation of the provision thereof.

Bill read first time, and referred to Committee on Roads and Highways.

By Senator Boggs: Senate Bill No. 661—An act declaring the improved county road extending from Rio Vista to Lodi to be a State highway.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Senate Bill No. 662—An act relative to the reception and temporary care in hospitals of persons suffering from mental derangement.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Senator Flaherty: Senate Bill No. 663—An act to amend section 283 of the Code of Civil Procedure, relating to the authority of attorneys and counselors at law.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 664—An act to amend section 165 of the Civil Code, relating to community property.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 665—An act to amend section 957 of the Code of Civil Procedure, relating to the powers of Appellate Courts.

Bill read first time, and referred to Committee on Judiciary.

By Senator Yonkin: Senate Bill No. 666—An act to amend section 4 of an act entitled "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded, and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended, by providing that the governing body of the city, city and county, or county, may require either the dedication of conveyance to the political subdivision of a right of way for storm drain purposes where the tract of land shown upon the map is traversed by a natural watercourse or channel.

Bill read first time, and referred to Committee on Judiciary.

Also, Senate Bill No. 667—An act to amend section 124 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks and for the construction of sewers within municipalities," approved March 18, 1885, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Carr, W. J.: Senate Bill No. 668—An act to amend sections 1 and 2 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts, and the assessment of property therein to pay the expense of such improvement," approved March 24, 1908, as amended, to allow the opening, extending, widening or straightening by municipalities of any one or more of any public streets, squares, lanes, alleys, courts, or places within municipalities, or any portions thereof, whether contiguous or otherwise, and the acquiring, by condemnation, of any and all property necessary or convenient for that purpose.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Scott: Senate Bill No. 669—An act to amend section 57 of the California Irrigation District Act, relating to compensation of officers.

Bill read first time, and referred to Committee on Irrigation.

By Senator Arbuckle: Senate Bill No. 670—An act to amend section 1098 of the Political Code, relating to powers and duties of boards of school trustees and city boards of education, approved May 16, 1919.

Bill read first time, and referred to Committee on Education.

Also, Senate Bill No. 671—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of ways in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

Also, Senate Bill No. 672—An act to amend section 20 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the

cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 673—An act to amend section 7 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended.

Bill read first time, and referred to Committee on Municipal Corporations.

LEAVE OF ABSENCE GRANTED.

Senator Crowley asked for and was granted leave of absence for the remainder of this legislative day.

By Senator Duncan: Senate Bill No. 674—An act to amend section 12 of an act entitled "An act to amend section 12 of an act entitled 'An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with the provisions of this act.'" approved June 16, 1913.

Bill read first time, and referred to Committee on Elections.

By Senator Jones: Senate Bill No. 675—An act to add a new section to the Political Code, to be numbered 4131*a*, and relating to the recording of instruments in the offices of county recorders.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 676—An act to amend section 4014 of the Political Code, relative to township officers.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 677—An act to amend an act entitled "An act to provide for the proper sanitary conditions in factories and workshops, and for the preservation of the health of employees," approved February 6, 1889, by amending section 2 thereof to extend its application to all factories or workshops without regard to whether five or more persons are employed therein, and by amending section 7 to provide for the enforcement of portions of said act by the Industrial Accident Commission as well as by the Commissioner of the Bureau of Labor Statistics.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 678—An act to amend section 1274*a* of the Code of Civil Procedure, relating to unclaimed property and the escheat thereof.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 679—An act to amend an act entitled "An act providing for the management of the California Redwood Park and creating a board of five commissioners with power to manage said California Redwood Park," approved February 6, 1911, by amending section 2 of said act, relative to the compensation of the warden.

Bill read first time, and referred to Committee on Conservation.

Also: Senate Bill No. 680—An act to amend sections 92 and 139 of the Civil Code, and to amend the Civil Code by adding thereto a new section, to be numbered 108, relating to causes for divorce.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 681—An act to amend sections 1770, 1777, 1778, 1781, 1782, 1783, 1784, 1785, 1786, 1787, 1788, 1789, 1790 of the Code of Civil Procedure, relating to sales and conveyances of property.

Bill read first time, and referred to Committee on Judiciary.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 21, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 16—Relative to Joint Rules of Senate and Assembly—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

Senate Concurrent Resolution No. 16 ordered on file.

MOTION TO RECALL BILLS TRANSMITTED TO THE ASSEMBLY.

Senator Irwin moved that the Assembly be requested to return to the Senate, Assembly bills Nos. 180, 181, 182, 183, 184, 185, 186, 187, 188, 189 and 190, passed by the Senate this day as cases of urgency, for the purpose of reconsideration.

Motion carried unanimously.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION (OUT OF ORDER).

SENATE CONCURRENT RESOLUTION No. 16.

Relative to Joint Rules of Senate and Assembly.

Resolved by the Senate, the Assembly concurring, That the following be adopted as the Joint Rules of the two Houses of the Legislature for its forty-fourth session:

COMMITTEES AND COMMITTEE MEETINGS.

STANDING COMMITTEES.

1. Subject to the right of either House to appoint additional committees, the following standing committees shall be appointed in the Senate and Assembly, the number of members and the manner of selection to be determined by the rules of each House:

(1) Agriculture.
(2) Banking.
(3) Commerce and Navigation.
(4) Corporations.
(5) County Government.
(6) Drainage, Swamp and Overflowed Lands.
(7) Education.
(8) Elections.
(9) Federal Relations.
(10) Finance in the Senate and Ways and Means in the Assembly.
(11) Fish and Game.
(12) Hospitals and Asylums.
(13) Insurance.
(14) Irrigation.

(15) Judiciary.
(16) Labor and Capital.
(17) Military Affairs.
(18) Mines and Mining.
(19) Municipal Corporations.
(20) Oil Industries.
(21) Prisons and Reformatories.
(22) Public Health and Quarantine.
(23) Public Morals.
(24) Public Utilities.
(25) Revenue and Taxation.
(26) Roads and Highways.
(27) Rules.

JOINT COMMITTEES.

2. Joint standing committees of Senate and Assembly shall be appointed as follows:

(1) Committee on Revision and Printing, to consist of three (3) members from the Senate and five (5) from the Assembly.

(2) Committee on Joint Rules, to consist of the members of the Rules Committee of each House.

JOINT MEETING OF COMMITTEES.

3. Whenever any bill has been referred by the Senate to one of its committees, and the same or a like bill has been referred by the Assembly to one of its committees, the chairmen of the respective committees, when in their judgment the interests of legislation or the expedition of business will be better served thereby, shall arrange for a joint meeting of their committees for the consideration of such bill.

BILLS AND RESOLUTIONS.

SCOPE OF WORD "BILL."

4. Whenever the word "bill" is used in these rules it shall include constitutional amendments, joint and concurrent resolutions.

JOINT AND CONCURRENT RESOLUTIONS.

5. Joint resolutions are those which relate to matters connected with the federal government. All other resolutions relating to matters to be treated by both Houses of the Legislature are concurrent resolutions.

RESOLUTIONS TREATED AS BILLS.

6. Joint resolutions, concurrent resolutions and constitutional amendments shall be treated in all respects as bills; except that they shall be read but one time in each House, and that they shall not be deemed bills within the meaning of section 2 of article IV of the constitution and shall not be referred to the Committee on Introduction of Bills, and shall not require a vote to authorize their introduction. As in the case of bills, they shall be engrossed in the House in which they originate before being voted upon.

PREPARATION AND INTRODUCTION OF BILLS.

TITLE OF BILL.

7. The title of every bill introduced shall convey an accurate idea of the contents of the bill and shall be indicative of the scope of the act and the object to be accomplished. In amending a code section, the mere reference to the section by number shall not be deemed sufficient.

DIVISION OF BILL INTO SECTIONS.

8. Bills amending more than one section of existing laws shall contain a separate section for each section amended.

Bills which are not amendatory of existing laws shall be divided into short sections, where this can be done without destroying the sense of any particular section, to the end that future amendments may be made without the necessity of setting forth and repeating sections of unnecessary length.

CHANGES FROM EXISTING LAWS TO BE MARKED BY AUTHOR.

9. In case of a bill amending a code section, or general law, all omissions must be shown by the insertion of heavy parentheses or brackets without including the omitted matter; all additions must be shown by underlining the new matter. When printed, the new matter so underlined shall be enclosed in heavy brackets in the printed bill and also heavy brackets shall be retained to show omissions.

COMMITTEE ON REVISION AND PRINTING TO EXAMINE BILLS WHEN INTRODUCED.

10. Unless otherwise ordered by the House in which the bill was introduced, all bills before being printed shall be immediately sent to the Committee on Revision and Printing, which shall examine the bill, with the aid of the Legislative Counsel Bureau. The committee, by and with the written assent of the author filed with it, shall have authority to correct any clerical error such as in orthography, adding or

correcting the enacting clause, mistakes in numbering sections and references thereto, errors in grammar, phraseology, or in the form of the bill: *provided*, that no bill which bears the stamp of the Legislative Counsel Bureau showing that before introduction it has been examined as to form, shall be sent to the Committee on Revision and Printing.

NOTE—The submission of bill copy to Legislative Counsel Bureau for approval of form before introduction will expedite its course.

BILLS INTRODUCED TO INDICATE CHANGES IN EXISTING LAWS.

11. The Committee on Revision and Printing shall see to it that rules 7 and 9 of these Joint Rules are observed by the author, and that the bill shall not be sent to the printer until the provisions of these rules have been carried out.

REPORTS OF COMMITTEE ON REVISION AND PRINTING.

12. The Committee on Revision and Printing shall return to the Secretary of the Senate or Chief Clerk of the Assembly all bills in the order in which they were sent to it, but shall not retain any bill for longer than three legislative days, unless otherwise ordered.

ENDORSEMENT OF DATE OF INTRODUCTION.

13. Bills introduced in either House shall be endorsed with the date of introduction.

PRINTING AND DISTRIBUTION OF BILLS.

MANNER OF PRINTING BILLS, ETC.

14. The State Printer shall observe the following directions in printing all bills, constitutional amendments, joint and concurrent resolutions:

(*a*) The body of such bills and resolutions shall be printed in solid unspaced form so that the same type shall be used both before and after enrollment.

(*b*) All titles of bills, resolutions, etc., shall be set in italics, statute form, and the length of the lines used in the bills shall not exceed that of the body of the bill.

(*c*) The lines of all printed bills shall be numbered by page and not by sections, and amendments shall be identified by reference to title, page and line only; *provided, however*, that concurrent resolutions approving city or county or city and county charters or amendments thereto may be set in smaller type and without line numbers.

(*d*) Enrolled bills may be inclosed in stock cover.

PRINTING OF AMENDMENTS.

15. All bills amended by either House shall be immediately reprinted; in the case new matter is added by the amendments, such new matter shall be inclosed in heavy parentheses in the printed bill, and in the case of matter being omitted, the omission shall also be indicated by heavy parentheses. When a bill is amended in either House, the first or previous markings, except that showing change from code provision or former law, shall be omitted. When a bill amendatory of a code section is engrossed, all figures or symbols shall be removed.

DISTRIBUTION OF BILLS DURING CONSTITUTIONAL RECESS.

16. All requests for mailing or distribution by the members shall be filed with the Secretary of the Senate or Chief Clerk of the Assembly who shall compile the same with the elimination of duplication as a general mailing list. The distribution of bills, constitutional amendments, joint and concurrent resolutions shall be systematized as follows: Members' desks and legislative officers' files 150 full sets; to authors 50 copies of their own bills; accredited newspaper representatives 25; to public and law libraries, newspapers, county officials, and other civic, commercial, fraternal or industrial organizations as the Secretary of the Senate and Chief Clerk of the Assembly may compile from the recommendations of the members of both Houses, 1200 copies; to State officers, State Library and Secretary of State, 200 copies; to legislative committees, bill room files and public requests—confined to single copies of bills designated, 1000 copies. The State Printer shall cause to be printed in the standard form adopted by the Senate and the Assembly as many copies of all bills, constitutional amendments and joint or concurrent resolutions as may be necessary to conform to the provisions of this rule.

A similar number and distribution shall be made of the semifinal history and final calendar.

DISTRIBUTION OF BILLS AFTER CONSTITUTIONAL RECESS.

17. Following the recess, new bills introduced shall be forwarded to the public libraries and law libraries only, and one copy each of amended bills as may be requested. Weekly histories and journals shall be distributed generally, following the recess, upon such schedule as the Secretary of the Senate and Chief Clerk of the Assembly may designate.

OTHER LEGISLATIVE PRINTING.

PRINTING OF THE DAILY JOURNAL.

18. The State Printer shall print 1000 copies of the Journal of each day's proceedings of each House; at the end of the session he shall also print a sufficient

number of copies, properly paged after being corrected and indexed by the Secretary of the Senate and Chief Clerk of the Assembly, to bind in book form as the Journal of the respective Houses of the Legislature as required by law.

WHAT SHALL BE PRINTED IN THE JOURNAL.

19. The following shall always be printed in the Journal of each House:

(*a*) Messages from the Governor and messages from the other House, and the titles of all bills, joint and concurrent resolutions and constitutional amendments when introduced in, offered to, or acted upon by the House, and the title and text of joint and concurrent resolutions and constitutional amendments when adopted by the House; *provided*, that in the case of a concurrent resolution approving the adoption of a charter or charter amendments of any kind, the text of such charter or charter amendments need not be printed in the Journal.

(*b*) Every vote taken in the House, and a statement of the contents of each petition, memorial, or paper presented to the House.

(*c*) A true and accurate account of the proceedings of the House, when not acting as a committee of the whole.

PRINTING OF THE DAILY FILE.

20. A daily file of bills ready for consideration shall be printed each day for each House, and copies of the file of each House shall be distributed each day to all of the members of both Houses.

PRINTING OF HISTORY.

21. Each House shall cause to be printed on Monday of each week, during the session, a complete History of all bills, joint or concurrent resolutions and constitutional amendments originating in, or acted upon by the respective Houses.

Such History shall show the action taken upon each measure up to and including the legislative day preceding its issuance.

For each legislative day intervening there shall be printed a supplementary History showing the action taken upon any measure since the issuance of the complete History. A regular form shall be prescribed and no other form shall be used.

Immediately following the adjournment for the constitutional recess the History shall be compiled and printed to date of recess.

AUTHORITY FOR PRINTING ORDERS.

22. The Superintendent of State Printing shall not print for use of either House any matter other than provided by law or by these rules, except upon a written order signed by the Secretary of the Senate or the Chief Clerk of the Assembly. The Secretary of the Senate and the Chief Clerk of the Assembly may also, when necessity requires it, order certain matter printed in advance of the regular order, by the issuance of a rush order.

RECORD OF BILLS.

SECRETARY AND CHIEF CLERK TO KEEP REGISTER.

23. The Secretary of the Senate and the Chief Clerk of the Assembly shall keep a register, in which shall be recorded every action taken by the Senate and Assembly on every bill, concurrent or joint resolution, or constitutional amendment.

SECRETARY AND CHIEF CLERK SHALL ENDORSE BILLS.

24. The Secretary of the Senate and the Chief Clerk of the Assembly shall endorse on every original bill a statement of any action taken by the Senate and Assembly.

ACTION IN ONE HOUSE ON BILL TRANSMITTED FROM THE OTHER.

BILLS READ AND REFERRED TO COMMITTEE.

25. When a Senate bill has been received by the Assembly or an Assembly bill by the Senate, with a message announcing that the same has passed the Senate or Assembly, such bill shall be read the first time by the Secretary or the Chief Clerk and referred to a standing committee by the presiding officer, unless otherwise ordered by the House.

AFTER A BILL HAS BEEN PASSED BY THE SENATE OR ASSEMBLY.

26. When a bill (if it be a Senate bill) has been received from the Senate by the Assembly, after its passage, or (if it be an Assembly bill) has been received from the Assembly by the Senate after its passage, it shall be taken up by the Senate or Assembly, as the case may be, under the regular order of business ("Senate messages" or "Assembly messages"), read the first time, unless otherwise ordered by the House, and shall then be assigned to the proper committee, unless otherwise ordered, who shall act upon the same as soon as practicable, and report the same back to the Senate or Assembly forthwith, and the chairman of each committee is charged with observance of this rule.

SPECIAL FILE.

27. On the second day after the close of the recess provided for in section 2, article IV of the constitution, the Senate and Assembly shall each adopt and provide a special file upon which shall be placed: In the Senate, only Assembly bills that have passed the Assembly; and in the Assembly, only Senate bills that have passed the Senate. Such special file shall be taken up at two o'clock p.m. of each day, and be considered at least one hour and a half after being so taken up unless its consideration shall be completed in a lesser period of time. This rule shall not be suspended in either House except by a three-fourths vote of such House.

REPORTS FROM ONE HOUSE TO THE OTHER AS TO ACTION ON BILL.

BILL OR RESOLUTION IN ONE HOUSE, REJECTED IN THE OTHER, REQUIRES NOTICE.

28. When a bill or resolution which shall have passed one House is rejected by the other, notice thereof shall be given immediately to the House in which the same shall have passed.

EACH HOUSE TO TRANSMIT PAPERS.

29. Each House shall transmit to the other papers on which any bill or resolution shall be founded.

NOTICES TO BE IN WRITING UNDER PROPER SIGNATURES.

30. Notice of the action of either House to the other shall be in writing, and under the signature of the Secretary of the Senate or the Chief Clerk of the House from which such notice is to be conveyed.

SECRETARY, CHIEF CLERK, ETC., TO DISPATCH MESSAGES.

31. Messages shall be sent to the other House by an officer or attache to be designated by the Secretary, if it be a Senate message, or by the Chief Clerk, if it is an Assembly message.

MESSAGES MUST BE ANNOUNCED BY THE SERGEANT-AT-ARMS.

32. When a message shall be sent from either House it shall be announced at the door by the Sergeant-at Arms, and shall be respectfully communicated to the presiding officer by the person by whom it may be sent.

PASSAGE AND ENROLLING OF BILLS.

PASSAGE OF BILLS TAKING EFFECT IMMEDIATELY.

33. Each House shall act in the usual course upon all bills that may be made to take effect immediately, under the provisions of section 1, article IV of the constitution.

PASSAGE OF URGENCY PROVISIONS IN BILLS.

34. Upon the third reading of an act which is an urgency measure within the meaning of section 1, article IV of the State constitution, the presiding officer shall direct that the section of said act setting forth the facts constituting the necessity for such urgency (which shall be known as the urgency section) be then read and put to vote. The question shall be thus stated: "Shall this section setting forth the urgency features of this bill be passed?" If upon such final vote two-thirds of all the members elected to the House in which the vote is being taken shall not vote in the affirmative, no further action shall be taken on the bill; but, in case an identical bill without such an emergency clause be again introduced into such House, such bill shall be placed on file without reference to any committee.

PASSAGE OF BILLS PRECEDING FINAL ADJOURNMENT.

35. No Senate bill shall be passed by the Senate and no Assembly bill shall be passed by the Assembly within seven days of the time set for adjournment sine die of the two Houses of the Legislature, unless permission to vote on such bill shall be granted by a three-fourths vote of the House of its origin after being recommended by the presiding officer thereof.

ENROLLMENT OF BILL AFTER PASSAGE.

36. After a bill shall have passed both Houses, it shall be duly enrolled after being carefully compared, by the Engrossing and Enrolling Clerk and committee of the House in which it originated, with the engrossed bill as passed in the two Houses. It shall then receive the signatures provided for in joint rule 37, and be presented to the Governor of the State.

ENROLLING COMMITTEE TO PRESENT BILLS TO GOVERNOR.

37. After a bill shall have been thus passed in each House, it shall be presented by the Engrossing and Enrolling Committee of the House in which it originated to the Governor of the State for his approval (it being first endorsed by the presiding officers of the two Houses, and by the Secretary of the Senate and Chief Clerk of the Assembly). The said committee shall report the day of presentation to the Governor, which time shall be carefully entered on the journal of the House in which the bill originated.

AMENDMENTS AND CONFERENCES

AMENDMENTS TO AMENDED BILLS MUST BE ATTACHED

38. Whenever a bill or resolution which shall have been passed in one House shall be amended in the other, it shall immediately be reported as amended by the House making such amendment or amendments. Such amendment or amendments shall be attached to the bill or resolution so amended, and endorsed "adopted" and such amendment or amendments, if concurred in by the House in which such bill or resolution originated, shall be indorsed "concurred in," and such endorsements shall be signed by the Secretary or Assistant Secretary of the Senate or the Chief Clerk or Assistant Clerk of the Assembly, as the case may be; *provided however*, that an amendment to the title of a bill adopted after the passage of such bill shall not necessitate reprinting, but such amendment must be concurred in by the House in which such bill originated.

TO CONCUR OR REFUSE TO CONCUR IN AMENDMENTS

39. In case the Senate amend and pass an Assembly bill, or the Assembly amend and pass a Senate bill, the Senate (if it be a Senate bill) or the Assembly (if it be an Assembly bill) must either "concur" or "refuse to concur" in the amendments. If the Senate concur (if it be a Senate bill), or the Assembly concur (if it be an Assembly bill), the Secretary or Chief Clerk shall notify the House making the amendments and the bill shall be ordered to enrollment.

WHEN SENATE OR ASSEMBLY REFUSE TO CONCUR

40. If the Senate refuse to concur (if it be a Senate bill), or the Assembly refuse to concur (if it be an Assembly bill), the Secretary or the Chief Clerk shall notify the House making the amendments of such refusal, and ask that they recede from their amendments. If they refuse to recede, the presiding officer shall appoint a committee of three (3) on conference and the Secretary or the Chief Clerk shall immediately notify the other House of the action taken and request the appointment of a like committee. Two of the members composing such committee from each House shall be selected from those voting with the majority on the point about which the difference has arisen, and the other member from each House of such committee shall be selected from the minority, in the event there is a minority vote. The first Senator named on the Conference Committee shall act as chairman of the committee from the Senate, and the first Assemblyman named on such committee shall act as chairman of the committee from the House, and the chairman thus selected shall arrange the time and place of all meetings and prepare or direct the preparation of reports. The Committee on Conference shall report to both the Senate and Assembly.

COMMITTEE ON CONFERENCE.

41. In every case of an amendment of a bill agreed to in one House and dissented from in the other, if either House shall request a conference and appoint a committee to confer, the other House shall appoint a like committee and such committee shall meet at a convenient hour, to be agreed upon by the respective chairmen of the committees.

COMMITTEE ON FREE CONFERENCE.

42. If the conference fail to agree or either House refuse to adopt the report of the committee, a Committee on Free Conference shall then be appointed, which shall consist of three members from each House, to be constituted and appointed in the same manner as a Committee on Conference. The Committee on Free Conference is hereby directed to include in its report any amendments which it may adopt as a committee, and such amendments shall be attached to the bill.

The report of the Committee on Free Conference shall not be subject to amendment, and if either House refuse to adopt such report the conferees may be discharged and other conferees appointed.

It shall require the affirmative vote of not less than four of the members constituting the committee to agree upon a report. No member who has served on a Committee on Conference shall be appointed a member of a Committee on Free Conference on the same bill.

WHEN CONFERENCE COMMITTEE REPORT IS IN ORDER.

43. The presentation of the report of a Committee on Conference or Free Conference shall always be in order, except when the Journal is being read or a question of order or a motion to adjourn is pending, or during roll call, and, when received, the question of proceeding to the consideration of the report, if raised, shall be immediately passed upon, and shall be determined without debate.

MISCELLANEOUS PROVISIONS.

44. The Committee on Joint Rules shall be empowered to compile a list of suggestions as to the form of bills and resolutions prepared for introduction into the Legislature.

PRESS RULES.

45. A person desiring recognition by the Senate or Assembly as a newspaper correspondent shall make application in writing to the President of the Senate or Speaker of the Assembly.

(*a*) The applicant shall state in writing the name of the newspaper or newspapers he represents and that he is not engaged, and will not become engaged as a lobbyist for any person, copartnership, corporation or interest and that he is not and will not become the agent or representative of any person, copartnership, organization or corporation in advocating or attempting to defeat any measure pending in either branch of the Legislature, that he is not employed in any executive, administrative or legislative department of the State government and will not become so employed while accepting the privileges of a press representative.

(*b*) It shall be the duty of the President of the Senate and the Speaker of the Assembly to assign one or more rooms for the exclusive use of correspondents during the Legislative session, which room shall be known as the press room. The press room shall be under the control of the Superintendent of Capitol Building and Grounds; *provided*, that all rules and regulations shall be approved by the President of the Senate and Speaker of the Assembly.

ADJOURNMENT.

46. Adjournment for the constitutional recess and adjournment sine die shall be made only by concurrent resolution; and the resolution for adjournment sine die shall be passed by both Houses at least twenty-eight days before the date of such adjournment.

JOINT ADDRESS TO GOVERNOR.

47. When the Senate and Assembly shall judge it proper to make a joint address to the Governor, it shall be presented to him in his audience chamber by the President of the Senate in the presence of the Speaker of the Assembly and a Select Committee of six members from each House appointed by the respective presiding officers.

DISPENSING WITH JOINT RULES.

48. No Joint Rule shall be dispensed with except by a vote of two-thirds of each House; and Joint Rules 27 and 35 can be dispensed with only in the manner provided for in said Joint Rules. If either House shall violate a Joint Rule a question of order may be raised in the other House and decided in the same manner as in the case of the violation of the rules of such House; and if it shall be decided that the Joint Rules have been violated, the bill involving such violation shall be returned to the House in which it originated, without further action. Or, at the option of such House, the President or Speaker may direct the Secretary or the Chief Clerk to mark the section or sections in conflict with the rules as nonconcurred in or negatived.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 16 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Senate Concurrent Resolution No. 16 ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read:

ON UNIVERSITIES.

SENATE CHAMBER, SACRAMENTO, January 21, 1921.

MR. PRESIDENT: Your Committee on Universities, to which was referred Assembly Concurrent Resolution No. 1—Relative to investigation by the Legislature of the State Farm School at Davis—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership, 7; committee vote: Ayes—7; Noes—None.

OTIS, Chairman.

Assembly Concurrent Resolution No. 1 ordered on file.

COMMITTEE OF THE WHOLE.

Senator Dennett moved, seconded by Senator Irwin, that the Senate meet in Committee of the Whole in the Senate chamber at 9 o'clock a.m., Saturday, January 22, 1921, and that the Board of Control, the State Controller, and as many other heads of departments as are available be requested to be present at the hour provided for in this motion.

Motion carried unanimously.

RECESS.

At twelve o'clock and fifty minutes p.m., on motion of Senator Jones, the Senate was at recess until the hour of three o'clock p.m.

RECONVENED.

At three o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

UNFINISHED BUSINESS.

MOTION TO RECONSIDER.

Pursuant to his notice given on the previous day, Senator McDonald moved to reconsider the vote whereby Senate Concurrent Resolution No. 11, relative to directing the Civil Service Commission to issue instruction to certain employees of the State to refrain attempting to influence certain proposed legislation, was adopted.

The question being on the motion to reconsider.

The roll was called, and the vote by which Senate Concurrent Resolution No. 11 was adopted was refused reconsideration by the following vote:

AYES—Senators Burnett, Chamberlin, Flaherty, Godsil, McDonald, Purkitt, and Scott—7.

NOES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Rominger, Sampsie, Sharkey, Shearer, and Slater—27.

Senate Concurrent Resolution No. 11 ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS.

Senate Bill No. 126—An act to provide for the classification of municipal corporations and adopting the federal census of all municipal corporations in the State of California taken in the year 1920, and repealing all acts or parts of acts in conflict herewith.

On motion of Senator Harris, Senate Bill No. 126 was passed on file.

Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron-Bethany Irrigation District.

On motion of Senator Sharkey, Senate Bill No. 72 was passed on file.

Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District.

On motion of Senator Dennett, Senate Bill No. 73 was passed on file.

SENATE JOINT RESOLUTION No. 6.

Relative to the adoption of an American policy in the purchasing of relief supplies.

WHEREAS, The Legislature of the State of California is in full accord with the principle of extending relief to all distressed countries and earnestly urges upon the citizenry of this State a hearty cooperation in all relief measures; and

WHEREAS, The American people as a whole have generously contributed in the past to all worthy relief enterprises; and

WHEREAS, Mr. Herbert Hoover, chairman of the American Relief Council for the Starving Children of Europe, should be highly commended for his broadminded statement that all moneys raised for European relief will be spent for supplies produced in the United States and that all other relief associations should agree to do the same; and

WHEREAS, It is evident that in so far as it is practicable the money raised for relief purposes in the United States should be spent in the United States for supplies produced in the United States and its insular possessions; and

WHEREAS, Such a policy of purchasing should be and become an established American policy; now, therefore, be it

Resolved by the Senate and Assembly, jointly, That the Legislature of the State of California hereby endorse and recommend that such an American policy be promulgated by the Congress of the United States; and be it further

Resolved, That our Senators and Representatives in Congress be and they hereby are requested to take such steps as may be necessary to provide for such promulgation; and be it further

Resolved, That the Secretary of the Senate be and he hereby is directed to forward copies of these resolutions to the President of the Senate of the United States, the Speaker of the House of Representatives, and each of California's Senators and Representatives in Congress.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 6 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, E. M., Carr, W. J., Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—34.

NOES—None.

Senate Joint Resolution No. 6 ordered transmitted to the Assembly.

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes.

On motion of Senator Sample, Senate Bill No. 49 was passed on file.

Senate Concurrent Resolution No. 5—Relative to the adjournment of the Legislature for the constitutional recess and to the reassembling of the Legislature after said recess and fixing the date for said adjournment and reassembling.

On motion of Senator Breed, Senate Concurrent Resolution No. 5 was passed on file.

THIRD READING OF ASSEMBLY BILLS.

Assembly Concurrent Resolution No. 5—Relative to amendments to the charter of the city of Berkeley, after due ratification by the qualified electors of said city at a city election properly held.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 5 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, E. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—36.

NOES—None.

Assembly Concurrent Resolution No. 5 ordered transmitted to the Assembly.

ASSEMBLY CONCURRENT RESOLUTION No. 1.

Relative to investigation by the Legislature of the State Farm School at Davis.

WHEREAS, Agriculture is a basic industry in California upon which the general prosperity and welfare of the State is intimately dependent; and

WHEREAS, It is recognized that it is of high importance that this great industry be accorded every possible means to develop along modern lines; and

WHEREAS, It is of prime importance to the future welfare of the industry that it draw to its ranks, from the youth of our State, young men and young women who have received efficient training in the science of agriculture; and

WHEREAS, It is the function of the College of Agriculture of the University of California to offer such training; and

WHEREAS, It has ever been the policy of the people of California to be content with nothing short of the best in educational facilities; and

WHEREAS, The Agricultural Legislative Committee, representing twenty-five cooperative organizations with sixty thousand farmer members, has publicly stated, following a careful investigation, that hundreds of California boys and girls are seeking agricultural training outside of their home State; that grave conditions at the University Farm School, Davis, are becoming a State scandal; that the buildings at said institution are entirely inadequate and unsuited to their purpose; that said buildings are overcrowded; that the faculty is poorly paid and that the equipment is almost negligible, notwithstanding that in 1919 the appropriation for the College of Agriculture was one million three hundred thousand dollars, and other large amounts in previous years; and

WHEREAS, The Board of Regents of the University of California in their budget to the State Board of Control, have asked for an appropriation of seven hundred and fifty thousand dollars with which to purchase two hundred acres of land near Berkeley in order that the activities of the College of Agriculture can be extended at Berkeley; and

WHEREAS, There is a growing sentiment among the agricultural interests of this State that the time has arrived when it is important and essential that the State of California have a College of Agriculture second to none in the United States, and that the University Farm at Davis, because of soil, climate and geographical location, is the ideal location for such a college; therefore, be it

Resolved by the Assembly, the Senate concurring, That the Speaker of the Assembly shall appoint three members, and the President of the Senate shall appoint three members, who shall investigate the present status of the College of Agriculture of the University of California and the University Farm School, inquire into the needs of the institutions mentioned, ascertain the views of the agricultural interests of the State, and report their findings and recommendations in full to the present session of the Legislature immediately after the constitutional recess, to the end that the agricultural industry of California can take pride in a College of Agriculture worthy of this great State; and be it further

Resolved, That the committee shall have power to employ such assistants as it may deem necessary, and that the expenses incurred in such investigation, not exceeding the sum of one thousand dollars, shall be paid equally by the Assembly and Senate out of their contingent funds.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 1 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Caneva, Carr, F. M., Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Parkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—32.

NOES—Senator Chamberlin—1.

Assembly Concurrent Resolution No. 1 ordered transmitted to the Assembly.

SECOND READING OF SENATE BILL—(OUT OF ORDER).

Senate Bill No. 129—An act to repeal an act entitled "An act granting rights of way for lines, roads, structures, levees, canals and excavations to the United States, over the public lands of this State," approved March 21, 1907.

Bill read second time, ordered engrossed, and on file for third reading.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read.

ON RULES.

SENATE CHAMBER, SACRAMENTO, January, 21, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred Senate Concurrent Resolution No. 10—Relative to selecting and designating two illustrious deceased persons whose statues in marble or bronze shall hereafter be provided and furnished by the State of California to be placed in National Statuary Hall—has had the same under consideration, and respectfully reports the same back with amendments and recommends that it be adopted, as amended.

Committee membership, 5; committee vote: Ayes—5.

BREED, Chairman.

Senate Concurrent Resolution No. 10 ordered on file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION—(OUT OF ORDER).

Senator Scott asked for and was granted unanimous consent to take up for consideration at this time Senate Concurrent Resolution No. 10, for the purpose of amendment.

Senate Concurrent Resolution No. 10—Selecting and designating two illustrious deceased persons whose statues in marble or bronze shall hereafter be provided and furnished by the State of California to be placed in National Statuary Hall.

COMMITTEE AMENDMENT.

During the reading of Senate Concurrent Resolution No. 10 the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 20, of the printed resolution, strike out the words "General M. G. Vallejo" and insert in lieu thereof the words, "Thomas Starr King."

AYES AND NOES CALLED FOR.

The ayes and noes were called for by Senators Purkitt, Jones and Inman.

The roll was called and amendment No. 1 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Carr, W. J., Chamberlin, Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Jones, King, McDonald, Otis, Rigdon, Sample, and Youkin—20.

NOES—Senators Anderson, Boggs, Canepa, Carr, F. M., Duncan, Flaherty, Inman, Irwin, Johnson, Lyon, Nelson, Osborne, Purkitt, Rominger, Rush, Scott, Sharkey, Shearer, and Slater—19.

Senate Concurrent Resolution No. 10 ordered to print and engrossment.

CONSIDERATION OF SENATE JOINT RESOLUTION—(OUT OF ORDER).

Senator Sharkey asked for, and was granted unanimous consent to take up for consideration, at this time, Senate Joint Resolution No. 5.

Senate Joint Resolution No. 5—Relative to the national system of taxation.

AMENDMENT FROM THE FLOOR.

During the reading of the resolution, the following amendment was offered and its adoption moved by Senator Sharkey:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed resolution, strike out the words "income and".

Amendment adopted.

Resolution ordered to print and re-engrossment.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bills, etc., were introduced:

By Senator Boggs: Senate Bill No. 682—An act authorizing the State Board of Control to fix the price, terms and conditions of sale of abandoned river channels of the San Joaquin lying in the county of San Joaquin, State of California.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator Godsil: Senate Bill No. 683—An act to amend section 817 of the Penal Code, relating to peace officers.

Bill read first time, and referred to Committee on Judiciary.

By Senator Flaherty: Senate Bill No. 684—An act to amend section 953c of the Code of Civil Procedure, relating to records of appeal.

Bill read first time, and referred to Committee on Judiciary.

Also (by request): Senate Bill No. 685—An act providing for the inspection of cold storage goods, the regulation and supervision of cold storage warehouses.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 686—An act to amend section 1741 of the Civil Code, relating to contracts for sale of real property.

Bill read first time, and referred to Committee on Judiciary.

By Senator Scott: Senate Bill No. 687—An act to amend sections 1925, 1926, 1927, 1928, 1934½, 1954, 1955, 1957, 1964, 1965, 1980, 1981, 1983, 1984, 1985, 1987, 2003, 2004, 2006, 2008, 2013, 2014, 2025, 2026, 2041, 2078, 2079, 2098, and 2011 of the Political Code, relating to National Guard.

Bill read first time, and referred to Committee on Military Affairs.

By Senator Dennett: Senate Bill No. 688—An act to add a new section to the Code of Civil Procedure, to be numbered section 686a, and providing when execution may issue against the property of a defunct corporation.

Bill read first time, and referred to Committee on Judiciary.

By Senator Duncan: Senate Bill No. 689—An act to amend section 92 of the Civil Code and to add three new sections to said Code to be numbered 108, 109, and 110, relating to divorce.

Bill read first time, and referred to Committee on Judiciary.

By Senator Harris: Senate Bill No. 690—An act to provide for the classification of municipal corporations.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Burnett: Senate Bill No. 691—An act to amend sections 52 and 1239 of the Political Code, relating to residence.

Bill read first time, and referred to Committee on Elections.

Also: Senate Bill No. 692—An act to amend sections 1094 and 1106 of the Political Code, relating to elections.

Bill read first time, and referred to Committee on Elections.

By Senator Flaherty: Senate Bill No. 693—An act to add a new section to the Political Code, to be known as section 1252*a*.

Bill read first time, and referred to Committee on Elections.

By Senator McDonald: Senate Bill No. 694—An act to encourage the destruction of predatory wild animals; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties; providing a penalty for making a false affidavit under the provisions of this act; and repealing acts inconsistent herewith.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 695—An act to encourage the destruction of predatory wild birds; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties; providing a penalty for making a false affidavit, and for the repeal of all acts inconsistent therewith.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 696—An act to amend an act entitled "An act to provide for the organization of the Railroad Commission; to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations; creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, by amending section 32 thereof to authorize the Railroad Commission to determine facilities necessary to meet public requirements, and fix the rates therefor.

Bill read first time, and referred to Committee on Public Utilities.

Also: Senate Bill No. 697—An act to amend an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, and as amended by chapter 120 of the laws of 1917, approved April 24, 1917, by amending section 50 thereof, providing for the regulation of vessels operating on the inland waters of this State.

Bill read first time, and referred to Committee on Public Utilities.

Also: Senate Bill No. 698—An act to amend section 344 of the Political Code, relating to the interpretation of various terms and titles used in relation to the Fish and Game Commission and Commissioners, and creating the office of Fish and Game Commissioner, and providing for the employment and appointment by the commissioner of necessary deputies, assistants and employees, and providing for their compensation, and defining their qualifications.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 699—An act to amend section 195 of the Penal Code, relating to excusable homicide.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 700—An act to amend section 628 of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Hart: Senate Bill No. 701—An act defining corporations for the purpose of engaging in international or foreign banking or other international or foreign financial operations or in banking or other financial operations in a dependency or insular possession of the United States, either directly or through the agency, ownership or control of local institutions in foreign countries, or in such dependencies or insular possessions, and to act when required by the Secretary of the Treasury of the United States as fiscal agents of the United States; providing for the incorporation, powers and supervision of such corporations, and providing for the licensing by the Superintendent of Banks of foreign corporations to transact in this State the business of a corporation defined and organized by this act.

Bill read first time, and referred to Committee on Banking.

By Senator Johnson: Senate Bill No. 702—An act to amend section 1764 of the Political Code, relating to the levying of a county high school tax.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 703—An act to amend section 1622 of the Political Code, relating to the expenditure of State and county school funds.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 704—An act to amend section 1578 of the Political Code, relating to the formation of new elementary school districts.

Bill read first time, and referred to Committee on Education.

By Senator Chamberlin: Senate Bill No. 705—An act to repeal section 680 of the Political Code, relating to creation of deficiencies by the Board of Control.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 706—An act authorizing and instructing the State Controller and the State Treasurer to accept from the directors of the Sixth District Agricultural Association as full satisfaction and in complete compliance with the terms of that certain act entitled "An act to appropriate money to be used as a revolving fund by the Sixth

District Agricultural Association for the purpose of creating, installing and maintaining special expositions at Exposition Park, Los Angeles," approved June 1, 1917, the sum of $11,413.94, in cash already deposited in the State treasury, and the inventory of permanent improvements made upon the State's property at Exposition Park, Los Angeles, from funds of the revolving fund provided in the above mentioned act.

Bill read first time, and referred to Committee on Agriculture.

By Senator Rush: Senate Bill No. 707—An act creating a State school to be known as the California Academy for the Blind; providing for the management and control thereof; providing for the issuance and sale of State bonds to create a fund for the purpose of carrying out the provisions of this act, and creating an interest and sinking fund for the payment of said bonds.

Bill read first time, and referred to Committee on Education.

By Senator Canepa: Senate Bill No. 708—An act relative to the furnishing of drinking water on passenger trains of railroad corporations; and providing penalties therefor.

Bill read first time, and referred to Committee on Public Utilities.

Also: Senate Bill No. 709—An act to add a new section to the Penal Code, to be numbered 626½ 1, relating to the sale of certain wild game.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Breed: Senate Bill No. 710—An act to amend section 21 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sales of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations."

Bill read first time, and referred to Committee on Finance.

By Senator Carr, F. M.: Senate Bill No. 711—An act to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 10½, 11, 12, 12½, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 of the act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Anderson: Senate Bill No. 712—An act to amend section 7 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment

under State authority, and, in that behalf, to create a State Civil Service Commission; to prescribe its powers and duties; to make the wilful violation of the provisions of this act a misdemeanor; to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913.

Bill read first time, and referred to Committee on Civil Service.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 21, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 129, "An act to repeal an act entitled 'An act granting rights of way for lines, roads, structures, levees, canals and excavations to the United States, over the public lands of this State,'" approved March 21, 1907, and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

SECOND READING OF SENATE BILL — OUT OF ORDER.

Senator Ingram asked for and was granted unanimous consent to take up for consideration at this time Senate Bill No. 129 without reference to file.

CASE OF URGENCY.

The following resolution was offered:

By Senator Ingram:

Resolved, That Senate Bill No. 129 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—36.

NOES—None.

Whereupon, the President declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 129.

Senate Bill No. 129—An act to repeal an act entitled "An act granting rights of way for lines, roads, structures, levees, canals and excavations to the United States, over the public lands of this State," approved March 21, 1907.

Bill read third time.

Section 2, setting forth the urgency clause, read.

The question being, "Shall this section, setting forth the urgency features of the bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—31.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 129 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Harris, Senate Bill No. 126 was ordered withdrawn from the file and re-referred to Committee on Municipal Corporations.

NOTICES OF MOTION TO RECONSIDER.

Senator Irwin gave notice that on the next legislative day he would move to reconsider the vote by which Assembly Bills Nos. 180, 181, 182, 183, 184, 185, 187, 188, 189 and 190 were this day passed.

Also:

Senator Inman gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 186 was this day passed.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS, ETC.—(OUT OF ORDER).

The following bills, etc., were introduced:

By Senator Dennett: Senate Bill No. 713—An act to provide for the more general observance of Sunday as a day of rest.

Bill read first time, and referred to Committee on Judiciary.

By Senators Sample and Rominger: Senate Bill No. 714—An act to amend an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919.

Bill read first time, and referred to Committee on Judiciary.

By Senator Eden: Senate Bill No. 715—An act to add a new section to the Political Code to be numbered 4041*a*, relating to the powers of boards of supervisors with special reference to the levying of taxes.

Bill read first time, and referred to Committee on County Government.

By Senator Johnson: Senate Bill No. 716—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March

13, 1883, as amended, relating to the power of boards of trustees in cities of the sixth class.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Ingram: Senate Bill No. 717—An act to make the use of water in the mining and beneficiation of ores a principal use of such water and to make mandatory upon water companies, power companies, irrigation companies, and others delivering or selling water for use in agriculture or other pursuits, to provide a certain minimum of their water supply for the exclusive use of mining or beneficiation of ores; and providing for a penalty for the violation of the provisions of this act.

Bill read first time, and referred to Committee on Public Utilities.

By Senator Canepa: Senate Bill No. 718—An act providing for the holding of the next agricultural, citrus and deciduous fruit exhibition in the city and county of San Francisco, and making an appropriation therefor.

Bill read first time, and referred to Committee on Agriculture.

By Senator Purkitt: Senate Bill No. 719—An act to add two new sections to the Penal Code, to be numbered 264*a* and 264*a*, prescribing the punishment for rape.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Constitutional Amendment No. 22—A resolution to propose to the people of the State of California an amendment to article I, section 7 of the constitution, relating to trial by jury.

Amendment referred to Committee on Constitutional Amendments.

Also: Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the constitution of the State amending section 19 of article VI of said constitution, relating to the charging of juries by judges.

Amendment referred to Committee on Constitutional Amendments.

Also: Senate Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to article I, section 13 of the constitution, relating to criminal prosecutions.

Amendment referred to Committee on Constitutional Amendments.

By Senator Scott: Senate Bill No. 720—An act to amend section 628*i* of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Inman: Senate Bill No. 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911; directing the approval of the plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river; directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof; making an appropriation to pay the expenses of such examination and surveys,

and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by amending section 33 thereof, the said amendment relating to the application of compensation to be made to any reclamation district, levee district, drainage district, municipal corporation, association, private corporation or person.

Bill read first time, and referred to Committee on Finance.

RESOLUTIONS.

The following resolutions were offered:

By the Committee on Contingent Expenses:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of Hart's Lunch for the sum of fifty-three dollars and fifty cents for refreshments served during call of the House on January 18, 1921, the same to be payable out of the contingent fund of the Senate, and the Treasurer is hereby directed to pay the same.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of Bancroft-Whitney Company for the sum of one thousand one hundred sixty-eight dollars and fifty cents ($1168.50) payable out of the contingent fund of the Senate, and the State Treasurer is hereby directed to pay the same, being in payment for Deering Codes, Constitutions, etc., as per statement attached hereto.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of W. J. Weisman Company for the sum of three dollars and seventy-five cents ($3.75) payable out of the contingent fund of the Senate, and the State Treasurer is hereby directed to pay the same, being in payment of Essex Loose Leaf Covers as per statement attached hereto.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of State Department of Engineering for the sum of two dollars ($2.00) payable out of the contingent fund of the Senate, and the State Treasurer is hereby directed to pay the same, being in payment of blue print paper as per statement attached hereto.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Bond, Burnett, Chamberlin, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—30.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of Silier Bros. for the sum of six dollars ($6.00), payable out of the contingent fund of the Senate, and the State Treasurer is hereby directed to pay the same, being in payment of block and gavel as per statement attached hereto.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Bond, Burnett, Chamberlin, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of W. F. Purnell for the sum of fourteen dollars and sixty-four cents ($14.64), payable out of the contingent fund of the Senate, and the State Treasurer is hereby directed to pay the same, being in payment of stationery supplies, etc., as per statement attached hereto.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Bond, Burnett, Chamberlin, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—31.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of Pacific Telephone and Telegraph Company for the sum of twenty dollars and twenty-five cents ($20.25), payable out of the contingent fund of the Senate, and the State Treasurer is hereby directed to pay the same, being in payment of telephone service as per statement attached hereto.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Bond, Burnett, Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Slater, and Yonkin—32.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of the Western Union Telegraph Company for the sum of fifty-one dollars and three cents ($51.03), payable out of the contingent fund of the Senate, and the State Treasurer is hereby directed to pay the same, being in payment of telegrams as per statement attached hereto.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, and Yonkin—29.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of Cascade Towel Supply for the sum of fifteen dollars and fifty cents ($15.50), payable out of the contingent fund of the Senate, and the State Treasurer is hereby directed to pay the same, being in payment of towel service as per statement attached hereto.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—29.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of the Secretary of the Senate for the sum of three hundred dollars ($300) for postage, the same to be payable out of the contingent fund of the Senate, and the Treasurer is hereby directed to pay the same.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Dennett, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—29.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of the Western Union Telegraph Company in the sum of thirty-four dollars and twenty four cents ($34.24), payable out of the contingent fund of the Senate, and the State Treasurer is hereby directed to pay same, being in payment for telegrams as per statement attached hereto.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of H. S. Crocker Co., Inc., for the sum of thirty-nine dollars and sixty cents ($39.60), payable out of the contingent fund of the Senate, and the State Treasurer is hereby directed to pay the same, being in payment of numbering machines, etc., as per statement attached hereto.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Parkin, Rominger, Rush, Sample, Scott, Sharkey, and Slater—29.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS, ETC. (OUT OF ORDER).

The following bills, etc., were introduced:

By Senator Duncan: Senate Bill No. 722—An act to amend section 1 of an act entitled "An act to create a reclamation district, to be called 'Reclamation District No. 833,' and providing for the control and management thereof," approved April 8, 1911.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Senator Sharkey (by request): Senate Bill No. 723—An act to provide for the safety and protection of railroad employees by requiring railroads to make and enforce regulations preventing employees from riding on top of freight cars; and providing penalties for the violation thereof.

Bill read first time, and referred to Committee on Public Utilities.

By Senator Arbuckle: Senate Bill No. 724—An act to add a new section to the Penal Code, to be numbered 627*c*, relating to closed seasons for fish.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 725—An act to amend section 627*d* of the Penal Code, relative to the protection of game.

Bill read first time, and referred to Committee on Fish and Game.

ADJOURNMENT.

At five o'clock and twenty minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned until nine o'clock a.m., Saturday, January 22, 1921.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Saturday, January 22, 1921.

Pursuant to adjournment the Senate met at nine o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Gates, Harris, Inman, Irwin, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, and Slater—23.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Friday, January 21, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to J. S. Chambers of Sacramento.

On request of Senator Anderson, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. B. F. Gavica of Oakland.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Miss S. Pearl Tinsler of Sacramento, and Hon. J. B. Stephenson, of Corona.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By the President:

SAN FRANCISCO, January 21, 1921.

The members of the Southern Pacific Social and Outing Club of San Francisco, in a special meeting held this date, form resolutions and pass the following appeal to you that the bill now before you known as the proposed new tax measure for the purpose of increasing State taxes be defeated, for the following reasons:

WHEREAS, The present reports indicate that the State Legislature now in session at Sacramento proposes to pass a law to increase the taxes from 5¼ per cent to 7 per cent on the gross earnings of all the interurban and steam railroads of this State;

WHEREAS, The financial condition of these railroads cannot stand the further increase of financial burdens;

WHEREAS, The welfare of the workers depends upon the earnings of these railroads, and if these railroads are taxed over and above what would be allowed to pay the workers a fair compensation for their wages, they must be the sufferers; be it

Resolved, That we, the Southern Pacific employes banded together in a social organization known as the Southern Pacific Social and Outing Club of San Francisco, appeal to you, the Governor, the Senate, and the Assembly of the State of California not to add further taxes on our company, but that additional, needed revenue for State purposes, should come from other sources.

SOUTHERN PACIFIC SOCIAL AND OUTING CLUB OF SAN FRANCISCO.
A. C. HUSTLER, President.

W. J. MURRAY, Secretary.

Also:

SAN FRANCISCO, January 21, 1921.

The members of Golden Gate Local No. 135, of the International Association of Railroad Supervisors of Mechanics, in a special meeting held this date, form resolutions and pass the following appeal to you that the bill now before you known as the proposed new tax measure for the purpose of increasing State taxes be defeated for the following reasons:

WHEREAS, The present reports indicate that the State Legislature now in session at Sacramento proposes to pass a law to increase the taxes from 5¼ per cent to 7 per cent on the gross earnings of all the interurban and steam railroads of this State;

WHEREAS, The financial condition of these railroads cannot stand the further increase of financial burden;

WHEREAS, The welfare of the workers depends upon the earnings of these railroads, and if these railroads are taxed over and above what would be allowed to pay the workers a fair compensation for their wages, they must be the sufferers; be it

Resolved, That we, the Golden Gate Local No. 135 of the International Association of Railroad Supervisors of Mechanics, appeal to you, the Senate of the State of California, not to add the further taxes on our company, but that additional needed revenue for State purposes should come from other sources.

GOLDEN GATE LOCAL No. 135, INTERNATIONAL ASSOCIATION OF RAILROAD SUPERVISORS OF MECHANICS.
W. F. JOHNSON, President.

H. PREVOST, Secretary.

By Senator Rominger:

GLENDORA, January 20, 1921.

WHEREAS, The burden of taxation has become very heavy; therefore, be it

Resolved, That we, the board of control of the Glendora Chamber of Commerce, do earnestly favor retrenchment and curtailment of the State's expenses wherever possible; and be it further

Resolved, That copies of this resolution be forwarded to the members of the Legislature from this district, with the urgent request that they do all in their power to reduce the State's expenses.

Given at Glendora, California, this seventeenth day of January, 1921.
A. M. BERNHARDT, President.

CHAS. A. MORRIS, Secretary.

Also:

LOS ANGELES, January 18, 1921.

The attached resolution was unanimously adopted by the board of directors of the California Fruit Growers' Exchange under date of January 12, 1921. This organization markets the output of 10,500 citrus growers.

We respectfully request your very earnest consideration.

WHEREAS, The expenses of government, national, State and county, has increased by leaps and bounds, at an astounding rate in the past few years; and

WHEREAS, The cost of government is met by taxes, either direct or indirect, paid largely by the producers of farm and orchard products; and

WHEREAS, Some states of the United States, notably that of Illinois, have by careful planning and diligent management been enabled to very materially reduce the expenses of government without reducing its efficiency; and

WHEREAS, It is apparent that this very desirable and necessary thing can be brought about in all lines of government; and

WHEREAS, The producers of citrus fruits in the State of California are face to face with a condition which they cannot long endure, caused by high taxes, high cost of production and high cost of transportation; now, therefore, be it

Resolved, By the board of directors of the California Fruit Growers' Exchange, that we respectfully urge all branches of government, national, State and county, through their several executive and legislative bodies, that they give most diligent consideration to this question of reducing the expenses of government, at the same time maintaining reasonable standards; be it further

Resolved, That a copy be sent to Senators and Representatives in Congress from this State, to the Governor of the State of California, and members of the State Legislature from counties growing citrus fruits and to boards of supervisors in said counties.

Very truly yours,
CALIFORNIA FRUIT GROWERS' EXCHANGE.
E. G. DEZELL, Secretary.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were received and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 21, 1921, adopted, as amended, Senate Concurrent Resolution No. 6—Relative to amendment to the charter of the city of Salinas voted and ratified by the electors of said city, at the regular election held on the second day of November, 1920—and respectfully ask that your honorable body concur in same.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Consideration of Assembly Amendment.

The Senate took up for consideration Assembly amendment to Senate Concurrent Resolution No. 6—Relative to amendment to the charter of the city of Salinas, voted and ratified by the electors of said city at the regular election held on the second day of November, 1920.

ASSEMBLY AMENDMENT TO SENATE CONCURRENT RESOLUTION NUMBER SIX.

AMENDMENT NUMBER ONE.

On page 3 of the printed resolution, strike out the word "senate" in line 28, and insert in lieu thereof the following: "assembly".

The question being, "Shall the Senate concur in Assembly amendment to Senate Concurrent Resolution No. 6?"

The roll was called, and Assembly amendment to Senate Concurrent Resolution No. 6 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—26.
NOES—None.

Senate Concurrent Resolution No. 6 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 21, 1921, adopted Senate Joint Resolution No. 9—Relative to the construction by the United States Reclamation Service or other public agency in Long Valley, Lassen County, California, of a unit of the Truckee-Carson project under construction by the United States Reclamation Service in Nevada.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Joint Resolution No. 9 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 20, 1921, adopted Assembly Joint Resolution No. 12—Relating to the protection of citrus fruits and their by-products.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Joint Resolution No. 12 referred to Committee on Federal Relations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 21, 1921, adopted Assembly Concurrent Resolution No. 13—Approving two certain amendments to the charter of the city of Vallejo, county of Solano, State of California, voted for and ratified by a majority of the qualified electors of the said city of Vallejo, at a special municipal election held therein on the twenty-eighth day of October, 1920.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Concurrent Resolution No. 13 referred to Committee on Municipal Corporations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on January 21, 1921, passed, as a case of urgency, the following:

Senate Bill No. 241—An act approving, confirming and declaring valid the creation, formation and organization of Reclamation District No. 1004, and all acts and proceedings of said district and of the trustees and officers thereof, and of the board of supervisors of the county of Colusa, State of California, in relation thereto, including all proceedings relating to the inclusion of additional lands within said district and to the issuance of bonds of said district, and all acts and proceedings of

the assessment commissioners thereof, and defining and declaring the exterior boundaries of said district;

Also: Senate Bill No. 132—An act legalizing the formation and organization of Reclamation District No. 2050.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 241 and 132 ordered to enrollment.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON REVISION AND PRINTING.

SENATE CHAMBER, SACRAMENTO, January 21, 1921.

MR. PRESIDENT: Your Committee on Revision and Printing, to which was referred Senate Concurrent Resolution No. 15—Relative to the printing of copies of "California and the Oriental"—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committe membership—3; committee vote—Ayes—3.

ALLEN, Chairman.

Senate Concurrent Resolution No. 15 ordered to engrossment, and on file.

INTRODUCTION AND FIRST READING OF BILLS (OUT OF ORDER).

The following bills were introduced, and referred as indicated:

By Senator Flaherty: Senate Bill No. 726—An act to prohibit any private company, corporation, mutual association, reciprocal or inter-insurance exchange, previously authorized under the laws of this State, to insure employers against loss or liability under any of the Workmen's Compensation Insurance and Safety Acts of this State from issuing or delivering, from and after January 1, 1923, any such policy of insurance, and to provide that from and after January 1, 1923, the State Compensation Insurance Fund shall be the exclusive carrier under any now existing or hereafter enacted Workmen's Compensation Insurance and Safety Act or acts of this State.

Bill read first time, and referred to Committee on Insurance.

Also: Senate Bill No. 727—An act to amend section 7 of an act entitled "An act regulating private employment agencies; providing for a license for the operation thereof and a fee therefor; providing forms of receipts and registers to be used and kept; prohibiting any charge for registering or filing application for help or employment; prohibiting the dividing of fees; providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended May 27, 1915, regulating licenses of employment agencies.

Bill read first time, and referred to Committee on Labor and Capital.

By Senator Johnson: Senate Bill No. 728—An act to legalize bonds heretofore issued and sold, or to be issued and sold, by municipalities where authority for such issuance has already been given by a vote of not less than two-thirds of the electors of such municipality voting upon the question of incurring such indebtedness.

Bill read first time, and referred to Committee on Municipal Corporations.

Also: Senate Bill No. 729. An act to amend section 14 of an act entitled "An act to provide for local improvements upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities, such act to be known as 'the Local Improvement Act of 1901,'" which became a law under constitutional provision without the Governor's approval February 26, 1901, relating to taxation for local improvements.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Rigdon: Senate Bill No. 730. An act making an appropriation for the paving of a road from the city of San Luis Obispo to the California Polytechnic School.

Bill read first time, and referred to Committee on Finance.

By Senator Harris: Senate Bill No. 731. An act to amend section 1608 of the Political Code, relating to powers and duties of boards of school trustees and city boards of education.

Bill read first time, and referred to Committee on Education.

By Senator Irwin: Senate Bill No. 732. An act to amend section 7 of an act entitled, "An act to amend the Vehicle Act approved May 10, 1915, as amended.

Bill read first time, and referred to Committee on Roads and Highways.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered:

By Senator Arbuckle:

WHEREAS, The Sacramento Chamber of Commerce established a bureau charged with the duty of assisting the members of the Legislature in procuring suitable housing facilities in Sacramento; and

WHEREAS, Such bureau has done most excellent work at considerable expense and effort to the members of the Chamber of Commerce; now, therefore, be it

Resolved, That the Senate hereby expresses to the Sacramento Chamber of Commerce its thorough appreciation of the excellent, courteous and efficient manner in which it has contributed to the comfort and pleasure of the legislators of the forty-fourth session.

Resolution read, and on motion of Senator Arbuckle adopted.

MOTION TO RECONSIDER.

Senator Irwin moved to reconsider the vote whereby Assembly Bills Nos. 180, 181, 182, 183, 184, 185, 186, 187, 188, 189 and 190 were passed.

During the discussion of the motion on reconsideration of the foregoing Assembly bills, the Senate resolved itself into a Committee of the Whole.

COMMITTEE OF THE WHOLE.

At ten o'clock a.m., on motion of Senator Breed, the Senate, pursuant to a motion made and unanimously carried on the previous legislative day, resolved itself into Committee of the Whole, the President in the chair, for the purpose of seeking certain information from the Board of Control, the State Controller, and other department heads, in connection with the consideration of Assembly Bills Nos. 180, 181, 182, 183, 184, 185, 186, 187, 188, 189 and 190.

COMMITTEE OF THE WHOLE RISES.

At twelve o'clock and thirty minutes p.m., Senator Slater moved that the Senate now rise for further consideration of Assembly Bills Nos. 180, 181, 182, 183, 184, 185, 186, 187, 188, 189 and 190 in the Senate.

Motion carried.

IN SENATE.

WITHDRAWAL OF MOTION TO RECONSIDER.

Senator Irwin asked for and was granted unanimous consent to withdraw his motion to reconsider Assembly Bills Nos. 180, 181, 182, 183, 184, 185, 186, 187, 188, 189 and 190.

MOTION TO RECONSIDER.

Senator Chamberlin moved to reconsider the vote whereby Assembly Bill No. 183, an act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years, was passed.

The question being on the motion to reconsider.

The roll was called, and the vote whereby Assembly Bill No. 183 was passed was refused reconsideration by the following vote:

AYES—Senators Chamberlin, Eden, and Rominger—3.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Ingram, Juman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—28

Title read and approved.

Assembly Bill No. 183 ordered transmitted to the Assembly.

STATEMENT OF POSITION ON VOTE.

In order that my position on Assembly Bill No. 183, appropriating the sum of $370,000 to cover a deficiency of that amount in the appropriations made by the last Legislature for the support and maintenance of the University of California for the biennium period of 1919-1921, may not be misunderstood, I desire to have the following statement made a matter of record.

The appropriation is asked for by the Board of Control upon the theory that it, with the written authority of the Governor, has authority and power under the provisions of section 680 of the Political Code to authorize any deficiency in appropriations "whenever an actual necessity arises therefor," and that it is incumbent upon the Legislature to pass special appropriation bills for any amount that may represent any deficiency authorized by it under the said section. The Board of Control, with the written authority of the Governor, has authorized the University of California to incur a deficiency in the sum of $370,000.

It is my contention and belief that the Board of Control and the Governor possess no such legal or constitutional authority or power, but that, in the matter of authorizing any deficiencies, if any are found to exist between the sessions of the Legislature, they are limited to the funds appropriated by the Legislature for that purpose.

In the last session, the Legislature did appropriate a fund of $250,000 to meet the emergency financial needs of the State. The Board of Control and the Governor have not only spent this sum but have authorized the expenditure of over a million dollars in excess thereof, under the power which they claim to have under section 680 of the Political Code. Assembly Bill No. 185 is only one of eleven bills appropriating this excess of over a million dollars that the Board of Control and the Governor have authorized, and which the Legislature is now called upon to pass.

To place the construction on section 680 of the Political Code which the Board of Control now contends for, would be to authorize it and the Governor to lend or extend the credit of the State, a power and authority, which in my judgment and opinion, is directly prohibited by the provisions of section 31 of article IV of the constitution.

It is regretted that any deficiency has arisen in the appropriations made for the support and maintenance of the State University for the past biennium period, but the deficiency having arisen, it is imperative, in my judgment, that it should first be met out of the emergency fund furnished the Board of Control by the last Legislature. In the event that that fund proved insufficient to care for the growing needs

of the University, or any other State department or institution, for that matter, the only solution would be a special session of the Legislature for the purpose of enacting such special appropriation bills as would furnish the required funds.

HARRY A. CHAMBERLIN.

Also:

STATEMENT OF POSITION ON VOTE.

In order that my position on Assembly Bill No. 183 appropriating the sum of $370,000 to cover a deficiency of that amount in the appropriations made by the last Legislature for the support and maintenance of the University of California for the biennium period of 1919–1921, may not be misunderstood, I desire to have the following statement made a matter of record.

The appropriation is asked for by the Board of Control upon the theory that it, with the written authority of the Governor, has authority and power under the provisions of section 680 of the Political Code to authorize any deficiency in appropriations "whenever an actual necessity arises therefor," and that it is incumbent upon the Legislature to pass special appropriation bills for any amount that may represent any deficiency authorized by it under the said section. The Board of Control, with the written authority of the Governor, has authorized the University of California to incur a deficiency in the sum of $370,000.

It is my contention and belief that the Board of Control and the Governor possess no such legal or constitutional authority or power; but that, in the matter of authorizing any deficiencies, if any are found to exist between the sessions of the Legislature, they are limited to the funds already appropriated by the Legislature for that purpose.

In the last session, the Legislature did appropriate a fund of $250,000 to meet the emergency financial needs of the State. The Board of Control and the Governor have not only spent this sum but have authorized the expenditure of over a million dollars in excess thereof, under the power which they claim to have under section 680 of the Political Code. Assembly Bill No. 183 is only one of eleven bills appropriating this excess of over a million dollars that the Board of Control and the Governor have authorized, and which the Legislature is now called upon to pass.

It is my opinion that we have no power to expend money, or to contract any debt on the part of the State, in excess of appropriations made prior to such expenditure or prior to the contracting of such debt.

WALTER EDEN.

REPORTS OF STANDING COMMITTEES—(RESUMED).

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 15—Relative to the printing of copies of "California and the Oriental"—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Joint Resolution No. 5—Relative to the national system of taxation—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 10—Selecting and designating two illustrious deceased persons whose statutes in marble or bronze shall hereafter be provided and furnished by the State of California to be placed in National Statuary Hall—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 141—An act making an appropriation for the expenses of the State in proceedings for the recovery of property that may have escheated to the State—and reports that the same has been correctly enrolled, and presented the same to the Governor on this twenty-second day of January, 1921, at nine o'clock and thirty minutes a.m.

OSBORNE, Chairman.

ON FEDERAL RELATIONS (OUT OF ORDER).

SENATE CHAMBER, SACRAMENTO, January 22, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 12 relating to the protection of citrus fruits and their by-products—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

EDEN, Chairman.

Assembly Joint Resolution No. 12, relating to the protection of citrus fruits and their by-products, ordered on file.

ON MUNICIPAL CORPORATIONS (OUT OF ORDER).

SENATE CHAMBER, SACRAMENTO, January 22, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Concurrent Resolution No. 13 Approving two certain amendments to the charter of the city of Vallejo, county of Solano, State of California, voted for and ratified by a majority of the qualified electors of the said city of Vallejo, at a special municipal election held therein on the twenty-eighth day of October, 1920—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership, 9; committee vote: Ayes—7; noes—0; absent—2.

CARR, F. M., Chairman.

Assembly Concurrent Resolution No. 13 ordered on file.

RECESS.

At twelve o'clock and fifty minutes p.m., on motion Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the the desk.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

SENATE CONCURRENT RESOLUTION No. 10.

Selecting and designating two illustrious deceased persons whose statues in marble or bronze shall hereafter be provided and furnished by the State of California to be placed in National Statuary Hall.

WHEREAS, The Congress of the United States of America has by statute enacted and declared as follows, to wit:

"The President is hereby authorized to invite each and all the states to provide and furnish statues, in marble or bronze, not exceeding two in number for each state, of deceased persons who have been citizens thereof, and illustrious for their historic renown or for distinguished civic or military service, such as each state shall deem worthy of this national commemoration; and when so furnished the same shall be placed in the old hall of the House of Representatives in the Capitol of the United States, which is hereby set apart, or so much thereof as may be necessary, as National Statuary Hall, for the purpose herein indicated."

WHEREAS, The State of California has never designated the deceased persons whose statues shall be so provided and furnished by the State of California; now, therefore, be it

Resolved by the Senate and Assembly, jointly, That the Legislature of the State of California hereby selects and designates Junipero Serra and Thomas Starr King as the two deceased persons who have been citizens of the State of California and illustrious for their historic renown or for distinguished civil or military service whose statues in marble or bronze shall be hereafter provided and furnished by the State of California to be placed in the National Statuary Hall, as so provided by act of Congress.

Resolution read.

The question being on the adoption of the resolution.

The roll was called and Senate Concurrent Resolution No. 10 adopted by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Burnett, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, and Slater—27.

NOES—None.

Senate Concurrent Resolution No. 10 ordered transmitted to the Assembly.

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes.

On motion of Senator Sample, Senate Bill No. 49 was passed on file.

Senate Concurrent Resolution No. 5—Relative to the adjournment of the Legislature for the constitutional recess and to the reassembling of the Legislature after said recess and fixing the date for said adjournment and reassembling.

On motion of Senator Breed, Senate Concurrent Resolution No. 5 was passed on file.

Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron-Bethany Irrigation District.

On motion of Senator Sharkey, Senate Bill No. 72 was passed on file.

Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District.

On motion of Senator Dennett, Senate Bill No. 73 was passed on file.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Concurrent Resolution No. 9—Relative to approving the charter of the city of Grass Valley, of the State of California, voted for and ratified by the qualified voters of said city of Grass Valley at a special municipal election held therein for that purpose on the thirtieth day of November, 1920;

Also: Senate Concurrent Resolution No. 12—Approving the charter for the city of Sacramento, State of California, ratified by the qualified electors of the said city at a special election held on the thirtieth day of November, 1920;

Also: Senate Concurrent Resolution No. 13—Relative to approving two amendments to the charter of the city of Pasadena, county of Los Angeles, State of California, voted for and ratified by the qualified electors of the said city of Pasadena at an election held therein on the second day of November, 1920;

Also: Senate Concurrent Resolution No. 14—Approving eight certain amendments to the charter of the city of Santa Rosa, county of Sonoma, State of California, voted for and ratified by a majority of the qualified electors of the said city of Santa Rosa, at a special municipal election held therein on Tuesday, January 4, 1921;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this twenty-second day of January, 1921, at two o'clock p.m.

OSBORNE, Chairman.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION—(OUT OF ORDER).

Senator Rush asked for and was granted unanimous consent to take up for consideration at this time, Assembly Concurrent Resolution No. 13.

Assembly Concurrent Resolution No. 13—Approving two certain amendments to the charter of the city of Vallejo, county of Solano, State of California, voted for and ratified by a majority of the qualified electors of the said city of Vallejo, at a special municipal election held therein on the twenty-eighth day of October, 1920.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 13 adopted by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, and Slater—26.

NOES—None.

Assembly Concurrent Resolution No. 13 ordered transmitted to the Assembly.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION—(OUT OF ORDER).

Senator Rominger asked for and was granted unanimous consent to take up for consideration, at this time, Assembly Joint Resolution No. 12.

ASSEMBLY JOINT RESOLUTION No. 12

Relating to the protection of citrus fruits and their by-products.

WHEREAS, Foreign competition is desperately seeking our unprotected markets; and

WHEREAS, It is reported that great quantities of citrus fruits have been placed upon the American markets in competition with the same products produced by American farmers and the American markets have as a result been almost completely demoralized and quotations reduced to a point where the American farmer must sell at a price less than the cost of productions; and

WHEREAS, California, the premier citrus fruit growing State, is confronted with this lamentable situation which is producing unrest in the minds of its people; and

WHEREAS, The citrus fruit industry of California, which is one of the oldest and most distinctive industries of the State, now faces extinction unless some adequate protection is granted; and

WHEREAS, Millions of dollars now invested in this industry is at stake; therefore, be it

Resolved by the Assembly and Senate, jointly, That the Legislature of the State of California hereby memorializes Congress to provide adequate protection to the citrus market in the form of an increased tariff upon the importation of such products and by-products; and be it further

Resolved, That our Senators and legislators in Congress be and they are hereby requested to use all honorable means to secure the adoption of such measures which will afford adequate protection to the industry; and be it further

Resolved, That the Secretary of the Senate be and he is hereby instructed to forward copies of the resolution to each of our Senators and Representatives in Congress and to each of the members of the respective Committees of Ways and Means of the Senate of the United States and of the House of Representatives.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 12 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, and Slater—28.

NOES—None.

Assembly Joint Resolution No. 12 ordered transmitted to the Assembly.

SENATE CONCURRENT RESOLUTION—(OUT OF ORDER).

Senator Inman asked for and was granted unanimous consent to take up for consideration, at this time, Senate Concurrent Resolution No. 15.

SENATE CONCURRENT RESOLUTION No. 15.

Relative to the printing of copies of "California and the Oriental."

Resolved by the Senate, the Assembly concurring. That the Superintendent of State Printing be and he is hereby directed to print as a part of the legislative printing of this session, ten thousand copies of "California and the Oriental."

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 15 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—25.

NOES—Senator Dennett—1.

Senate Concurrent Resolution No. 15 ordered transmitted to the Assembly.

INTRODUCTION AND FIRST READING OF BILLS—(OUT OF ORDER).

The following bills were introduced, and referred as indicated:

By Senator Scott: Senate Bill No. 733—An act to amend sections 78 and 90 of the Political Code.

Bill read first time, and referred to Committee on Reapportionment.

By Senator Osborne: Senate Bill No. 734—An act to amend section 2210 of the Political Code, relating to the Women's Relief Corps Home of California.

Bill read first time, and referred to Committee on Military Affairs.

By Senators Purkitt and Osborne: Senate Bill No. 735—An act to add a new section to the Penal Code, to be numbered 217*a*, relating to assault to commit murder, and the punishment therefor.

Bill read first time, and referred to Committee on Judiciary.

By Senator Dennett: Senate Bill No. 736—An act to provide for the alteration of county boundary lines and for the adjustment of county debts and liabilities when such boundaries are changed.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 737—An act to add a new section to the Civil Code, to be numbered section 3440*a*, relative to sale of personal property where title is retained by seller.

Bill read first time, and referred to Committee on Judiciary.

Also (by request): Senate Bill No. 738—An act appropriating money to pay the claim of J. B. Curtin against the State of California.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 739—An act to add a new section to the Political Code, to be numbered 3975*b*, providing for change of county boundaries.

Bill read first time, and referred to Committee on County Government

By Senator Sharkey: Senate Bill No. 740—An act providing for the creation and management of the Mount Diablo Park, creating a board of five commissioners with power to acquire and manage said park, and making an appropriation therefor.

Bill read first time, and referred to Committee on Conservation.

Also: Senate Bill No. 741—An act to validate bonds of school districts and high school districts and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 742—An act to amend section 33 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911; directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river; directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof; making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, relating to the manner of making compensation under the terms of this act and crediting warrants on assessment.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Senator Flaherty: Senate Bill No. 743—An act authorizing suits against the State to quiet title against it to real property entitled to be purchased under the provisions of an act entitled "An act to survey and dispose of certain marsh and tide lands belonging to the State of California," approved March 30, 1868, or any of the acts supplemental thereto and amendatory thereof, and regulating the procedure therein.

Bill read first time, and referred to Committee on Judiciary.

By Senator Crowley: Senate Bill No. 744—An act to amend section 6 of an act entitled "An act to define imitation milk and to regulate the business of producing, buying or selling imitation milk or imitation milk products, providing for the licensing of said business by the State Dairy Bureau, and prescribing penalties for a violation of the provisions hereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1919.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Inman: Senate Bill No. 745—An act making an appropriation to carry out the purposes, and to further provide for the administration, of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons

afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended, by amending sections 3 and 4 of said act.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 746—An act to create a commission to inquire into the advisability of the State of California establishing, maintaining and controlling all public institutions for the treatment of tuberculosis, and making an appropriation for the expenses of said commission.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 747—An act to amend sections 6 and 16 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund, and also a Public School Teachers' Permanent Fund; providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913.

Bill read first time, and referred to Committee on Education.

By Senator Scott: Senate Bill No. 748—An act to amend section 2 of an act entitled "An act to promote the better education of nurses and the better care of the sick in the State of California; to provide for and regulate the examination and registration of graduate nurses, and to provide for the issuance of certificates of registration as registered nurses to qualified applicants by the State Board of Health, and to repeal an act approved March 20, 1905, entitled 'An act to promote the better education of the practice of nursing the sick in the State of California, to provide for the issuance of certificates of registration as a registered nurse to qualified applicants of the Board of Regents of the University of California, and to provide penalties for violation thereof,'" approved June 12, 1913, as amended.

Bill read first time, and referred to Committee on Public Health and Quarantine.

Also: Senate Bill No. 749—An act to amend sections 1, 3 and 7 of an act entitled "An act to require certain high school districts to provide part-time educational opportunities in civic and vocational subjects for persons under eighteen years of age, who are not in attendance upon full-time day schools, and part-time educational opportunities in citizenship for persons under twenty-one years of age who can not adequately speak, read or write the English language; to enforce attendance upon such part-time classes where established, and providing penalties for violation of the provisions of this act," approved May 27, 1919.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 750—An act to amend sections 1927 and 2086 of the Political Code, relating to officers and employees in the Adjutant General's office.

Bill read first time, and referred to Committee on Military Affairs.

By Senator Otis: Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 752—An act to amend sections 1369 and 1370 of the Penal Code, relating to the insanity of a defendant in a criminal action.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 753—An act to amend section 3751 of the Political Code, relating to tax receipts.

Bill read first time, and referred to Committee on County Government.

By Senator Ingram: Senate Bill No. 754—An act to add a new section to the Political Code, to be numbered 3638*b*, relating to the situs for the purpose of taxation of cattle pastured in two or more counties.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Senate Bill No. 755—An act to amend section 3629 of the Political Code, relating to statement required by assessor.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 756—An act to provide compensation to counties in lieu of taxes where land suitable for agricultural purposes is acquired for reservoir sites.

Bill read first time, and referred to Committee on County Government.

Also: Senate Bill No. 757—An act appropriating money for repair or exchange of the State automobile of the Governor's office.

Bill read first time, and referred to Committee on Finance.

By Senator Inman: Senate Bill No. 758—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California.

Bill read first time, and referred to Committee on Revision and Printing.

By Senator Inman: Senate Bill No. 759—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California.

Bill read first time, and referred to Committee on Revision and Printing.

By Senator Johnson: Senate Bill No. 760—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 761—An act to amend section 408 of the Code of Civil Procedure, relating to the writ of summons.

Bill read first time, and referred to Committee on Judiciary.

By Senator Eden: Senate Bill No. 762—An act to provide for the management and control of the Southern California Fair Association by the State.

Bill read first time, and referred to Committee on Agriculture.

Also: Senate Bill No. 763—An act making appropriation in aid of the Southern California State Fair.

Bill read first time, and referred to Committee on Agriculture.

By Senator Gates: Senate Bill No. 764—An act to amend section 11 of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, and to add two new sections thereto, to be numbered 20*a* and 20*b*.

Bill read first time, and referred to Committee on Judiciary.

By Senator Lyon: Senate Bill No. 765—An act to amend section 11 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under state authority and, in that behalf, to create a State Civil Service Commission; to prescribe its powers and duties; to make the wilful violation of the provisions of this act a misdemeanor; to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913.

Bill read first time, and referred to Committee on Civil Service.

Also: Senate Bill No. 766—An act to amend section 1860 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding house and lodging house keepers.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 767—An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding or lodging house keepers.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 768—An act to add a new section to the Code of Civil Procedure to be numbered 341*a*, relating to the time for the commencement of actions other than for the recovery of real property.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 769—An act to regulate the taking and harvesting of kelp and other aquatic plants of the State of California by recognizing and declaring their ownership in the State of California, and providing for the control thereof by the Fish and Game Commissioners, and providing for a license tax upon all persons, firms or corporations engaged in the industry of taking or harvesting kelp or other aquatic plants; and providing for the collection and disbursement of the revenues derived therefrom; and providing for a privilege tax upon all kelp taken in the waters of this State; and providing for the protection of kelp beds, and for the manner of taking kelp and

other aquatic plants; and providing for the leasing and allotting of kelp or other aquatic plant beds; and providing for hearings by the Fish and Game Commissioners; and providing penalties for the violation of this act.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 770—An act providing for the organization and establishment, management and maintenance of institutes of technology, authoritative occupational technical institutions of comprehensive scope and of university rank in their advanced courses of instruction and training, by counties, city and county, the several different high school districts in any given county or by groups of said districts.

Bill read first time, and referred to Committee on Education.

By Senator Chamberlin: Senate Bill No. 771—An act to amend sections 6, 11, and 12 of an act entitled, "An act to establish police courts in cities of the first and one-half class, to fix the jurisdiction of said courts and to provide for the officers thereof; to prescribe the powers and duties of the officers of said courts and to fix the compensation of certain officers thereof; and to repeal an act entitled 'An act to establish police courts in cities of the first and one half class, to fix their jurisdiction and provide for officers of said courts and fix the compensation of certain officers thereof', which became a law under the provisions of the constitution of the State of California without the Governor's approval on the fifth day of March, 1901, and all acts amendatory of said act or supplementary thereto", approved June 6, 1913, as amended.

Bill read first time, and referred to Committee on County Government.

Also: Senate Joint Resolution No. 13—Relative to referendum on amendments to the federal constitution.

Resolution referred to Committee on Federal Relations.

By Senator Hart: Senate Joint Resolution No. 14—Relative to the memorializing and petitioning the President of the United States and Congress to establish by proper legislation a bureau or department of publicity.

Resolution referred to Committee on Federal Relations.

By Senator Duncan: Senate Bill No. 772—An act to promote industrial peace between public utilities and their employees; providing for the selection of a Board of Industrial Peace empowered to inquire into and investigate all disputes, strikes or lockouts or threatened strikes or lockouts or controversies between public utilities and their employees; prescribing the duties and qualifications of members of said Board of Industrial Peace; empowering such board to inquire into all industrial disputes between public utilities and their employees; defining the duties of such board and prescribing penalties for failure to attend and give evidence before said board, and providing for the expenses of such board.

Bill read first time, and referred to Committee on Labor and Capital.

Also: Senate Bill No. 773—An act to validate the payment of street assessments by school districts in certain cases.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Harris: Senate Bill No. 774—An act to amend section 1886 of the Political Code, relating to the payment of school bonds.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 775—An act to provide for the issuance of bonds by junior college districts.

Bill read first time, and referred to Committee on Education.

By Senator McDonald: Senate Bill No. 776—An act to amend an act entitled "An act to create a Fish and Game Preservation Fund and to unite the 'Fish Commission Fund,' and the 'Game Preservation Fund' into a common fund to be known as 'Fish and Game Preservation Fund,'" approved March 15, 1909, as amended by adding a new section thereto to be numbered 4, creating a new fund, to be known as the "Game Bounty Fund."

Bill read first time, and referred to Committee on Fish and Game.

By Senator Breed: Senate Bill No. 777—An act to authorize the payment of the claim of Annie De Vere Shields against the State of California, and making an appropriation therefor.

Bill read first time, and referred to Committee on Finance.

Also: Senate Concurrent Resolution No. 18—Relative to leaves of absence of the Governor, Lieutenant Governor and the members of the Senate and Assembly of the forty-fourth session of the Legislature of the State of California.

Resolution referred to Committee on Rules.

By Senator Anderson: Senate Concurrent Resolution No. 19—Relative to the Civil Service of the State of California.

Resolution referred to Committee on Civil Service.

Also: Senate Bill No. 778—An act to add a new section to the Political Code, to be numbered 1522, providing for visual instruction; defining the powers and duties of the State Board of Education in relation thereto, and making an appropriation therefor.

Bill read first time, and referred to Committee on Education.

By Senator Scott (by request): Senate Bill No. 779—An act to compel applicants for employment as attendants to qualify by a probationary period of instruction before entering upon regular duties.

Bill read first time, and referred to Committee on Hospitals and Asylums

Also (by request): Senate Bill No. 780—An act to provide for sanitary bathing of inmates of all State Hospitals for the insane of California.

Bill read first time, and referred to Committee on Hospitals and Asylums

By Senator Burnett: Senate Bill No. 781—An act to amend section 594 of the Political Code, relating to the classification of insurance, and the reserves required in certain classes.

Bill read first time, and referred to Committee on Insurance.

Also: Senate Bill No. 782—An act to amend section 591 of the Political Code, relating to the maintenance of the office of the Insurance Commissioner.

Bill read first time, and referred to Committee on Insurance.

Also: Senate Bill No. 783—An act to repeal section 596*a* of the Political Code, relating to insurance.

Bill read first time, and referred to Committee on Insurance.

Also: Senate Bill No. 784—An act to amend sections 2, 3, 4, 5, 6 and 14 of the act entitled "An act providing for reciprocal and interexchange of indemnities; prescribing regulations therefor, and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity; prescribing regulations therefor, and fixing a license fee,' approved December 24, 1911;" approved May 26, 1917, and amended May 27, 1919, relating to the kinds of insurance such concerns may transact and to their fees and taxes and to the applicability of other insurance laws.

Bill read first time, and referred to Committee on Insurance.

Also: Senate Bill No. 785—An act to revise and amend chapter VIII of title II of part IV of division I of the Civil Code, relating to mortgage insurance.

Bill read first time, and referred to Committee on Insurance.

Also: Senate Bill No. 786—An act to amend an act entitled "An act to provide for proceedings against and liquidation of delinquent insurance corporations and association," approved April 30, 1919, by adding thereto two new sections, to be numbered sections 14 and 15, relating to proceedings against and liquidation of delinquent insurance corporations and associations.

Bill read first time, and referred to Committee on Insurance.

By Senator Rominger: Senate Bill No. 787—An act to amend sections 2, 5, 7, 23 and 25 of an act entitled "An act to provide for and regulate primary elections; and providing a method for choosing the delegates for political parties to State conventions, and for nominating electors of President and Vice President of the United States; and providing for the election of party county central committees; and to repeal the act approved April 7, 1911, known as the Direct Primary Law; and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law; and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

Bill read first time, and referred to Committee on Elections.

Also: Senate Bill No. 788—An act to amend section 1188 of the Political Code, relating to elections.

Bill read first time, and referred to Committee on Elections.

Also: Senate Bill No. 789—An act to amend sections 8 and 9 of the "Vehicle Act," approved May 10, 1915, as amended.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Senate Bill No. 790—An act to amend section 626 of the Penal Code, relating to the protection of game.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Carr, F. M.: Senate Bill No. 791—An act to add a new section to the Civil Code, to be numbered 2957*b*, relating to the recording of agreements to sell personal property.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 792—An act to amend section 17 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect."

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 793—An act to amend section 9 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act."

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 794—An act to amend section 19*c* of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining

such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 795—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty, and the suspending of the imposition or execution of sentence during the term of probation, and the disposition of such accusation after full compliance with the terms of probation, and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties, and fixing their compensation and duties, and providing for adult probation boards in certain counties and cities and counties.

Bill read first time, and referred to Committee on Judiciary.

By Senator Sample: Senate Bill No. 796—An act to amend an act entitled "An act defining food commodities and food warehousemen; declaring food warehousemen to be public utilities and subject to control and regulation by the Railroad Commission as specifically provided; prohibiting the storage of food commodities except in accordance with the provisions of this act; making unlawful certain discriminating and monopolizing practices by food warehousemen and those dealing with food warehousemen, except as provided by the Railroad Commission; requiring food warehousemen to file schedules showing certain rates, charges, and other matters, with the Railroad Commission, and to keep the same open to public inspection, and providing for the uniform operation of such rates and charges, and prohibiting the business of storing food commodities unless such schedules are filed and made public, and empowering the Railroad Commission to fix the rates, charges, rules and regulations of food warehousemen; to change the form of such schedules, and forbidding, except as otherwise ordered by the Railroad Commission, changes in or departures from such schedules except on certain conditions, and forbidding acceptance of rates or charges differing from the rates or charges in such schedules by those dealing with food warehousemen, subject to exceptions by the Railroad Commission; declaring certain contracts illegal and void, and forbidding recovery thereon; providing for applications and complaints and other procedure before the Railroad Commission and the courts in matters wherein authority is conferred by this act upon the Commission; defining the duties of the Attorney General upon the violation of certain provisions; providing for actions to enjoin violations of certain provisions and to recover damages for such violations; making the violation of certain provisions a misdemeanor; and providing penalties; and declaring the purpose and effect of this act, approved May 6, 1919."

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 797—An act to amend sections 628*a* and 628*b* of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 798—An act to amend section 4290 of the Political Code, and to repeal sections 4175 and 4176 thereof.

Bill read first time, and referred to Committee on Judiciary.

By Senator Lyon: Senate Bill No. 799—An act appropriating money to pay the claim of James O'Neill against the State of California.

Bill read first time, and referred to Committee on Finance.

REPORT OF STANDING COMMITTEE — (OUT OF ORDER).

The following report of standing committee was received and read:

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, January 22, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 12—relative to the appointment of a congressional committee to investigate the activities of the so-called lumber trust—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

EDEN, Chairman.

Senate Joint Resolution No. 12 ordered to engrossment and on file.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered by Senator Harris:

Resolved, That the Senate request the Board of Control to prepare and submit, on the day of the reconvening of the Legislature after its constitutional recess, a supplementary budget report setting forth, with respect to each of the offices, boards, bureaus, commissions and institutions of the State government for which appropriations are requested in the budget, the following data:

A statement showing by appropriate functional classification the amounts expended in the seventy-first fiscal year and an estimate of the amounts to be expended in the seventy-second fiscal year, and the total thereof, and the amounts requested, on such functional basis, for the seventy-third and seventy-fourth fiscal years; also the expenditures of the seventy-first fiscal year and the estimated expenditures of the seventy-second fiscal year, set up in each instance by object classification, showing (1) materials and supplies; (2) salaries and wages; (3) service and expense; (4) property and equipment; also the totals of such object expenditures for said two fiscal years, and the amounts requested on such object basis for the seventy-third and seventy-fourth fiscal years; also an explanation, in reasonable detail, of all special appropriations requested, whether for capital outlays or otherwise.

Resolution read and on motion of Senator Harris adopted.

PERMISSION TO STRIKE OUT WORDS.

Senator Sharkey asked for and was granted unanimous consent to strike out the words "by request" appearing in Senate Bill No. 723, after the name of the author of said bill, and preceding the title thereof.

RECESS.

At three o'clock and forty minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of five o'clock p.m.

RECONVENED.

At five o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

INTRODUCTION AND FIRST READING OF BILLS — (OUT OF ORDER).

The following bills were introduced, and referred as indicated:

By Senator Scott: Senate Bill No. 800—An act to amend section 628½ of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 801—To amend section 628 of the Penal Code, relating to the protection and preservation of fish, and forbidding the shipment of dried shrimp out of the State, and to repeal section 628*g* of the Penal Code, relating to abalones.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 802—An act to provide for branding on the back of all crabs brought into the State of California, name of the place where they were caught, and providing a penalty for the violation thereof.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Osborne: Senate Bill No. 803—An act appropriating money for the construction of a dormitory at the San Jose State Normal School.

Bill read first time, and referred to Committee on Normal Schools.

By Senator Duncan: Senate Bill No. 804—An act to amend sections 1, 6, 7 and 16 of an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successsions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; to repeal an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection, and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and for suits to quiet title against claims of liens, arising hereunder; to repeal an act entitled 'An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection, and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and for suits to quiet title against claims of liens arising hereunder'; to repeal an act entitled 'An act to establish a tax on collateral inheritances, bequests and devises, to provide for the collection and to direct the disposition of its proceeds,' approved March 23, 1893, and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act, approved March 20, 1905, and all amendments thereto, and all acts and parts of acts in conflict with this act."

Bill read first time, and referred to Committee on Revenue and Taxation.

By Senator Inman: Senate Bill No. 805—An act to amend an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917.

Bill read first time, and referred to Committee on Roads and Highways.

By Senator Purkitt: Senate Bill No. 806—An act appropriating money for premiums at the Glenn County Fair or fairs held during the seventy-third and seventy-fourth fiscal years, in the Forty-second Agricultural District.

Bill read first time, and referred to Committee on Agriculture.

By Senator Jones: Senate Bill No. 207—An act to amend section 11 of an act entitled "An act to provide for and regulate primary elections, and providing a method for nominating candidates for political parties to be voted for at the general election of Tuesday next after the first Monday in November, and providing for the election of party members of the State, city and county committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 14, 1911, amending section 2, 3, 4, 5, 7, 10, 11, 12, 13, 20 and 24 of said Direct Primary Law, and also to repeal all other parts of acts inconsistent, with or in conflict with the provisions of this act," approved June 30, 1949, as amended.

Did read the first time, and referred to Committee on Elections.

By Senator Hill No. 208—An act to add a new section to the Penal Code, to be numbered 11a, relating to the limitations of death penalties.

Did read the first time and referred to Committee on Judiciary.

By Senator Hill No. 209—An act to amend section 4211 of the Political Code, relating to ambassadors to be provided by county counties.

Did read the first time and referred to Committee on County Government.

By Senator Rinaldi: Senate Bill No. 210—An act authorizing and providing for the investigation and report upon the matter of pension and annuities, and making an appropriation therefor.

Did read the first time and referred to Committee on Pensions and Taxation.

By Senator Hill: Senate Bill No. 211—An act to amend section 1 of an act entitled "An act relating to the management of community held property."

Did read the first time and referred to Committee on Judiciary.

By Senator Jones: Senate Bill No. 212—An act to amend an act entitled "An act to promote the comfort, health, safety and general welfare of the people of the State as affected by labor, creating the Department of Industrial Relations, and defining its powers and duties, and providing for the appointment of a Director of Industrial Relations and Chief of Division, and providing for the appointment of assistants, employees and other persons necessary to administer the provisions of this act, and providing for the payment of their salaries and expenses, and providing for the appointment of a Commission to assist the Director of Industrial Relations in the administration of this act, and providing for the payment of the expenses of said Commission, and providing for the appointment of a Board of Review, and providing for the payment of the expenses of said Board of Review, and providing for the appointment of a Board of Industrial Safety, and providing for the powers and duties of said Board of Industrial Safety, and providing for the appointment of an Industrial Accident Board, and providing for the powers and duties of said Industrial Accident Board, and providing for the appointment of referees, and providing for the powers and duties of referees, and providing for the appointment of physicians, and providing for the powers and duties of physicians, and providing for the appointment of an Industrial Accident Commission, and providing for the powers and duties of the Industrial Accident Commission, and providing for the payment of the salaries and expenses of the Industrial Accident Commission, and providing for the appointment of a Division of Industrial Hygiene and providing for the powers and duties of said Division of Industrial Hygiene, and providing for the appointment of a Division of Industrial Welfare, and providing for the powers and duties of said Division of Industrial Welfare, and providing for the appointment of a Division of Labor Statistics and Law Enforcement, and providing for the powers and duties of said Division of Labor Statistics and Law Enforcement, and providing for the appointment of a Division of Apprenticeship, and providing for the powers and duties of said Division of Apprenticeship, and providing for the appointment of a Division of Labor Law Improvement, and providing for the powers and duties of said Division of Labor Law Improvement, and providing for the appointment of a Division of Immigration and Housing, and providing for the powers and duties of said Division of Immigration and Housing, and providing for the appointment of a Division of Conciliation, and providing for the powers and duties of said Division of Conciliation, and providing for the appointment of a Division of Fair Employment Practices, and providing for the powers and duties of said Division of Fair Employment Practices

56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 75*a*, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86 and 87 of chapter 176, Statutes of 1913, and all other acts and parts of acts inconsistent herewith, except sections 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 88 and 90 of said chapter 176, Statutes of 1913," approved May 23, 1917, as amended.

Bill read first time, and referred to Committee on Judiciary.

Also (by request): Senate Bill No. 813—An act to amend section 11 of an act entitled "An act to regulate the practice of pharmacy in the State of California, and to provide a penalty for the violation thereof, and to appoint a board to be known as the State Board of Pharmacy," approved March 20, 1905, as amended.

Bill read first time, and referred to Committee on Public Health and Quarantine.

By Senator Sample: Senate Bill No. 814—An act to amend section 628*b*, of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

REPORT OF STANDING COMMITTEE— OUT OF ORDER.

The following report of standing committee was received and read:

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, JANUARY 22, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 9—Relative to the passage of the World War Adjusted Compensation Act—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote—Ayes, 5.

EDEN, Chairman.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION— OUT OF ORDER.

Senator Inman asked for and was granted unanimous consent to take up for consideration, at this time, Assembly Joint Resolution No. 9 without reference to file.

ASSEMBLY JOINT RESOLUTION No. 9.

Relative to the Passage of the World War Adjusted Compensation Act.

WHEREAS, The nation's debt to the veterans of the world war is unquestionably recognized by a grateful people, for valiant services rendered; and

WHEREAS, There is now pending before the Congress of the United States a bill known as the World War Adjusted Compensation Act (H. R. No. 14157); and

WHEREAS, It appears that the consensus of opinion of the veterans of the world war is overwhelmingly in favor of this bill in preference to any other solution of the problem of rendering to the veterans a part of their just due; and

WHEREAS, A failure to act promptly will in many instances be the equivalent of a denial of justice; therefore, be it

Resolved by the Assembly and the Senate, jointly, That the Legislature of the State of California memorialize the Congress of the United States for the passage of the said World War Adjusted Compensation Act at an early date; and be it further

Resolved, That the Senators and Representatives in Congress from the State of California be requested to use honorable means to secure the action desired in this matter for the purposes aforesaid; and be it further

Resolved, That a copy of these resolutions be forwarded to the President of the United States, to the presiding officers of both Houses of Congress, and to each of the Senators and Representatives in Congress from the State of California, including those to assume office on March 4, 1921.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 9 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Burnett, Carr, W. J., Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Shearer, and Slater—26.

NOES—None.

Assembly Joint Resolution No. 9 ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Joint Resolution No. 12 Relative to the appointment of a Congressional Committee to investigate the activities of the so-called lumber trust—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF SENATE JOINT RESOLUTION—(OUT OF ORDER).

Senator Lyon asked for and was granted unanimous consent to take up for consideration, at this time, Senate Joint Resolution No. 12, without reference to file.

SENATE JOINT RESOLUTION No. 12.

Relative to the appointment of a congressional committee to investigate the activities of the so-called lumber trust.

WHEREAS, It has been stated in the public press, particularly in the Los Angeles Examiner, that the profits exacted by the lumber trust in the United States is largely responsible for the high cost of building; and

WHEREAS, One of the greatest causes of popular unrest at this time is the lack of proper housing facilities in the larger cities of the United States; and

WHEREAS, It also appears that the Federal Trade Commission, in a report to Congress, has charged that a lumber trust exists and controls the price of lumber all over the United States; and

WHEREAS, Within the past few months the sovereign state of New York has brought out astounding facts relative to the building industry through the reports of an investigating committee appointed by its legislative body, showing combinations and agreements tending to keep the cost of building at a prohibitive figure; now, therefore, be it

Resolved by the Senate and Assembly of the State of California, jointly, That we memorialize the government of the United States, and particularly the Congress thereof, that a congressional committee be appointed with full power and authority to investigate to the ultimate such conditions as are in the premises of this resolution set forth, to the end that, if such a trust exists, swift and sure punishment be meted out to those responsible for its existence; and be it further

Resolved, That the Senators and Representatives in Congress from the State of California be requested to use their utmost endeavors to bring about the results above outlined; and be it further

Resolved, That the Secretary of the Senate be and she is hereby directed to forward a copy of these resolutions to the presiding officers of the respective Houses of Congress, and to each of California's Senators and Representatives therein, including those to assume office March 4, 1921.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 12 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Carr, W. J., Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Shearer, and Slater.—25.

NOES—None.

Senate Joint Resolution No. 12 ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bills were introduced, and referred as indicated:

By Senator Jones: Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended.

Bill read first time, and referred to Committee on Banking.

By Senator Rigdon: Senate Bill No. 816—An act to amend sections 1585, 1586, 1587, 1589, 1589*a*, 1590, 1591, 1591*a*, of the Political Code, and to repeal section 1589*b* of the Political Code, relating to union elementary school districts.

Bill read first time, and referred to Committee on Education.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was received and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 21, 1921

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Senate Concurrent Resolution No. 16 Relative to Joint Rules of Senate and Assembly.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk

Senate Concurrent Resolution No. 16 ordered to enrollment.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION—(OUT OF ORDER).

Senator Breed asked for and was granted unanimous consent to take up for consideration, at this time, Senate Concurrent Resolution No. 5.

Senate Concurrent Resolution No. 5—Relative to the adjournment of the Legislature for the constitutional recess and to the reassembling of the Legislature after said recess, and fixing the date for said adjournment and reassembling.

AMENDMENT FROM THE FLOOR.

During the reading of the resolution, the following amendment was offered and its adoption moved by Senator Breed:

AMENDMENT NUMBER ONE.

On page 1 of the printed resolution, line 8, strike out the words "twelve o'clock noon, on" and all of lines 9 and 10, and insert in lieu thereof the following: "six o'clock p.m. on Monday, January 24, 1921, and shall reassemble at the hour of twelve o'clock noon on Thursday, February 24, 1921."

Amendment adopted.

Senate Concurrent Resolution No. 5 ordered to print, and re-engrossment.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bills were introduced, and referred as indicated:

By Senator Inman: Senate Bill No. 817—An act to add a new section to the Code of Civil Procedure, to be numbered 1752, relating to guardians of minors.

Bill read first time, and referred to Committee on Judiciary.

By Senator Godsil: Senate Bill No. 818. An act to amend the Penal Code by adding a new section thereto, to be numbered 626r, relating to the hunting or shooting of game or game birds with automatic shotguns or pump guns.

Bill read first time and referred to Committee on Fish and Game.

ADJOURNMENT.

At five o'clock and thirty minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned until eleven o'clock a.m., Monday, January 24, 1921.

IN SENATE.

SENATE CHAMBER,
SACRAMENTO, Monday, January 24, 1921.

Pursuant to adjournment, the Senate met at eleven o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following answered to their names:

Senators: Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater and Yonkin. [illegible]

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Saturday, January 22, 1921, the further reading was dispensed with, on motion of Senator Rush.

COMMUNICATIONS.

The following communications were received, and ordered printed in the Journal:

By the President:

Having devised a method for preventing the theft of automobiles, trucks and all motor cars, and having the same copyrighted since March 15, 1920, and to be made effective will have to become a law. Therefore, I am placing the method before your honorable body for that purpose and your consideration in doing so that you may more readily see the merit of the method. I deem it proper I should outline some of the features:

First—Makes it very convenient for owners to register their cars.

Second—The fee for registering is very small as cars will have to be registered but once.

Third—The identification card is the means by which an owner and car can be identified in any state in the Union. The identification card is the means by which an officer or individual can find if the driver of a car is the owner, authorized agent, or a thief, should they be suspicioned.

With this method a law, I don't believe one thief in a thousand would steal a car, and if one did he would be caught. On the other hand an individual will not take the responsibility of ownership of a car without the proper identification, as responsibility for identification of the car rests with the individual having it in

his possession. I don't think there is a possibility of a thief duplicating the identification card as all cars will be registered by a number and will have the official seal of Registrar of Deeds, neither of which a thief could obtain. But to make the matter ironclad and render any attempt of duplicating the card useless, I pray your honorable body to include in the law, should you adopt this method, this clause:

"Require all owners to report the theft of their cars if stolen immediately to the Registrar of Deeds where their cars are registered."

Simply report by number. For example, say No. 14 is stolen. Owners can refer to their cards to find the number they are registered under. Then, should inquiry come from anywhere asking for the verification of that number, the answer would be this: If the car is reported stolen, the answer would be, "The car is stolen"; if not reported stolen the answer would be, "Identification O. K."

I also pray your honorable body to incorporate this clause in the law if adopted:

"Require all Registrars of Deeds to collect a ten cent royalty fee of each owner at the time of registering their cars, one half of the royalty to go to the State for the purpose of maintaining good roads. The other half of the royalty to go to myself for the first year's registration. After the first year nine cents to go to the State for the same purpose and one cent to myself."

With this method adopted and in operation a thief would not bring a stolen car into the State, as he could not properly identify himself or the car. Neither would they have a car in their possession. On the other hand, an individual will not accept ownership of a car without proper identification. Changing numbers on a car will be of disadvantage to a thief, as car would not then agree with identification card.

The penalty for crime will not prevent crime. To be effective, the law must provide the means by which the thief knows he will be caught if he steals a car. This I claim the identification card will furnish, as the driver of a car must have the card in his possession, especially when driving in a community in which he is not well known.

I am sending a copy of the method to all the different state Legislatures for their consideration.

Respectfully,

J. M. WHITNEY,
3204 I Street, Des Moines, Ia.

Also:

INTERNATIONAL ASSOCIATION OF MACHINISTS,
BURLINGAME, January 22, 1921.

At a special called meeting, the members of this lodge indorsed the following resolutions, on which they respectfully request that favorable action be taken by the Senate, as it is of vital interest to our welfare as railroad employees:

WHEREAS, The present press reports indicate a probable action by the State Legislature (proposed new tax measure) increasing the taxes from 5½ per cent to over 7 per cent on the gross earnings of the steam railroads and interurban lines of the State;

WHEREAS, The financial condition of these railroads can not further stand increased financial burdens;

WHEREAS, The welfare of the workers depends upon the healthy financial condition of the said railroads; therefore, be it

Resolved, That we ask the Governor, the Senate and the Assembly of this State not to place further taxes on the railroads, and further, that additional needed revenue for State purposes should come from other sources.

Respectfully,

JOHN L. DRAKE, President.
EDWIN W. DAVIS, Recording Secretary.

Also:

LOS ANGELES, January 19, 1921.

The Los Angeles Federation of the Woman's Christian Temperance Union, in regular meeting assembled, do petition your honorable body to add a penalty clause to the Harris bill now before the Legislature. Also to give the bill, with that addition, your favorable consideration.

DR. M. L. HUTCHINS, Secretary.

Also:

Be it resolved by the Council of the City of Berkeley as follows:

WHEREAS, The water resources of California, if properly applied to the development of hydro-electric power, the irrigation of agricultural land, and the use of municipalities, are California's greatest asset; and

WHEREAS, California and the United States Government, under the direction of the United States Geological Survey, at a cost of over one million dollars, has conducted a complete survey of the State; and

WHEREAS, Using these surveys as a basis for his conclusions, Colonel R. B. Marshall has outlined a plan for the irrigation of 12,000,000 acres in California, and asks that this plan be investigated, now, therefore, be it

Resolved, That the council of the city of Berkeley requests the California State Legislature to appropriate the necessary funds for the complete investigation of the feasibility of the Marshall plan, and to appoint a representative body of men to conduct this investigation;

Resolved, That a copy of this resolution be sent to the Governor, the President of the Senate, the Speaker of the Assembly, the Senators representing the Fifteenth and Sixteenth Senatorial Districts, and to the Assemblymen representing the Fortieth and Forty-first Assembly Districts.

Dated January 11, 1921.

Adopted by the council of the city of Berkeley by the following vote: Ayes—Councilmen Barlett, Harms, Heywood, Schmidt, and President Bartlett; noes—none; absent—none.

LOUIS BARTLETT,
Mayor and President of the Council.

ATTEST: E. M. HAWS, City Clerk and Clerk of the Council.

Also:

CHULA VISTA, January 9, 1921.

I have enclosed a copy of a ruling given to us rural letter carriers when we asked for United States exemption of annual tax on the machines we use to carry mail.

It seems that section 2 of the Motor Vehicle Act has been interpreted pretty fine; practically nullifies the exemption clause.

In behalf of the rural letter carriers who use automobiles in our State, I ask you to so amend the act that automobiles used primarily and for no other commercial purpose than to carry United States mail may be allowed the United States license plates. The symbol United States on our automobiles gives to us and to the mail all the protection that it represents.

We have 400 rural letter carriers in California, but not all can use automobiles in their work.

Sincerely yours,

C. E. AUSTIN,
Secretary California State Rural Letter Carriers' Association.

By Senator Rominger:

WHEREAS, The State taxes necessary to administer the State government are necessarily heavy, and enter into the cost of living, affecting every citizen of the State; therefore, be it

Resolved, That our members of Assembly and State Senate be urged to do everything possible to reduce the expense of State administration, eliminating all unnecessary employees, combining the different commissions so far as possible for the sake of economy without affecting their efficiency, and make such appropriations as are necessary for efficient administration for the State government, and the completion of those undertakings in State development that are under way and vitally necessary.

LYNN W. BALLARD,
Executive Secretary Long Beach Chamber of Commerce.

PRESS REPRESENTATIVE.

The President announced that he had approved the application of the following press representative, and had assigned him to a seat on the floor:

Better Health—Celestine J. Sullivan.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 5—Relative to the adjournment of the Legislature for the constitutional recess, and to the reassembling of the Legislature after said recess, and fixing the date for said adjournment and reassembling—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bills were introduced, and referred as indicated:

By Senator Burnett: Senate Bill No. 819—An act to amend section 1454 of the Code of Civil Procedure, relating to collecting money in banks.

Bill read first time, and referred to Committee on Judiciary.

By Senator Boggs: Senate Bill No. 820—An act to ratify and confirm ordinance No. 92, passed by the city council of the city of Stockton, and approved by the mayor of said city on the seventeenth day of March, A. D. 1879, and to ratify and confirm the conveyance made under and pursuant to the terms of said ordinance.

Bill read first time, and referred to Committee on Municipal Corporations.

By Senator Ingram: Senate Bill No. 821—An act making an appropriation for an economic report on the gold resources of California.

Bill read first time, and referred to Committee on Mines and Mining.

By Senator Slater: Senate Bill No. 822—An act to amend section 4239 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fourteenth class.

Bill read first time, and referred to Committee on County Government.

By Senator Rigdon: Senate Bill No. 823—An act to authorize and empower the Board of Directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State.

Bill read first time, and referred to Committee on Finance.

By Senator Chamberlin: Senate Bill No. 824—An act to amend section 157 of the Code of Civil Procedure, relating to qualification of superior judges.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 825—An act to amend section 156 of the Code of Civil Procedure, relating to qualification of justices of Supreme Courts and of the District Courts of Appeal.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 826—An act to amend section 636 of the Penal Code, relating to the protection of fish and game.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Carr, F. M.: Senate Bill No. 827—An act to amend section 1393 of the Political Code, relating to fees and rates of tuition of students of the University of California.

Bill read first time, and referred to Committee on Universities.

By Senator Yonkin: Senate Constitutional Amendment No. 25—Relative to the terms and conditions upon which franchises may be granted to public utilities.

Amendment referred to Committee on Constitutional Amendments.

By Senator Dennett: Senate Bill No. 828—An act appropriating money to pay the claim of L. J. Maddux.

Bill read first time, and referred to Committee on Finance.

RECESS.

At eleven o'clock and fifteen minutes a.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of twelve o'clock m.

RECONVENED.

At twelve o'clock m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(RESUMED).

The following bills were introduced, and referred as indicated:

By Senator Inman: Senate Concurrent Resolution No. 20—Relative to an investigation of the procedure and decisions of the Railroad Commission.

Resolution ordered to print, without reference to committee, on motion of Senator Inman.

RUSH ORDER TO PRINTER.

On motion of Senator Inman, the Secretary was directed to issue a rush order for the printing of Senate Concurrent Resolution No. 20.

By Senator Inman: Senate Bill No. 829—An act requiring land owners to file and record certain statements the better to enforce the provisions of the Anti-Alien Land Law.

Bill read first time, and referred to Committee on Judiciary.

By Senator Harris: Senate Bill No. 830—An act to add a new section to the Code of Civil Procedure to be numbered 1528, relating to the sale of certain classes of property of decedents.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 831—An act amending section 427 of the Code of Civil Procedure, relating to pleadings in civil actions.

Bill read first time, and referred to Committee on Judiciary.

By Senator Carr, W. J.: Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

Bill read first time, and referred to Committee on Elections.

Also: Senate Bill No. 833—An act to amend sections 2, 3, 4, 6, 8, 9 and 10 of an act entitled "An act to provide for the indication by the registered qualified electors of their choice for nomination by their

respective political parties for President of the United States through the election of the delegates of said political parties to their respective national conventions, and to repeal an act approved December 24, 1911, known as the Presidential Primary Act, and also to repeal all other acts or parts inconsistent with or in conflict with the provisions of this act," approved April 28, 1915, as amended by an act approved January 11, 1916; and to repeal sections 11, 12 and 13 of said act.

Bill read first time, and referred to Committee on Elections.

Also: Senate Bill No. 834—An act to amend an act entitled "An act providing for the publication of an index of the laws of California and making an appropriation therefor," approved May 24, 1919.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

Bill read first time, and referred to Committee on Elections.

Also (by request): Senate Bill No. 836—An act amending section 3 of an act entitled "An act amending an act to be known as 'The Juvenile Court Law,' and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read first time, and referred to Committee on Judiciary.

By Senator Gates: Senate Bill No. 837—An act to amend sections 1763 and 1801 of the Code of Civil Procedure, relating to the appointment of guardians of insane and incompetent persons.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 838—An act to amend section 1765 of the Code of Civil Procedure, relating to the powers and duties of guardians of insane and incompetent persons.

Bill read first time, and referred to Committee on Judiciary.

By Senator Godsil: Senate Bill No. 839—An act authorizing the State Board of Prison Directors to establish a toy factory at the Folsom State Prison, and making an appropriation therefor.

Bill read first time, and referred to Committee on Prisons and Reformatories.

By Senator Scott: Senate Bill No. 840—An act to amend section 628, section 635½ and section 636 of the Penal Code, all relating to the protection and preservation of fish.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 841—An act to create a reservation for fish, shellfish, shrimp, and crabs, within the sloughs, rivers, streams and creeks tributary to the bay of San Francisco and the bay of San Pablo, and to prohibit the taking of the same from such reservation by means of weirs, dams, nets, traps, or seines.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 842—An act to amend section 628 of the Penal Code, relating to protection of shellfish.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 843—An act to amend section 628 of the Penal Code, relating to fish and game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 844—An act to amend section 628 of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 845—An act to amend section 628 of the Penal Code, relating to the protection of fish and shellfish.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 846—An act to amend section 628 of the Penal Code, relating to the protection of fish.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 847—An act to amend section 628 of the Penal Code, relating to the conservation of fish and game.

Bill read first time, and referred to Committee on Fish and Game.

Also: Senate Bill No. 848—An act to amend section 628 of the Penal Code, relating to the protection of fish and shellfish.

Bill read first time, and referred to Committee on Fish and Game.

By Senator Sample: Senate Bill No. 849—An act amending sections 2605 and 2607 of the Political Code, relating to the powers and duties of the Board of State Harbor Commissioners for the bay of San Diego.

Bill read first time, and referred to Committee on Commerce and Navigation.

By Senator Inman: Senate Bill No. 850—An act providing for the erection, equipment, and maintenance of a cement plant, for the purpose of manufacturing cement, and making an appropriation for carrying out the provision.

Bill read first time, and referred to Committee on Finance.

RECESS.

At twelve o'clock and fifteen minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

CONSIDERATION OF DAILY FILE—THIRD READING OF SENATE BILLS.

SENATE CONCURRENT RESOLUTION No. 5

Relative to the adjournment of the Legislature for the constitutional recess, and to the reassembling of the Legislature after said recess, and fixing the date for said adjournment and reassembling.

WHEREAS, Section 2 of article IV of the constitution of the State of California requires that, after the Legislature has been in session for a period not exceeding thirty days, a recess must be taken by both Houses for a period of not less than thirty days; therefore, be it

Resolved by the Senate, the Assembly concurring, That the forty-fourth session of the Legislature of the State of California shall adjourn for said recess at six o'clock p.m. on Monday, January 24, 1921, and shall reassemble at the hour of twelve o'clock noon on Thursday, February 24, 1921

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 5 adopted by the following vote:

AYES—Senators Boggs, Breed, Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, Lavas, McDonald, Osborne, Rigdon, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Senate Concurrent Resolution No. 5 ordered transmitted to the Assembly.

RESOLUTIONS—OUT OF ORDER.

The following resolutions were offered:

By Senator Breed:

Resolved, That the following named persons be stricken from the list of Senate officers and attaches, and their names be stricken from the pay roll of the Senate:

Warren, G. Melvin, Assistant Secretary	at	$9	00 per day
Miller, James A., Minute Clerk	at	9	00 per day
Bryant, Emily J., Assistant Secretary	at	7	00 per day
Killam, Ruth, Assistant Secretary	at	7	00 per day
Beban, Alice, Assistant Minute Clerk	at	7	00 per day
Mullen, E. J., Assistant Minute Clerk	at	7	00 per day
McNamara, R. L., Assistant at Desk	at	5	00 per day
Smith Stanford G., Assistant at Desk	at	5	00 per day
Bowser, Wellington, Journal Clerk	at	7	00 per day
Fuller, Zoe B., Assistant Journal Clerk	at	5	00 per day
Van Pelt, W. W., Engrossing and Enrolling Clerk	at	7	00 per day
Phillips, Edna, Assistant Engrossing and Enrolling Clerk	at	5	00 per day
MacDonald, J. J., History Clerk	at	7	00 per day
Thompson, Sadie S., Assistant History Clerk	at	5	00 per day
Garrison, Carrie A., File Clerk	at	7	00 per day
Finney Mary L., Postmistress	at	4	00 per day
Chaffee, Maud S., Postmistress	at	4	00 per day

Herman, E., Press Mailing Clerk	at	$4 00	per day
Carter, Mrs. J., Press Mailing Clerk	at	4 00	per day
McMahon, Anna E., Press Mailing Clerk	at	4 00	per day
Mortensen, Katie A., Clerk of Judiciary	at	6 00	per day
Meese, Edwin Jr., Clerk of Finance	at	6 00	per day
Ball, Evelyn, Stenographer	at	5 00	per day
Babes, Aileen, Stenographer	at	5 00	per day
Brown, Hazel M., Stenographer	at	5 00	per day
Christiansen Helen G., Stenographer	at	5 00	per day
Doebler, Emma, Stenographer	at	5 00	per day
Deward, Thelma, Stenographer	at	5 00	per day
Feliz, Nellie, Stenographer	at	5 00	per day
Fulton, Estella, Stenographer	at	5 00	per day
Gafney, Frank L., Stenographer	at	5 00	per day
Halloway, Agnes, Stenographer	at	5 00	per day
Hansen, Alma, Stenographer	at	5 00	per day
Heard, Lottie, Stenographer	at	5 00	per day
Kenny, J. J., Stenographer	at	5 00	per day
Melarkey, Kathryn B., Stenographer	at	5 00	per day
Mitchell, Mrs. Esta, Stenographer	at	5 00	per day
Pausen, Claire, Stenographer	at	5 00	per day
Purnell, Agnes W., Stenographer	at	5 00	per day
Pomeroy, Virginia, Stenographer	at	5 00	per day
Ray, V. C., Stenographer	at	5 00	per day
Rush, Benj., Jr., Stenographer	at	5 00	per day
Robertson, Glodyne, Stenographer	at	5 00	per day
Shields, Hazel, Stenographer	at	5 00	per day
Tuite, Helen, Stenographer	at	5 00	per day
Begley, J. J., Assistant Sergeant-at-Arms	at	5 00	per day
Budd, T. J., Assistant Sergeant-at-Arms	at	5 00	per day
Byrne, Stephen, Assistant Sergeant-at-Arms	at	5 00	per day
Caro, Harry, Assistant Sergeant-at-Arms	at	5 00	per day
Christenson, W. T., Assistant Sergeant-at-Arms	at	5 00	per day
Dugan, P., Assistant Sergeant-at-Arms	at	5 00	per day
Hanna, E. F., Assistant Sergeant-at-Arms	at	5 00	per day
Holden, Louis E., Assistant Sergeant-at-Arms	at	5 00	per day
Ferguson, William, Assistant Sergeant-at-Arms	at	5 00	per day
McGinnis, James, Assistant Sergeant-at-Arms	at	5 00	per day
Murdock, Fred, Assistant Sergeant-at-Arms	at	5 00	per day
Mangerina, Vincent, Assistant Sergeant-at-Arms	at	5 00	per day
Lill, Henry, Assistant Sergeant-at-Arms	at	5 00	per day
Wilson, Charles W., Assistant Sergeant-at-Arms	at	5 00	per day
Young, John T., Assistant Sergeant-at-Arms	at	5 00	per day
Philpot, R. S., Gate Keeper	at	3 00	per day
Greer, Ralph B., Mail Carrier	at	3 00	per day
Crowley, Ruth, Page	at	2 50	per day
Hart, Archie H., Page	at	2 50	per day
Rigdon, E. S., Page	at	2 50	per day
Zerick, Robert, Page	at	2 50	per day
Furlong, Lawrence, Committee Clerk	at	4 00	per day
Mullhall, James, Committee Clerk	at	4 00	per day
Marty, Mrs. L., Committee Clerk	at	4 00	per day
Stark Hazel, Committee Clerk	at	4 00	per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Anderson, Boggs, Breed, Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Rigdon, Rominger, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Also:

Resolved, That the Secretary of the Senate be and she is hereby authorized and directed to employ during the period of the constitutional recess, at a compensation not exceeding the per diem fixed by law or by resolution by the Senate for similar service,

and at an expenditure not exceeding eight hundred dollars, such assistants and additional help as may be necessary to carry out the business and directions of the Senate, and for that purpose she is hereby given complete authority over all employees necessary in such work, and the Controller is hereby directed to draw his warrant in favor of the Secretary of the Senate for the said sum of eight hundred dollars, payable out of the unexpended portion of the five hundred dollars per day allowed by law for the payment of officers and employees of the Senate, and the State Treasurer is hereby directed to pay the same.

The Secretary of the Senate is further directed to furnish the Controller with the vouchers and receipts for all expenditures made by her during the said constitutional recess.

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution,

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Anderson, Boggs, Breed, Burnett, Chandler, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gedsil, Harris, Harr, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Rigdon, Reminger, Rush, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

By Senator Flaherty:

WHEREAS, There recently arrived in the United States the Honorable Lord Mayor of Cork, Ireland, Donald O'Callaghan; and

WHEREAS, We are informed his only mission here was to plead aid for the people of his city; and

WHEREAS, We are informed that he is treated as an alien and directions have been given for his deportation; therefore, be it

Resolved, That the Senate of the State of California protests against such action by the Secretary of State and Secretary of Labor of the United States; be it further

Resolved, That the Secretary of the Senate be and she is hereby directed to forward a copy of this resolution immediately to the Secretary of State and Secretary of Labor at Washington.

Resolution read, and referred to Committee on Federal Relations, with instructions that it be reported back this afternoon.

COMMUNICATION—(OUT OF ORDER).

Report of the Historical Survey Commission, regarding the Battle of San Pasqual, was received and ordered filed in the archives of the California State Library.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were received and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day refused passage to Senate Bill No. 146—An act to amend sections 3664*a*, 3664*b*, 3664*c* and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the State.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Chief Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed, as a case of urgency, Senate Bill No. 96—An act to amend sections 1953 and 1956 of the Political Code, relating to the National Guard of the State of California.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bill No. 96 ordered to enrollment.

INTRODUCTION AND FIRST READING OF BILLS—(OUT OF ORDER).

The following bills were introduced, and referred as indicated:

By Senator Crowley: Senate Bill No. 851—An act providing for the selection of an area within which the State Normal School at San Francisco shall be located; authorizing the board of trustees thereof to acquire by purchase, gift, condemnation or otherwise such tracts of land within said selected area as may be necessary for the uses of said school; authorizing the construction or reconstruction of suitable and necessary buildings and improvements thereon, and the purchase of necessary and appropriate furniture and equipment therefor; making appropriations therefor, and repealing all acts or parts of acts inconsistent herewith.

Bill read first time, and referred to Committee on Normal Schools.

By Senator Rominger: Senate Bill No. 852—An act to amend section 1559 of the Code of Civil Procedure, relating to estates of deceased persons.

Bill read first time, and referred to Committee on Judiciary.

By Senator Breed: Senate Bill No. 853—An act to provide for the issuance and sale of State bonds to create a fund for the erection and equipment of buildings for the various State institutions; to create a sinking fund for the payment of said bonds; to define the duties of State officers in relation thereto; to make an appropriation for the expense of printing said bonds, and to provide for the submission of this act to a vote of the people.

Bill read first time, and referred to Committee on Finance.

By Senator Irwin: Senate Bill No. 854—An act to amend section 170 of the Code of Civil Procedure, relating to disqualification of judges.

Bill read first time, and referred to Committee on Judiciary.

By Senator King: Senate Bill No. 855—An act to amend sections 3664*a*, 3664*b*, 3664*c* and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the state.

Bill read first time, and referred to Committee on Revenue and Taxation.

Also: Senate Bill No. 856—An act to add a new section to the Political Code, to be numbered 3664*e*, providing for the collection of data and the determination of valuations by the State Board of Equalization for purposes of taxation, and providing an appropriation therefor.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Senators King and Carr, W. J.: Senate Bill No. 857—An act directing the State Board of Equalization to gather and report to the Legislature certain data relative to property values in this State; requiring persons or corporations taxed under section 14 of article

XIII of the constitution to submit certain data on values to the State Board of Equalization, and defining the use to which such data may be placed.

Bill read first time, and referred to Committee on Revenue and Taxation.

By Senator Dennett: Senate Bill No. 858—An act to amend an act entitled "An act declaring all buildings and places nuisances, wherein or upon which any spirituous, vinous, malt or other alcoholic liquor is unlawfully sold, served or given away, or which are used for the purpose of unlawfully selling, serving or giving away such liquors, and providing for the abatement of such nuisances," approved April 28, 1915, by amending section 5 thereof and as amended to add to said act a section to be numbered and designated 7*a*.

Bill read first time, and referred to Committee on Public Morals.

Also: Senate Bill No. 859—An act to provide for the consolidation of districts organized or existing under the California Irrigation District Act.

Bill read first time, and referred to Committee on Irrigation.

By Senator Yonkin: Senate Bill No. 860—An act to add a new section to the Political Code, to be numbered 3202, relating to copyrights.

Bill read first time, and referred to Committee on Judiciary.

By Senator Allen: Senate Joint Resolution No. 15—Relating to profiteering.

Resolution referred to Committee on Federal Relations.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 20 Relating to an investigation of the procedure and decisions of the Railroad Commission and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION OUT OF ORDER.

Senator Inman asked for and was granted unanimous consent to take up for consideration at this time Senate Concurrent Resolution No. 20 without reference to the file.

SENATE CONCURRENT RESOLUTION No. 20

Relating to an investigation of the procedure and decisions of the Railroad Commission.

WHEREAS, It is reported that a large number of consumers of products and services dispensed by public service corporations are dissatisfied with the decisions and procedure of the Railroad Commission of the State of California and are demanding relief; and

WHEREAS, Whether or not this dissatisfaction is well founded or is brought about by misinformation or ignorance of the legal points involved, it is for the best interest of both the people as a whole and of the commission itself that these consumers be

given an opportunity to present their complaints and of expressing their views thereon to the end that the said commission may be restored to that confidence in the minds of the people that it once enjoyed, or if said complaints be found to be based upon facts that a remedy be found through legislative action, therefore be it

Resolved by the Senate, the Assembly concurring. That the Speaker of the Assembly shall appoint three members and the President of the Senate shall appoint two members, who shall not be a committee of the Legislature to investigate the matters herein referred to and of affording the public an opportunity of presenting their complaints and their suggestions as to remedies, and be it further

Resolved. That the committee shall hold hearings during the constitutional recess to obtain data in regard to said matters and to submit their report thereon to the Committees on Public Utilities of both Houses on the first legislative day following the constitutional recess, and be it further

Resolved. That the committee shall have power to employ such assistants as it may deem necessary and that the expenses incurred in such investigation, not to exceed the sum of one thousand four hundred dollars, shall be paid equally by the Assembly and Senate out of their respective contingent funds.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 20 adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Guisti, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Osborne, Rominger, Rush, Shearer, Slater, and Yonkin—26.

NOES—None.

Senate Concurrent Resolution No. 20 ordered transmitted to the Assembly.

COMMUNICATION—(OUT OF ORDER).

The following communication was received, and on motion of Senator Inman ordered printed in the Journal:

A bill for the apportionment of Representatives in Congress amongst the several states under the fourteenth census.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled. That after the third day of March, 1923, the House of Representatives shall be composed of 483 members, to be apportioned among the several states as follows:

Alabama, eleven; Arizona, one; Arkansas, eight; California, sixteen; Colorado, four; Connecticut, six; Delaware, one; Florida, four; Georgia, thirteen; Idaho, two; Illinois, thirty; Indiana, thirteen; Iowa, eleven; Kansas, eight; Kentucky, eleven; Louisiana, eight; Maine, four; Maryland, seven; Massachusetts, eighteen; Michigan, seventeen; Minnesota, eleven; Mississippi, eight; Missouri, sixteen; Montana, one; Nebraska, six; Nevada, one; New Hampshire, two; New Jersey, fourteen; New Mexico, two; New York, forty-seven; North Carolina, twelve; North Dakota, three; Ohio, twenty-six; Oklahoma, nine; Oregon, four; Pennsylvania, forty; Rhode Island, three; South Carolina, eight; South Dakota, three; Tennessee, eleven; Texas, twenty-one; Utah, two; Vermont, two; Virginia, eleven; Washington, six; West Virginia, seven; Wisconsin, twelve; Wyoming, one.

Sec. 2. That in each state entitled under this apportionment to more than one Representative, the Representatives to the sixty-eighth and each subsequent Congress shall be elected by districts composed of a contiguous and compact territory, and containing as nearly as practicable an equal number of inhabitants. The said districts shall be equal to the number of Representatives to which such state may be entitled in Congress, no district electing more than one Representative.

Sec. 3. That in case of an increase in the number of Representatives in any state under this apportionment such additional Representative or Representatives shall be elected by the state at large and the other Representatives by the districts now prescribed by law until such state shall be redistricted in the manner provided by the laws thereof and in accordance with the rules enumerated in section 2 of this act; and if there be no change in the number of Representatives from a state, the Representatives thereof shall be elected from the districts now prescribed by law until such state shall be redistricted as herein prescribed.

Sec. 4. That candidates for Representative or Representatives to be elected at large in any state shall be nominated in the same manner as candidates for governor, unless otherwise provided by the laws of such state.

RECESS.

At three o'clock and fifteen minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of four o'clock and thirty minutes p.m.

RECONVENED.

At four o'clock and thirty minutes p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Assembly Concurrent Resolution No. 11—Approving certain amendments to the charter of the county of Tehama, State of California.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Assembly Concurrent Resolution No. 11 ordered on file without reference to committee.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION—(OUT OF ORDER).

Assembly Concurrent Resolution No. 11—Approving certain amendments to the charter of the county of Tehama, State of California.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 11 adopted by the following vote:

AYES—Senators Allen, Breed, Burnett, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, King, McDonald, Osborne, Rigdon, Rush, Sharkey, Shearer, Slater, and Yonkin—24.

NOES—None.

Assembly Concurrent Resolution No. 11 ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day refused adoption to Senate Concurrent Resolution No. 11—Relating to directing the Civil Service Commission to issue instruction to certain employees of the State to refrain attempting to influence certain proposed legislation.

JEROME B. KAVANAUGH, Chief Clerk,
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Senate Concurrent Resolution No. 20—Relating to an investigation of the procedure and decisions of the Railroad Commission.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Concurrent Resolution No. 20 ordered to enrollment.

CONSIDERATION OF DAILY FILE—THIRD READING OF SENATE BILLS.

WITHDRAWAL OF BILL ON FILE.

Senator Sharkey asked for and was granted unanimous consent to withdraw Senate Joint Resolution No. 5 from the file and that it be re-referred to Committee on Federal Relations.

Resolution ordered withdrawn from file and so re-referred.

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes.

On motion of Senator Sample, Senate Bill No. 49 was passed on file.

Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron-Bethany Irrigation District.

On motion of Senator Sharkey, Senate Bill No. 72 was passed on file.

Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District.

On motion of Senator Dennett, Senate Bill No. 73 was passed on file.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read:

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred resolution relative to deportation of the Lord Mayor of Cork, has had the same under consideration, and respectfully reports back a substitute, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—5.

EDEN, Chairman.

COMMITTEE SUBSTITUTE FOR RESOLUTION BY SENATOR FLAHERTY RELATIVE TO DEPORTATION OF LORD MAYOR OF CORK.

WHEREAS, There recently arrived in the United States, the Honorable Lord Mayor of Cork, Ireland, Donaid O'Callaghan; and

WHEREAS, We are informed his only mission here was to plead aid for the people of his city;

WHEREAS, We are informed that he is treated as enemy alien and directions have been given for his deportation; therefore, be it

Resolved, That if this information be correct, the Senate of the State of California protests against such action by the Secretary of State and Secretary of Labor of the United States; be it further

Resolved, That the Secretary of the Senate be and she is hereby directed to forward a copy of this resolution immediately to the Secretary of State and Secretary of Labor at Washington.

Substitute for resolution read, and on motion of Senator Flaherty adopted.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1921.

MR PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the following:

Assembly Joint Resolution No. 16—Relative to imposing temporary duties upon certain agricultural products to meet present emergencies;
Also: Assembly Joint Resolution No. 18—Relative to the protection of the dairy industry.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Assembly Joint Resolutions Nos. 16 and 18 referred to Committee on Federal Relations.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read:

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 18—Relative to the protection of the dairy industry;
Also: Assembly Joint Resolution No. 16—Relative to imposing temporary duties upon certain agricultural products to meet present emergencies,
has had the same under consideration, and respectfully reports the same back, and recommends that they be adopted.
Committee membership—5; committee vote—Ayes—4, absent—1.

EDEN, Chairman.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTIONS—(OUT OF ORDER).

Senator Eden asked for and was granted unanimous consent to take up for consideration at this time Assembly Joint Resolutions Nos. 18 and 16.

ASSEMBLY JOINT RESOLUTION No. 18.

Relative to the protection of the dairy industry.

WHEREAS, The dairy industry of California is one of the most important industries of the country and producing annually many millions of dollars; and
WHEREAS, Butter is being imported in enormous quantities into our local markets; and
WHEREAS, The dairy industry of California now faces a grave menace which can not be avoided unless such protection is granted as will afford an adequate safeguard to the investments of American dairymen; now, therefore, be it
Resolved by the Assembly and Senate, jointly, That the Legislature of the State of California hereby memorializes Congress to adopt such measures as will afford adequate and proper protection to the dairy industry of this country; and be it further
Resolved, That our Senators and Representatives in Congress be and they are hereby urged and requested to use all honorable means to secure the adoption of such a tariff; and be it further
Resolved, That duly authenticated copies of these resolutions be transmitted to each of our Senators and Representatives in Congress, to each of the members of the Ways and Means Committee of the House of Representatives and to the members of the United States Tariff Commission now meeting at Washington.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 18 adopted by the following vote:

AYES—Senators Allen, Breed, Burnett, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, King, McDonald, Osborne, Sharkey, Shearer, Slater, and Yonkin—21.
NOES—None.

Assembly Joint Resolution No. 18 ordered transmitted to the Assembly.

ASSEMBLY JOINT RESOLUTION No. 16.

Relative to imposing temporary duties upon certain agricultural products to meet present emergencies.

WHEREAS, Agriculture is the basic industry of our country; and

WHEREAS, The American farmers have just harvested one of the largest crops in the history of the nation; and

WHEREAS, Large volumes of foreign products are now being imported from foreign countries due to unprecedented world-wide economic conditions; and

WHEREAS, Many lines of this great agricultural industry are now seriously menaced by this situation; now, therefore, be it

Resolved by the Senate and Assembly, jointly, That the Legislature of the State of California hereby memorializes Congress to enact the emergency tariff measure (H. R. 15275) now before that body, imposing temporary duties upon certain agricultural products; and be it further

Resolved, That our Senators and Representatives in Congress be and are hereby urged and requested to use all honorable means to secure the adoption of this measure; and be it further

Resolved, That duly authenticated copies of these resolutions be transmitted to each of our Representatives and Senators in Congress, and to each of the members of the Ways and Means Committee of the United States Senate.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 16 adopted by the following vote:

AYES—Senators Allen, Breed, Burnett, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Osborne, Sample, Sharkey, Shearer, Slater, and Yonkin—24.

NOES—None.

Assembly Joint Resolution No. 16 ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Senate Concurrent Resolution No. 5—Relative to the adjournment of the Legislature for the constitutional recess, and to the reassembling of the Legislature after said recess, and fixing the date for said adjournment and reassembling.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Senate Concurrent Resolution No. 5 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed, as a case of urgency, Senate Bill No. 129—An act to repeal an act entitled "An act granting rights of way for lines, roads, structures, levees, canals and excavations to the United States, over the public lands of this State," approved March 21, 1907.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Senate Bill No. 129 ordered to enrollment.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bills were introduced, and referred as indicated:

By Senators Carr, W. J., and Harris: Senate Bill No. 861—An act to repeal an act entitled "An act creating and establishing a commission for investigating and gathering data and information concerning the subjects of forestry, water, the use of water, water power, electricity, electrical and other power, mines and mining, mineral and other lands, dredging, reclamation and irrigation and for revising, systematizing and reforming the laws of this State upon, concerning, regarding or appertaining to these said subjects; providing for the appointment of said commission to be known as the 'Conservation Commission of the State of California'; prescribing the powers and duties of said commission and its members and providing for the expenses of said commission and appropriating money therefor," approved April 8, 1911.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 862—An act to repeal an act entitled "An act creating a State Commission on Voting or Balloting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting or ballot machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the result at such elections; and providing for the punishment of all violations of the provisions of this act," approved March 20, 1903, as amended.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 863—An act to repeal an act entitled "An act to provide for the obtainment, preservation, and distribution of various matter," approved March 27, 1852.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 864—An act to repeal an act entitled "An act to promote the better education of practitioners of nursing the sick in the State of California; to provide for the issuance of certificates of registration as a registered nurse to qualified applicants by the Board of Regents of the University of California, and to provide penalties for violation hereof," approved March 20, 1905.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 865—An act to repeal an act entitled "An act to be known as 'the California Irrigation Act' providing for cooperation between the State of California and the United States, and independent proceedings, in the storage and diversion of water, the distribution thereof for irrigation and other beneficial uses and purposes, the generation and manufacture of electric power; creating an

Irrigation Board, and providing for the formation of irrigation districts and conservation districts, and the conversion of irrigation districts, reclamation districts, drainage districts and other political subdivisions of the State organized for the purpose of promoting irrigation, reclamation and drainage, into irrigation districts under this act; and empowering said Irrigation Board to make and approve contracts and agreements, to construct reservoirs and other works, divert, distribute and sell water and lease and sell water rights, and generate, lease and sell electric power, to apportion to the constituent units of conservation districts the water and electric power to be produced and generated by conservation district works, to levy assessments, and issue bonds of irrigation districts and conservation districts; providing for the management, control and supervision of such irrigation districts and conservation districts and of the works constructed pursuant to this act; directing the State Department of Engineering relative to such works; and generally providing a policy relating to the storage, diversion and use of water and the manufacture or generation of electric power, and adopting a plan for providing revenues therefor; and repealing the California Irrigation Act approved June 5, 1915, and chapter 646 of the Statutes of 1917, approved May 28, 1917, amendatory thereof," approved May 16, 1919.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 866—An act to amend section 2 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under state authority, and, in that behalf, to create a State Civil Service Commission; to prescribe its powers and duties; to make the wilful violations of the provisions of this act a misdemeanor; to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 867—An act to repeal an act entitled "An act to enlarge the powers of the State Board of Forestry and to provide for the expenses of said board," approved March 7, 1887.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 868—An act to repeal an act entitled "An act to promote the horticultural interests of the State by providing county boards of horticulture, and repealing the act entitled 'An act to protect and promote the horticultural interests of the State,' approved March 14, 1881, and certain acts amendatory thereof, approved March 19, 1889, and March 31, 1891," approved March 31, 1897.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 869—An act to repeal an act entitled "An act to establish the California State Reformatory; to provide for purchase of land therefor, and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor," approved April 24, 1911.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 870—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II, embracing sections 348 to 349*a*, both inclusive, relating to public officers and employees.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 871—An act to repeal an act entitled "An act to provide for the removal of the mineral cabinet from the State Library," approved March 9, 1887.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 872—An act to repeal sections 2993 and 2994 of the Political Code, relating to vaccine agents.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 873—An act to repeal an act entitled "An act regulating and limiting the appropriation of water and the use of water for generating electricity or electrical or other power; fixing the terms and conditions and providing the manner and procedure upon which water or the use of water for generating electricity or electrical or other power may be appropriated and providing for the renewal of licenses granted hereunder; providing for the issuing of licenses for water or the use of water for generating electricity or electrical or other power and limiting rights under such licenses; prohibiting the appropriation of water or the use of water for generating electricity or electrical or other power for a longer period than forty years; limiting the right to water or the use of water appropriated for generating electricity or electrical or other power to the specific purposes for which it is appropriated; declaring certain water to be unappropriated; providing for the granting of licenses to divert and store surplus and flood waters for generating electricity, or electrical or other power and declaring what is surplus water; reserving to the State the right to regulate and fix the rates of compensation for which electricity or electrical or other power generated by water or the use of water appropriated may be sold, rented or distributed; reserving to the State the right to impose charges for water or the use of water appropriated for electricity or electrical or other power and fixing fees and charges; preventing the combination or formation of any unlawful trust by appropriators of water or the use of water for generating electricity or

electrical or other power and providing a penalty therefor; creating and establishing a State Water Commission; providing the powers and duties of said Water Commission and fixing their compensation; compelling persons, firms, associations and corporations supplying electricity or electrical or other power generated by the use of appropriated water to keep their plants and systems in repair and requiring an annual report from them to said Water Commission; providing for the appointment and compensation of employees and assistants to said Water Commission; limiting the expenses of said Water Commission and providing for the payment thereof; making an appropriation to carry out the provisions of this act; fixing the place of business of said Water Commission; declaring the diversion of water or use of water for generating electricity, or electrical or other power, otherwise than provided in this act, to be a misdemeanor and providing a penalty therefor, and also providing penalties for other violations of this act; repealing an act entitled 'An act regulating and limiting the appropriation of water for generating electricity or electrical or other power; fixing the terms and conditions and providing the manner and procedure upon which water for generating electricity or electrical or other power may be appropriated and providing for the renewal of licenses granted hereunder; providing for the issuing of licenses for the use of water for generating electricity or electrical or other power and limiting rights under such licenses; prohibiting the appropriation of water or the use of water for generating electricity or electrical or other power for a longer period than twenty-five years; limiting the right to the use of water appropriated for generating electricity or electrical or other power to the specific purposes for which it is appropriated; declaring certain water to be unappropriated; providing for the granting of licenses to divert and store surplus and flood waters for generating electricity, or electrical or other power and declaring what is surplus water; reserving to the State the right to regulate and fix the rates of compensation for which electricity or electrical or other power generated by water appropriated may be sold, rented or distributed, reserving to the State the right to impose charges for the use of water appropriated for electricity or electrical or other power and fixing fees and charges; preventing the combination or formation of any unlawful trust by appropriators of water or the use of water for generating electricity or electrical or other power and providing a penalty therefor; creating and establishing a State Board of Control; providing the powers and duties of said Board of Control and fixing their compensation; compelling persons, firms, associations and corporations supplying electricity or electrical or other power generated by the use of appropriated water to keep their plants and systems in repair and requiring an annual report from them to said Board of Control, providing for the appointment and compensation of employees and assistants to said Board of Control; limiting the expenses of said Board of Control and providing for the payment thereof; fixing the place of business of said Board of Control; declaring the diversion or use of water for generating electricity, or electrical or other power, otherwise than provided in this act, to be a misdemeanor and providing

a penalty therefor, and also providing penalties for other violations of this act; repealing all acts and parts of acts in conflict with this act," approved April 8, 1911, and all acts and parts of acts in conflict with this act," approved January 2, 1912.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 874—An act to repeal an act entitled "An act to provide for analyzing the minerals, mineral waters, and other liquids, and the medicinal plants of the State of California, and of foods and drugs, to prevent the adulteration of the same," approved March 9, 1885.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 875—An act to repeal an act entitled "An act to insure the better education of practitioners of dental surgery, and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof, and to repeal an act now in force relating to the same and known as 'An act to insure the better education of practitioners of dental surgery, and to regulate the practice of dentistry in the State of California, approved March 12, 1885,'" approved March 23, 1901.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 876—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIa, embracing sections 360 to 360*f*, both inclusive, relating to a Department of Finance.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senator Carr, W. J.: Senate Bill No. 877—An act to repeal an act entitled "An act to create a Bureau of Highways and prescribe its duties and powers, and to make an appropriation for its expenses," approved March 27, 1895.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senators Carr, W. J., and Harris: Senate Bill No. 878—An act to amend section 1488 of the Political Code, relating to normal schools.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 879—An act to repeal an act entitled "An act to create the office of attorney for the State Bureau of Labor Statistics," approved June 4, 1913.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 880—An act to repeal an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; to prevent the sale of goods, wares, and merchandise by false weight or measure; authorizing counties, incorporated cities, incorporated towns and incorporated cities and counties of the State of California to appoint sealers of weights and measures and to define the powers and duties of such sealers; to provide penalties for violation of the provisions of this act relating to the foregoing and for the admission in evidence of copies of the State's standards for weights and measures furnished under the provisions of this act," approved March 18, 1911.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 881—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIg, embracing sections 365 to 365c, both inclusive, relating to a Department of Professional Standards.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 882—An act to repeal an act entitled "An act authorizing the Governor to appoint a commission to investigate and advise the Legislature concerning the adoption of a system of social insurance, and to make a report to the forty-third session of the Legislature, and making an appropriation therefor," approved May 14, 1917.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 883—An act to repeal an act entitled "An act authorizing and providing for an investigation and report upon the matter of revenue and taxation, and making an appropriation therefor," approved May 10, 1915, as amended.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 884—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIe, embracing sections 364 to 364e, both inclusive, relating to a Department of Labor.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 885—An act to repeal an act entitled "An act to establish a State Lunacy Commission; to provide a uniform government and management of the State hospitals for the insane; and to provide for the care, custody, and apprehension of persons believed to

be insane; and the commitment of insane persons; and providing for the transfer of unexpended appropriations of moneys and properties," approved March 31, 1897.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 886—An act to repeal an act entitled "An act to provide a State Hospital and Asylum for Miners," approved March 14, 1881.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 887—An act to repeal section 344 of the Political Code, relating to definition of "fish commissioner."

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 888—An act to repeal an act entitled "An act to provide for a State Board of Arbitration for the settlement of differences between employers and employees; to define the duties of said board, and to appropriate the sum of twenty-five thousand dollars therefor," approved March 10, 1891.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 889—An act to repeal article XV of chapter III of title I of part III of the Political Code, relating to inspectors of gas meters.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 890—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIc, embracing sections 362 to 362e, both inclusive, relating to a Department of Education.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 891—An act to abolish the committee to investigate the date of the discovery of gold appointed under the provisions of Assembly Concurrent Resolution No. 15, filed with the Secretary of State April 19, 1917.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 892—An act to repeal an act entitled "An act for the regulation of the practice of medicine and surgery in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation," which became a law without the Governor's approval February 27, 1901.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senator Carr, W. J.: Senate Bill No. 893—An act authorizing the Governor of California to appoint a representative of the State of California to serve upon a Joint Commission composed of representatives of the states of Arizona, California, Colorado, Nevada, New Mexico, Utah and Wyoming, and constituted for the purpose of negotiating and entering into an agreement between the several states hereinabove mentioned and between said states and the United States Reclamation Service as representative of the United States of America, subject to the consent of Congress, respecting further use and disposition of the waters of the Colorado River and streams tributary thereto, and fixing and determining the rights of each of said states and rights of the United States in and to the use, benefit and disposition of the waters of said stream and its tributaries.

Bill read first time, and referred to Committee on Federal Relations.

By Senators Carr, W. J., and Harris: Senate Bill No. 894—An act to repeal an act entitled "An act providing for the examination, certification and registration of plumbers; prescribing powers and duties of the State Board of Health in reference thereto, and penalties for a violation of the provisions hereof," approved April 6, 1917.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*b*, embracing sections 361 to 361*e*, both inclusive, relating to a Department of Agriculture.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 896—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*d*, embracing sections 363 to 363*g*, both inclusive, relating to a Department of Public Works.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senators Carr, W. J., and Harris: Senate Bill No. 897—An act to repeal chapter I of title VII of part III of the Political Code, relating to immigration.

Bill read first time, and referred to Committee on Governmental Efficiency.

Also: Senate Bill No. 898—An act to repeal an act entitled "An act to regulate the practice of pharmacy and sale of poisons in the State of California," approved March 15, 1901.

Bill read first time, and referred to Committee on Governmental Efficiency.

By Senator Inman: Senate Bill No. 899—An act to authorize the sale and conveyance by the State Board of Control of any land required by the State for right of way for any river improvement work or flood

control and determined by the Reclamation Board to be in excess of what is required for that purpose, and to credit the proceeds of such sale to such fund as the Reclamation Board may direct.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also: Senate Bill No. 900—An act to authorize the State Board of Control to purchase and invest in warrants of the Sacramento and San Joaquin Drainage District.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also: Senate Bill No. 901—An act to amend sections 12, 14, and 21 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river; directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission, and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, as further amended by an act approved May 27, 1919, said new amendment relating to the disposition of lands and property no longer needed for flood control works, to the collections of assessments, to the conducting of delinquent sales, and to maintenance and operation of flood control works and structures by the State Department of Engineering.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Also: Senate Bill No. 902—An act to amend section 1 of the act entitled "An act in relation to pimping; to define and prohibit the same, and providing for punishment thereof; and for the competency of certain evidence at the trial therefor," approved February 8, 1911.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 903—An act to amend section 245 of the Penal Code, relating to assault with a deadly weapon.

Bill read first time, and referred to Committee on Judiciary.

By Senator Burnett: Senate Bill No. 904—An act to amend section 594 of the Political Code, relating to the classification of insurance, and the reserves required in certain classes.

Bill read first time, and referred to Committee on Insurance.

Also: Senate Bill No. 905—An act transferring lands belonging to the State of California north of the center line of Tonquin street and

between the Presidio of San Francisco and Fort Mason Reservation to the State Board of Harbor Commissioners.

Bill read first time, and referred to Committee on Commerce and Navigation.

Also: Senate Bill No. 906—An act amending sections 8, 26, 27 and 30 of an act entitled the "Vehicle Act," approved May 10, 1915, as amended.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Senate Bill No. 907—An act to create a fund for the purpose of inspecting and checking the movement of motor vehicles in and out of this State.

Bill read first time, and referred to Committee on Roads and Highways.

Also: Senate Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 1 of article IV, relating to initiative and referendum.

Amendment referred to Committee on Constitutional Amendments.

By Senator Duncan: Senate Constitutional Amendment No. 27—A resolution to propose to the people of the State of California an amendment to section 12¾ of article XIII of the constitution by adding thereto a provision to exempt from all forms of taxation any residence structure to the amount of two thousand dollars when actually occupied by the owner.

By Senator Inman: Senate Bill No. 908—An act to amend section 286 of the Penal Code, relating to the crime against nature.

Bill read first time, and referred to Committee on Judiciary.

Also: Senate Bill No. 909—An act to amend section 285 of the Penal Code, relating to incest.

Bill read first time, and referred to Committee on Judiciary.

By Senator Burnett: Senate Bill No. 910—An act to amend section 1203 of the Penal Code, relating to suspension of sentence and granting probation.

Bill read first time, and referred to Committee on Judiciary.

RECESS.

At five o'clock p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of five o'clock and thirty minutes p.m.

RECONVENED.

At five o'clock and thirty minutes p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

INTRODUCTION AND FIRST READING OF BILLS—(OUT OF ORDER).

The following bills were introduced, and referred as indicated:

By Senators Carr, W. J., and Jones: Senate Bill No. 911—An act to accept the benefits of an act of Congress, approved February 25, 1920, entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium on the public domain," and to make provision for the distribution and expenditure of moneys that may be received from the United States thereunder.

Bill read first time, and referred to Committee on Education.

By Senator Allen: Senate Bill No. 912—An act providing for the study and teaching of honesty, kindness, justice, moral courage and humane education in the public schools of this State; providing for length and manner of study and duty of teachers; providing against animal experimentation in the public schools, providing for course of study in normal and training schools in connection therewith; providing for duties of Superintendent of Public Instruction and teacher in each public school; and repealing all acts or parts of acts in conflict herewith.

Bill read first time, and referred to Committee on Education.

By Senator Rigdon: Senate Bill No. 913—An act to authorize and empower the Board of Directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State.

Bill read first time, and referred to Committee on Finance.

Also: Senate Bill No. 914—An act providing for free text books at California Polytechnic School.

Bill read first time, and referred to Committee on Education.

By Senator Osborne: Senate Bill No. 915—An act relating to certain funds in the custody or control of the boards of managers of State hospitals, and providing for the allotment and apportionment thereof.

Bill read first time, and referred to Committee on Hospitals and Asylums.

By Senator Purkitt: Senate Bill No. 916—An act confirming and validating the organization of school districts.

Bill read first time, and referred to Committee on Education.

By Senator Scott: Senate Bill No. 917—An act to add a new section to the Penal Code, to be numbered 654*b*, regarding the advertisement of the sale of second hand or defective merchandise.

Bill read first time, and referred to Committee on Judiciary.

By Senator Purkitt: Senate Bill No. 918—An act to validate bonds of school districts and high school districts and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 919—An act to validate bonds of Maxwell Union High School District.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 920—An act to validate bonds of Fairview Elementary School District.

Bill read first time, and referred to Committee on Education.

Also: Senate Bill No. 921—An act revising and amending chapter 25 of the laws of 1911 (extra session), chapter 170 of the laws of 1913, and chapter 686 of the laws of 1915, all relating to the report of the California Debris Commission, the Reclamation Board of the State of California, the organization, powers and duties of said Reclamation Board, and the Sacramento and San Joaquin Drainage District, and repealing all acts and parts of acts inconsistent with the provisions of this act.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

By Senator Ingram: Senate Bill No. 922—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith.

Bill read first time, and referred to Committee on Mines and Mining.

By Senator Chamberlin: Senate Bill No. 923—An act to amend section 1033 of the Code of Civil Procedure, relating to the filing of memorandum of costs and affidavit.

Bill read first time, and referred to Committee on Judiciary.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 241—An act approving, confirming and declaring valid the creation, formation and organization of Reclamation District No. 1004, and all acts and proceedings of said district and of the trustees and officers thereof, and of the board of supervisors of the county of Colusa, State of California, in relation thereto, including all proceedings relating to the inclusion of additional lands within said district and to the issuance of bonds of said district, and all acts and proceedings of the assessment commissioners thereof, and defining and declaring the exterior boundaries of said district;

Also: Senate Bill No. 132—An act legalizing the formation and organization of Reclamation District No. 2050;

Also: Senate Joint Resolution No. 9—Relative to the construction by the United States Reclamation Service or other public agency in Long Valley, Lassen County, California, of a unit of the Truckee-Carson project under construction by the United States Reclamation Service in Nevada;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this twenty-fourth day of January, 1921, at five o'clock p.m.

OSBORNE, Chairman.

RECESS.

At five o'clock and forty-five minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of five o'clock and fifty-five minutes p.m.

RECONVENED.

At five o'clock and fifty-five minutes p.m., the Senate reconvened. Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, January 24, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 96: An act to amend sections 1953 and 1956 of the Political Code, relating to the National Guard of the State of California;

Also: Senate Concurrent Resolution No. 20: Relating to an investigation of the procedure and decisions of the Railroad Commission;

Also: Senate Concurrent Resolution No. 5: Relative to the adjournment of the Legislature for the constitutional recess, and to the reassembling of the Legislature after said recess, and fixing the date for said adjournment and reassembling;

Also: Senate Bill No. 129: An act to repeal an act entitled "An act granting rights of way for lines, roads, structures, levees, canals and appurtenances to the United States, over the public lands of this State," approved March 21, 1907;

Also: Senate Concurrent Resolution No. 6: Relative to amendment to the charter of the city of Salinas voted and ratified by the electors of said city at the regular election held on the second day of November, 1920;

Also: Senate Concurrent Resolution No. 16: Relative to Joint Rules of Senate and Assembly;

And reports that the same have been correctly enrolled and presented the same to the Governor on this twenty-fourth day of January, 1921, at five o'clock and thirty minutes p.m.

OSBORNE, Chairman.

APPROVAL OF JOURNALS.

On motion of Senator Breed, the Senate Journals of Monday, January 3; Tuesday, January 4; Wednesday, January 5; Thursday, January 6; Friday, January 7; Monday, January 10; Tuesday, January 11; Wednesday, January 12; Thursday, January 13; Friday, January 14; Monday, January 17; Tuesday, January 18; Wednesday, January 19; Thursday, January 20; Friday, January 21, and Saturday, January 22, 1921, were approved as corrected.

RESOLUTION.

By Senator Gates:

Resolved, That a committee of three be appointed by the President of the Senate to notify the Governor that the Senate is ready to adjourn for the constitutional recess, and to ask if he has any further communications to transmit to the Senate.

Resolution read, and on motion of Senator Gates adopted.

APPOINTMENT BY THE PRESIDENT.

In accordance with the above resolution, Senators Gates, Boggs and Flaherty were named as the committee to inform the Governor that the Senate was ready to adjourn for the constitutional recess.

RESOLUTION.

By Senator Crowley:

Resolved, That a committee of three be appointed to notify the Assembly that the Senate is ready to adjourn for the constitutional recess, and to ask if the Assembly has any further communications to transmit to the Senate.

Resolution read, and on motion of Senator Crowley adopted.

APPOINTMENT BY THE PRESIDENT.

In accordance with the above resolution, Senators Crowley, Allen and Purkitt were named by the President as the committee to notify the Assembly that the Senate was ready to adjourn for the constitutional recess.

APPOINTMENT OF SPECIAL COMMITTEES.

Pursuant to the provisions of Senate Concurrent Resolution No. 20, a committee consisting of Senators Inman and Eden was appointed by the President.

Also:

Pursuant to the provisions of Assembly Concurrent Resolution No. 1, a committee consisting of Senators Johnson, Gates and Otis was appointed by the President.

REPORT OF COMMITTEE.

Senator Gates, as chairman of the committee appointed to wait upon the Governor and inform him of the Senate's readiness to adjourn for the constitutional recess, reported that His Excellency had informed the committee that he had no further communication to transmit to the Senate.

REPORT OF COMMITTEE.

Senator Crowley, as chairman of the committee appointed to notify the Assembly that the Senate was ready to adjourn for the constitutional recess, reported that they had notified the Assembly according to their instructions, and that the Assembly would shortly convey a message to the Senate through their committee.

MESSAGE FROM ASSEMBLY.

At five o'clock and fifty-nine minutes p.m., a committee from the Assembly (Miss Esto B. Broughton, chairman) appeared at the bar of the Senate and announced that the Assembly had no further communication to transmit to the Senate, and also made preparation for adjournment for the constitutional recess.

MESSAGE TO THE ASSEMBLY.

Upon receipt of the foregoing message from the Assembly, the President announced that the Senate had no further communication to transmit to the Assembly, and requested the committee from the Assembly to convey to the Assembly the information that the Senate was now prepared for adjournment for the constitutional recess.

MINUTES APPROVED.

The minutes of the day, Monday, January 24, 1921, were read, and on motion of Senator Breed approved.

ADJOURNMENT.

Whereupon, at six o'clock p.m., in accordance with the provisions of Senate Concurrent Resolution No. 5, Lieutenant Governor C. C. Young, President of the Senate, declared the Senate adjourned for the constitutional recess, to reconvene at twelve o'clock noon on Thursday, February 24, 1921.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Thursday, February 24, 1921.

Pursuant to the provisions of Senate Concurrent Resolution No. 5, the Senate reconvened at the hour of twelve o'clock noon.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—35.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

LEAVES OF ABSENCE.

Senator Carr, F. M., was, on motion of Senator Sharkey, granted leave of absence for this day.

Senator Chamberlin was, on motion of Senator Gates, granted leave of absence for this day.

Senator Rominger was, on motion of Senator Gates, granted leave of absence for this day.

Senator Anderson was, on motion of Senator Harris, granted leave of absence for this day.

Senator Dennett was, on motion of Senator Harris, granted leave of absence for this day.

RESOLUTIONS.

The following resolutions were offered:

By Senator Breed:

Resolved, That the President of the Senate appoint a special committee of three to notify the Governor that the Senate has reconvened after the constitutional recess, in accordance with Senate Concurrent Resolution No. 5, and is now ready to receive any communication he may have to make.

Resolution read, and on motion of Senator Breed adopted.

APPOINTMENT OF COMMITTEE.

Pursuant to the provisions of the above resolution, the President announced the appointment of Senators Breed, Crowley and Johnson as a committee to notify the Governor that the Senate had reconvened

By Senator Flaherty:

Resolved, That the Secretary of the Senate is hereby directed to notify the Assembly that the Senate has reconvened after the constitutional recess, in accordance with

Senate Concurrent Resolution No. 5, and is ready to proceed with the business of the State.

Resolution read, and on motion of Senator Flaherty adopted.

By Senator Breed:

Resolved, That the following named person be and he is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite his name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount and the Treasurer is hereby directed to pay the same:

James A. Miller, Minute Clerk.....$9 00 per day.

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

APPOINTMENT BY THE SECRETARY.

SENATE CHAMBER, SACRAMENTO, February 24, 1921.

MR. PRESIDENT: I beg leave to report that I have this day appointed G. Melvin Warren Assistant Secretary and Clerk of the Committee on Revision and Printing, at a per diem of $9.00, and respectfully ask the consent of the Senate thereto.

GRACE S. STOERMER, Secretary of Senate.

Senator Breed moved that the appointment be confirmed by the Senate.

The question being on the confirmation of the appointment.

The roll was called, and the appointment confirmed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

REPORT OF SPECIAL COMMITTEE.

Senators Breed, Crowley and Johnson, the special committee appointed to notify the Governor that the Senate had reconvened and was ready to receive any communication he might desire to make, reported that His Excellency had advised the committee that he was pleased to note that the Senate had reconvened, and that he had no communication to present to the Senate at this time.

NOTIFICATION TO THE ASSEMBLY OF RECONVENING OF THE SENATE.

The following message was transmitted to the Assembly:

SENATE CHAMBER, SACRAMENTO, February 24, 1921.

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted the following resolution:

Resolved, That the Secretary of the Senate be directed to notify the Assembly that the Senate has reconvened, pursuant to Senate Concurrent Resolution No. 5,

adopted on January 24, 1921, and is ready to proceed with the business of the State, with all officers heretofore elected on January 3, 1921, present, to wit:

President	Hon. C. C. Young
President pro tempore	A. H. Breed
Secretary	Grace S. Stoermer
Sergeant-at-Arms	Thomas A. Brown
Chaplain	Bryant Wilson
Minute Clerk	James A. Miller

GRACE S. STOERMER, Secretary of Senate.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered out of the regular order, by Senator Inman:

WHEREAS, The Legislature, in pursuance of its constitutional duty, is now engaged in the task of equalizing the burden of taxes as between property taxed locally for local purposes and property taxed against the public service corporations and banks for state purposes; and

WHEREAS, Under the advice of the Attorney General of the State, whatever rates may be fixed as a result of the present equalization process must be fixed prior to the first Monday in March, in order to be effective for the ensuing fiscal year; and

WHEREAS, The charge has been made by representatives of the public service corporations and banks that the present budget, as submitted to the Legislature by the State Board of Control and the State Controller, is unduly large, and that it should be investigated prior to the completion of such equalization process; and

WHEREAS, In the opinion of the Senate the two matters are entirely distinct, and furthermore, to conduct any such investigation into the budget and at the same time perform the constitutional duty of equalizing taxes within the time necessary to effect such is impossible; and

WHEREAS, Every member of the Legislature is pledged to a policy of rigid economy in State affairs, and it is the desire of this body to obtain every possible criticism of the budget or suggestion for effecting economy, and to do this at the very earliest possible date consistent with the constitutional duties imposed upon the Legislature; now, therefore, be it

Resolved, That immediately upon the completion of the process of equalization, so far as the Senate is concerned, this body from day to day resolve itself into a Committee of the Whole for the consideration of the budget, item by item, and that the representatives of said public service corporations and banks who have made said charges be required to appear before the Senate and submit any figures in their possession, showing what item or items can be eliminated without impairing the efficiency of the state government;

Resolved, further, That a committee of five be appointed by the President of the Senate to arrange and submit to the Senate a program and schedule of such meetings, to the end that all persons interested in the various items of the budget be given notice and an opportunity to appear before the Senate and be heard for or against such items.

INMAN.
IRWIN.
FLAHERTY.
SHARKEY.
OTIS.

Resolution read.

COMMUNICATION—(OUT OF ORDER).

The following communication was received and read:

STATE OF CALIFORNIA, OFFICE OF ATTORNEY GENERAL.

SAN FRANCISCO, February 23, 1921.

Hon. A. H. Breed, Oakland Bank of Savings Building, Oakland, California.

MY DEAR SENATOR: I have before me your letter of February 18, 1921, in which you submit for the opinion of this office the question, is it

> "legally necessary to pass the tax bill before the first Monday in March, also is there any date prior to which the bill must be passed to be legally effective this year, and also, what is that date?"

I note also you state:

> "I have understood that some contend it is legally necessary to pass it before the first Monday in March, while others contend it is not."

You refer to the so-called "King Bill" now pending before the Legislature, which is designed to change the rates of taxation upon the properties assessed pursuant to the provisions of section 14 of article XIII of the State constitution.

That section in its original form prescribed the rates of taxation upon the properties to which the section applied, and expressly declared that the rates therein prescribed were to continue in force "until changed by the Legislature."

As a matter of history the rates so established continued to be the rates applied until 1913, in which year the Legislature exercised the authority conferred upon it by the constitution and established different rates upon some of the properties taxed pursuant to the provisions of that section of the constitution. The same authority was exercised by the Legislature in 1915 and in 1917, and no question is raised as to the right of the Legislature to establish new or different rates at its present session.

The rates of taxation established in section 14 of article XIII of the constitution continued in force until the enactment of the Legislature at its session of 1913 became effective, and the rates then adopted by the Legislature continued to be the rates until the Legislature, in the exercise of the power conferred upon it, changed the same from time to time as it did in 1915 and in 1917, and the rates fixed by it in the latter year, and which are now in force, will continue to be the rates until the Legislature again changes them.

The pending measure proposes a change in all of the rates now established by the existing law.

Section 14 of article XIII of the constitution makes the taxes prescribed by the existing law a lien upon the property assessed, which lien attaches on the first Monday of March of the year of the assessment. The language by which this is accomplished is as follows:

> "The taxes herein provided for shall become a lien on the first Monday in March of each year."

The properties assessed through this method comprise operative property of certain utilities, certain property of insurance companies, bank stock and corporate franchises. The rate of taxation upon the properties of the utilities is applied by a percentage of their gross receipts for the calendar year preceding the first Monday in March. Likewise this rate of taxation upon properties of insurance companies is computed upon a percentage of the gross premiums, less certain specified deductions, collected during the calendar year preceding the first Monday in March, while the taxes to be paid by banks is a rate of taxation upon the value of their shares of capital stock upon the first Monday of March, such value being ascertained and computed in the manner and method prescribed by the constitution.

Pursuant to statute, it is the duty of the State Board of Equalization to make the requisite computations to ascertain the amount of taxes due from the properties assessed under this method, and for which the lien attaches, on the first Monday in March. Obviously this labor can not be performed on the first Monday of March. Section 3668 of the Political Code provides:

> "The State Board of Equalization must meet at the State Capitol on the first Monday of March in each year * * *. Between the first Monday in March and the third Monday before the first Monday in July the board must assess and levy the taxes as and in the manner provided for in section 14, article XIII of the constitution of this State, and sections of this code enacted to carry the same into effect."

The taxes so levied and assessed become due and payable on the first day of July.

There would seem little room for question but that the rates of taxation in force pursuant to existing law on the first Monday of March are the rates to be used by the Board of Equalization in computing the taxes for which the lien attaches on that day. The obligation of the taxpayer to the State is the amount secured by this lien, computed at the rates then in force, in the manner provided by the constitutional provision, and it would seem plain that the payment of that amount, when payable, would discharge the taxpayer's obligation, regardless of any change that might be made in the law subsequent to the first Monday in March.

It is my conclusion that in the assessment of properties under section 14 of article XIII of the constitution, the rates in force on the first Monday in March would be the rates applicable for the assessment in 1921, and that any change in rates made by the present Legislature through an enactment taking effect subsequent to the first Monday in March, 1921, will be first applicable for the assessment to be made in 1922.

Very truly yours,

U. S. WEBB.

MOTION.

Senator McDonald moved that printed or typewritten copies of Senator Inman's resolution relative to the resolving of the Senate into

a Committee of the Whole for the consideration of the budget, item by item, be furnished and placed on the desk of each Senator.

Motion withdrawn by unanimous consent.

MOTION.

Senator Breed moved that the fourth paragraph of the resolution this day offered by Senator Inman be stricken out, and that the word "required," appearing in the sixth paragraph, be changed to "requested."

Motion withdrawn by unanimous consent.

MOTION.

Senator Irwin moved to strike out the preamble of Senator Inman's resolution.

Motion seconded by Senator Duncan.

MOTION TO SUBSTITUTE.

Senator Crowley moved, as a substitute for Senator Inman's resolution, and the proposed amendment thereto, that the entire matter be made a special order for four o'clock and thirty minutes p. m., this day, and that copies of Senator Inman's resolution be placed on the desk of each Senator.

Motion lost.

MOTION.

Senator Breed moved to strike out the fourth paragraph of Senator Inman's resolution.

Motion withdrawn by unanimous consent.

CONSIDERATION OF SENATOR IRWIN'S MOTION.

The question being on Senator Irwin's motion to strike out the preamble of Senator Inman's resolution.

Motion lost.

MOTION.

Senator Breed moved that the fourth paragraph of Senator Inman's resolution be stricken out.

Motion seconded by Senator Gates.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Duncan, Shearer and Sample.

The roll was called, on the motion to strike out paragraph four, and the motion to strike out paragraph four lost by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Duncan, Gates, Godsil, Hart, Lyon, McDonald, Purkitt, Sample, Shearer, and Yonkin—13.

NOES—Senators Allen, Boggs, Canepa, Carr, W. J., Crowley, Eden, Flaherty, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—22.

ADOPTION OF ORIGINAL RESOLUTION.

Senator Inman moved the adoption of his resolution.

The question being on the adoption of Senator Inman's resolution.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Inman, Carr, W. J., and Slater on the resolution offered by Senator Inman.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Boggs, Burnett, Canepa, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—Senators Arbuckle, Breed, Hart, Lyon, McDonald, and Sample—6.

APPOINTMENT OF SPECIAL COMMITTEE.

Pursuant to provisions of the resolution offered by Senator Inman, the President appointed the following committee: Senators Carr, W. J., Gates, Jones, King, Slater.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

On motion of Senator Breed, the following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, February 24, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Resolved, That the Chief Clerk of the Assembly be directed to notify the Senate that the Assembly has reconvened, pursuant to Senate Concurrent Resolution No. 5, adopted on January 24, 1921, and is ready to proceed with the business of the State, with all officers heretofore elected present, to wit:

Speaker	Hon. Henry W. Wright
Speaker pro tempore	Hon. Albert A. Rosenshine
Chief Clerk	Jerome B. Kavanaugh
Minute Clerk	Arthur A. Ohnimus
Chaplain	Rev. W. E. Harrison
Sergeant-at-Arms	W. J. Leflar

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Chief Clerk.

REQUEST FOR INTRODUCTION OF BILL.

Senator Irwin requested permission to introduce a Senate bill entitled: An act making an appropriation to meet the deficiency in the appropriation for the mileage of State Senators for the seventy-first and seventy-second fiscal years.

Request referred to Committee on Rules.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes.

On motion of Senator Sample, Senate Bill No. 49 was passed on file.

Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron-Bethany Irrigation District.

On motion of Senator Sharkey, Senate Bill No. 72 was passed on file.

Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District.

In the absence of the author, Senate Bill No. 73 was passed on file.

ADJOURNMENT.

At two o'clock and forty-five minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Friday, February 25, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Caminetti, Carr, E. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—36.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, February 24, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Boggs, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. John D. Finney of Stockton.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Hoke Smith, of Santa Rosa, assessor of Sonoma County; Herbert Snyder, Edson C. Merritt, and S. S. Knight, of Santa Rosa.

On request of Senator Lyon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. C. L. Logan, of Los Angeles.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. A. B. Rosenfield of Long Beach.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. H. Hurley, Hon. George Chaney, Mrs. M. W. Joost, and Hon. Frank Nickerson, all of Martinez.

LEAVES OF ABSENCE.

Senator Anderson was, on motion of Senator Gates, granted leave of absence for this day.

Senator Dennett was, on motion of Senator Harris, granted leave of absence for this day.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, February 25, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Irwin to introduce a bill entitled—An act making an appropriation to meet the deficiency in the appropriation for the mileage of State Senators for the seventy-first and seventy-second fiscal years—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—35.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senator Irwin: Senate Bill No. 924—An act making an appropriation to meet the deficiency in the appropriation for the mileage of State Senators for the seventy-first and seventy-second fiscal years.

Bill read first time, and referred to Committee on Finance.

REPORT OF SPECIAL COMMITTEE—(OUT OF ORDER).

The following report of special committee on tentative partial schedule of hearings on budget before Senate as Committee of the Whole was received and read:

Tuesday, March 1, 1921, at 2 p.m.: University appropriations.

Wednesday, March 2, 1921, at 2 p.m.: Department of Agriculture appropriations. Fixed charges (other than educational, Sutter Basin and State buildings) this to include orphan aid.

Thursday, March 3, 1921, at 2 p.m.: Balance of fixed charges, other than educational. This will include appropriations for San Francisco and Sacramento State buildings and Sutter Basin assessment.

CARR, W. J., Chairman.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Scott:

SENATE CHAMBER, SACRAMENTO, February 25, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act transferring the properties of the San Francisco State Normal School to the Regents of the University of California, providing for the establishment of a State Teachers' and Junior College in lieu thereof and in lieu of the Affiliated Colleges of Medicine, Pharmacy and Dentistry, relating to the courses of instruction to be given therein; making an appropriation therefor, and repealing all acts inconsistent herewith.

Request referred to Committee on Rules.

PETITIONS—(OUT OF ORDER).

The following petition was presented out of the regular order, read, and ordered printed in the Journal:

By Senator Duncan:

Resolved, That we believe the time has come when California should follow the example of the government of the United States with regard to its territories, and of several states of the Union, and forbid the future acquisition of any lands by aliens; therefore, be it

Resolved, By the Farm Center of Wyandotte, that the Legislature be requested to pass Senate Bill No. 14;

Resolved, That a copy of this resolution be forwarded to Senator Duncan, with the request that he present the same to the Senate, and to Assemblywoman Hughes, with the request that she present the same to the Assembly.

I hereby certify that the foregoing resolutions were unanimously adopted at a regular meeting of the Wyandotte Farm Center held on the seventh day of February, 1921.

OSCAR THATCHER, Secretary.

The following petitions were presented, and ordered printed in the Journal:

By Senator Rigdon:

At a meeting of the San Benito County Sportsmen's Club, held on the night of February 21, 1921, the following resolutions were offered and unanimously adopted:

WHEREAS, There have been introduced into the Legislature of California certain bills having for their object the consolidation of the State Fish and Game Commission with other commissions; and

WHEREAS, The State Fish and Game Commission as at present constituted is self supporting and without expense to the State; and

WHEREAS, The propagation and preservation of our fish and game by adding to the food supply is of vast importance to the people of California; and

WHEREAS, In our opinion there is grave danger that the efficiency of the commission will be greatly impaired by any proposed consolidation; therefore, be it

Resolved, That the Sportsmen's Club of San Benito County hereby strongly protests against any consolidation with any other commission; and be it further

Resolved, That a copy of these resolutions be forwarded to Hon. M. B. Johnson, Hon. E. S. Rigdon, and Hon. Dan McCloskey, and that they be requested to act in accordance with the import of this resolution.

THOS. FLINT, President.
G. W. GRIFFIN, Secretary.

Also:

MONTEREY, CALIFORNIA, January 19, 1921.

Unless misinformed, we, the undersigned, respectfully ask you to vote and use your endeavors to defeat Assembly Bill No. 3, as we consider it is only adding one more unnecessary law to the statute books of the State, and will work a hardship upon the legitimate dealers of firearms, etc.

If all dealers in the State live up to and try to conform to the present laws the same as we do, we see no reason of enacting any more laws. This law may work in such a way that it will drive the business to such firms as Sears-Roebuck, Marshall Field, and many others of the kind located outside of the State but doing business in California.

Hoping you will take our point of view and kill Assembly Bill No. 3, if possible, we are,

Yours truly,

PEIRCE & FOWLER,
HAYES & RICHESIN,
J. V. MCKELVEY,
NOGGLE ELECTRIC WORKS,
STUART A. WORK,
ROY M. WRIGHT,
THOS. COPE,
Hardware Dealers.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 49 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—35.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron-Bethany Irrigation District.

On motion of Senator Sharkey, Senate Bill No. 72 was passed on file.

Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District.

In the absence of the author, Senate Bill No. 73 was passed on file.

RECESS.

At eleven o'clock and thirty minutes a.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of one o'clock p.m.

RECONVENED.

At one o'clock p.m., the Senate reconvened.

Hon. A. H. Breed, President pro tempore of the Senate, in the chair.

Grace S. Stoermer, Secretary of the Senate, at the desk.

SENATOR SCOTT IN THE CHAIR.

At one o'clock and five minutes p.m., Senator Wm. S. Scott, of the Twentieth district, in the chair.

APPOINTMENTS BY THE PRESIDENT.

SACRAMENTO, CALIFORNIA, February 25, 1921.

To the Senate of the State of California.

I beg leave to inform you that I have appointed Ruth Crowley as Page, at a per diem of $2.50; E. S. Rigdon, Jr., as Page, at a per diem of $2.50, Robert Zarrick as Page, at a per diem of $2.50, and Archie H. Hart as Page, at a per diem of $2.50, and respectfully request the consent of the Senate thereto.

C. C. YOUNG, President of the Senate.

Senator Breed moved that the Senate confirm the appointments by the President of the Senate.

The question being on the confirmation of the appointments,

The roll was called, and the appointments confirmed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Lyon, Nelson, Osborne, Otis, Purkitt, Sample, Scott, Slater, and Yonkin—24.

NOES—None.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered out of the regular order:

By Senator Breed:

Resolved, That the following named persons be and they are hereby appointed to the respective positions hereinafter set forth as provided by law, with the compensation set opposite their names, payable weekly, and the Controller is hereby directed to draw his warrants for the said respective amounts, and the Treasurer is directed to pay the same:

Bryant, Emily J., Assistant Secretary	at	$7	00 per day
Killam, Ruth, Assistant Secretary	at	7	00 per day
Beban, Alice, Assistant Minute Clerk	at	7	00 per day
Smith, Stanford G., Assistant Minute Clerk	at	7	00 per day
Mullin, E. J., Assistant at Desk	at	5	00 per day
McNamara, R. L., Assistant at Desk	at	5	00 per day
Bowser, Wellington, Journal Clerk	at	7	00 per day
Fuller, Zoe B., Assistant Journal Clerk	at	5	00 per day
Van Pelt, W. W., Engrossing and Enrolling Clerk	at	7	00 per day
Phillips, Edna, Assistant Engrossing and Enrolling Clerk	at	5	00 per day
MacDonald, J. J., History Clerk	at	7	00 per day
Thompson, Sadie S., Assistant History Clerk	at	5	00 per day
Garrison, Carrie A., File Clerk	at	7	00 per day
Finney, Mary L., Postmistress	at	4	00 per day
Chaffee, Maud S., Postmistress	at	4	00 per day
Herman, E., Press Mailing Clerk	at	4	00 per day
Giblein, Helen, Press Mailing Clerk	at	4	00 per day
McMahon, Anna E., Press Mailing Clerk	at	4	00 per day
Mortensen, Katie A., Clerk of Judiciary Committee	at	6	00 per day
Meese, Edwin, Jr., Clerk of Finance Committee	at	6	00 per day
Baber, Aileen, Stenographer	at	5	00 per day
Brown, Hazel M., Stenographer	at	5	00 per day
Christiansen, Helen G., Stenographer	at	5	00 per day
Deward, Thelma, Stenographer	at	5	00 per day
Feliz, Nellie, Stenographer	at	5	00 per day
Fulton, Estella, Stenographer	at	5	00 per day
Gafney, Frank L., Stenographer	at	5	00 per day
Halloway, Agnes, Stenographer	at	5	00 per day
Hauser, Alma, Stenographer	at	5	00 per day
Heard, Lottie, Stenographer	at	5	00 per day
Hurst, Mabel, Stenographer	at	5	00 per day
Janney, Honore, Stenographer	at	5	00 per day
Kenny, J. J., Stenographer	at	5	00 per day
Melarkey, Kathryn B., Stenographer	at	5	00 per day
Mitchell, Mrs. Esta, Stenographer	at	5	00 per day
Mitchell, Thelma, Stenographer	at	5	00 per day
Purnell, Agnes W., Stenographer	at	5	00 per day

Pomeroy, Virginia, Stenographer	at	5 00 per day
Solomon, Jeanne I., Stenographer	at	5 00 per day
Tuite, Helen, Stenographer	at	5 00 per day
Begley, J. J., Assistant Sergeant-at-Arms	at	$5 00 per day
Byrne, Stephen, Assistant Sergeant-at-Arms	at	5 00 per day
Caro, Harry, Assistant Sergeant-at-Arms	at	5 00 per day
Christensen, W. T., Assistant Sergeant-at-Arms	at	5 00 per day
Holden, Louis E., Assistant Sergeant-at-Arms	at	5 00 per day
Keith, D. E., Assistant Sergeant-at-Arms	at	5 00 per day
Jamison, W. C., Assistant Sergeant-at-Arms	at	5 00 per day
McGinnis, James, Assistant Sergeant-at-Arms	at	5 00 per day
Murdock, Fred, Assistant Sergeant-at-Arms	at	5 00 per day
Mangerina, Vincent, Assistant Sergeant-at-Arms	at	5 00 per day
Wilson, Charles W., Assistant Sergeant-at-Arms	at	5 00 per day
Young, John T., Assistant Sergeant-at-Arms	at	5 00 per day
Philpot, R. S., Gate Keeper	at	3 00 per day
Carter, Mrs. J., Committee Clerk	at	4 00 per day
Marty, Mrs. L., Committee Clerk	at	4 00 per day
Stark, Hazel, Committee Clerk	at	4 00 per day
Hornstein, Bernice, Stenographer	at	5 00 per day
Ball, Evelyn, Stenographer	at	5 00 per day
Robertson, Goldyne, Stenographer	at	5 00 per day
Mullhall, James, Committee Clerk	at	4 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Sample, Scott, Slater, and Yonkin—24.

NOES—None.

ADJOURNMENT.

At one o'clock and thirty minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Saturday, February 26, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Eden, Flaherty, Harris, Ingram, Inman, Irwin, King, Nelson, Osborne, Purkitt, Rigdon, Scott, Sharkey, Shearer, Slater, and Yonkin—24.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Friday, February 25, 1921, the further reading was dispensed with, on motion of Senator Breed.

LEAVES OF ABSENCE.

Senator Canepa was, on motion of Senator Crowley, granted leave of absence for this day.

Senator Burnett was, on motion of Senator Scott, granted leave of absence for this day.

Senator Gates was, on motion of Senator Breed, granted leave of absence for this day.

Senator Rominger was, on motion of Senator Chamberlin, granted leave of absence for this day.

Senator Hart was, on motion of Senator Chamberlin, granted leave of absence for this day.

Senator Otis was, on motion of Senator Breed, granted leave of absence for this day.

Senator Anderson was, on motion of Senator Breed, granted leave of absence for this day.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron-Bethany Irrigation District.

On motion of Senator Sharkey, Senate Bill No. 72 was passed on file.

Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District.

In the absence of the author, Senate Bill No. 73 was passed on file.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Sharkey:

SENATE CHAMBER, SACRAMENTO, February 26, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to recognize and declare valid the Knightsen Irrigation District, and all proceedings in relation thereto and to the organization thereof.

Request referred to Committee on Rules.

ADJOURNMENT.

At ten o'clock and forty minutes a.m., on motion of Senator Breed, the President declared the Senate adjourned until Monday, February 28, 1921, at eleven o'clock a.m.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Monday, February 28, 1921.

Pursuant to adjournment, the Senate met at eleven o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—40.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Saturday, February 26, 1921, the further reading was dispensed with, on motion of Senator Rush.

PETITIONS.

The following petitions were presented and ordered printed in the Journal:

By Senator Duncan:

Resolved, That this farm center heartily approves and advocates the passage of Senate Bill No. 14, which will prevent aliens from acquiring California lands in the future. We believe the time has arrived when only those owing allegiance to the Stars and Stripes should be allowed to buy our soil, and we believe also that this measure will accomplish the desired result;

Resolved, That a copy of this resolution be sent to Senator Duncan and Assemblywoman Hughes, with the request that they present the same to their respective houses.

I hereby certify that the foregoing resolution was unanimously adopted by a rising vote of the Gridley Colony Farm Center, at a meeting held on the twenty-third day of February, 1921. Members present 65.

J. F. DEWSNUP, President.
THOMAS SCHOW, Secretary.

By Senator Rigdon:

IN BOARD OF SUPERVISORS, COUNTY OF SAN LUIS OBISPO,

STATE OF CALIFORNIA, Tuesday, February 8, 1921.

Present: Supervisors E. C. Loomis, E. W. Black, J. H. Bradhoff, Henry Twisselmann and Chairman John Norton. Absent: None.

In the matter of the "King tax measure," Senate Bill No. 146, before the Legislature of the State of California.

Supervisor E. C. Loomis does now introduce the following resolution, viz:

Be it resolved, That the board of supervisors of the county of San Luis Obispo do hereby indorse Senate Bill No. 146, known as the "King tax measure," and approve of all the provisions thereof; and be it further

Resolved, That this board approves the action of Hon. E. S. Rigdon, State Senator from the Seventeenth Senatorial District, representing the counties of San Luis Obispo and Monterey, for his stand and action taken in his support of said bill; be it further

Resolved, That this board now recommends that the representatives of this county in the State Legislature, to wit: Hon. E. S. Rigdon, State Senator, and Hon. Carlton W. Greene, member of the Assembly, do support the said measure when the same comes up for consideration and action at the second session of said State Legislature; and be it further

Resolved, That the clerk of this board transmit a copy of this resolution to Hon. E. S. Rigdon, Hon. Carlton W. Greene, to the Clerk of the Senate of the State of California, and to the Clerk of the Assembly of the State of California.

On motion of Supervisor Loomis, seconded by Supervisor Twisselmann (the full board being present and voting therefor), it is ordered that the said resolution be and the same hereby is declared duly adopted.

State of California, County of San Luis Obispo—ss.

I, F. J. Rodrigues, county clerk and ex officio clerk of the board of supervisors, in and for the county of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the board of supervisors, as the same appears spread upon their minute book.

WITNESS my hand the seal of said board of supervisors affixed this tenth day of February, 1921.

[SEAL]

F. J. RODRIGUES,
County Clerk and ex officio Clerk of the Board of Supervisors.

By the President:

SAN FRANCISCO, February 24, 1921.

DEAR SIR: A bill is before the California State Legislature for an appropriation of $300,000, to be used towards saving the redwood groves in California.

As a member of the "Save the Redwood League" I am writing you to ask your assistance towards the passage of this bill, and to ask you to urge the other members of the Legislature from San Francisco and other places to help in securing this money to protect our redwoods that are being devastated by lumbermen.

Unless substantial aid is received, many of the finest and most representative redwood groves, particularly those most accessible to the traveler, will this year disappear before the operations of the lumbermen. The State highway has facilitated lumbering and the demand for California redwood has constantly increased. The owners of the redwoods are entitled to be protected in their investment and can not be expected to wait much longer. Either the groves will be purchased for public purposes, or they will be cut.

Thanking you in advance for your efforts towards the passage of this bill, I am

Sincerely yours,

JOHN McLAREN, Superintendent of Parks.
[SEAL] JAS. DE SUCCA, Secretary.

Also:

LODI, February 27, 1921.

MY DEAR SIR: I beg to assure you, the executive board of the Alameda district, California Federation of Women's Clubs, the conservation department of the Alameda district, the Woman's Club of Lodi, 400 members, besides many other individual clubs of the district, heartily endorse Nelson Senate Bill No. 64, and Cummings Assembly Bill No. 80, calling for an appropriation of $300,000 for the purchase of redwoods situated along the highway in Humboldt County. Believing this to be a purely economic measure and an emergency measure requiring prompt action, we respectfully ask your strong support of these bills.

Very respectfully yours,

MRS. MAY CROCKER.

Also:

RESOLUTION OPPOSING SENATE BILL NUMBER EIGHT HUNDRED FIFTY-FIVE, KNOWN AS THE "KING BILL."

WHEREAS, At the first half of the forty-fourth session of the California Legislature a bill relating to taxation for State purposes, Senate Bill No. 146, commonly known as the King tax bill, was refused passage; and

WHEREAS, Said bill, subsequent to its defeat, was reintroduced in the Senate and is now known as Senate Bill No. 855; and

WHEREAS, During the constitutional recess of the Legislature the proponents and opponents of the said measure have argued its merits and demerits at great length before the people throughout the State of California, who, despite all arguments to the contrary, must eventually pay any increase in taxes; and

WHEREAS, Investigation shows that the rates of taxation proposed in said King bill would raise upwards of fifteen million dollars more revenue than is essential to provide for all of the necessary requirements of the State, including the eighteen millions additional voted by the people at the November, 1920, election; and

WHEREAS, The request for information from the fiscal officers of the State as to why fifteen million dollars should be added to the already heavy tax burden has been met by these servants of the people with the reply that it is not up to them to justify this extravagant proposed budget, but up to the people to point out how it should be cut down; and

WHEREAS, The Civic League of Improvement Clubs and Associations of San Francisco has ever been watchful of public expenditures, to the end that extravagance and waste might be eliminated from governmental affairs; and

WHEREAS, It appears from an investigation of the entire subject that the passage of said so-called King bill would place an unnecessary burden upon the people of this State and encourage extravagance in expenditures; now, therefore, be it

Resolved, That the Civic League of Improvement Clubs and Associations does oppose the passage of said so-called King bill by the Legislature of this State; and be it further

Resolved, That the Legislature be called upon to keep the appropriations for the ensuing biennium within the amount budgeted for 1919-1921, a period when prices were at the highest war time level, with no additional appropriations except those voted by the people at the last election; and be it further

Resolved, That the chairman of the Executive Committee be directed to communicate this resolution by such means as may to him seem most effective to the Legislature now in session, and particularly the representatives therein from San Francisco, and that he urge upon said San Francisco members the necessity for economy in governmental affairs.

Also:

TURLOCK, CALIFORNIA, February 23, 1921.

DEAR SIR: Herewith please find a statement of the amount of taxes we would be assessed for if under the old system; also under the rate of 5.6 per cent; also under the proposed rate of 7.6 per cent:

At 40 per cent of real value, which includes State, County and City	$1883 64
At 5.6 per cent present rate	2325 80
At 7.6 per cent proposed rate	3156 45

Our statement shows that to be equalized with other taxes, our rate should be 4.53 per cent.

For purposes of comparison, Mr. D. F. Lane has shown three examples. Also there is a statement enclosed of an assessor's employee.

Our book value is $71,350.28.

Our gross income is $41,532.18.

May we ask that this be presented through the proper channels, that we may have our present taxes, which are inequitable, adjusted, so that we may not be compelled to submit to what we consider an injustice.

Yours very truly,

TURLOCK GAS COMPANY.
By A. A. CALDWELL, President.

Also:

GENTLEMEN: The International Anti-Vivisection Society takes note of the demand made upon your honorable body for the appropriation of $750,000 for the endowment of an animal clinic at Berkeley, to be established, as we are advised, by surgeons affiliated with the American Medical Association and other societies definitely committed to vivisection.

We respectfully submit this memorial, duly adopted by the members of our own body, to protest against the diversion of public funds to the ignoble purpose proposed. Primarily, the State is already sufficiently encumbered with costly institutions, calling for monetary support far in excess of any return that can be anticipated, either in the advancement of science or in the permanent betterment of society, without adding to the number one so utterly opposed to the principles of righteousness as this.

Instead of granting financial assistance from the public treasury for the establishment of such an institution as this would be, devoted to the heartless torture of innumerable sentient creatures, as the period of its operation should be prolonged, the Legislature ought to enact laws for the instant abatement of the cruelties long since practiced in vivisection, which by their very nature cry aloud for relief, as already carried on in institutions heavily endowed. Many citizens who would experience personal increases in their taxes, in order to comply with the demands of the promoters of this clinic, are thoroughly opposed to the dastardly work it is sought to establish therein.

The knowledge that vivisection would be extensively practiced, should this clinic be set up and accorded monetary assistance by the State, at the onset condemns the proposition in the estimation of the 272,288 voters, who cast their ballots in favor of the abolition of vivisection in California at the last general election. Had the citizens at large been fully advised of the atrocities of vivisection at that time, doubtless there would have been a much larger vote recorded in opposition to the horrors of the laboratories already in existence. Nor can the plan of widening the

operations of this atrocious practice be justified on any grounds. Adequate steps will be taken hereafter to acquaint the public generally with the utterly vicious nature of vivisection, its baneful effect upon both human and animal victims, and the hardening reflex action upon vivisectors themselves. It little behooves the representatives of the people to add this large sum of money to the staggering burden of taxation rolled up on other accounts.

We hereby express our own unalterable opposition to the plan of endowing an animal clinic at Berkeley, or at any other place, or of conferring upon vivisection in any way the seeming endorsement of the State. With confidence in your integrity, we call upon you, honorable members of the Senate and Assembly of California, to deny this audacious demand, and individually to do what you can to end the horrors of vivisection, instead of adding thereto.

Respectfully,

THE INTERNATIONAL ANTI-VIVISECTION SOCIETY.
By J. F. BLUNT, President.

MAY JOHNSON, Secretary.

Also:

February 23, 1921.

Turlock Gas Company, Turlock, California.

GENTLEMEN: This is to certify that I have been in the employ of the Assessor's office for the county of Stanislaus and for the county of San Bernardino, and according to the usual practice and method of assessing properties in the county of Stanislaus I would, if called upon to make an assessment on the Turlock gas plant and lines valued at $71,350.28, place assessment thereon upon their physical properties the sum of $28,540, based upon the value for assessment purposes equal to 40 per cent of true valuation.

Yours very truly,

A. J. EDDY.

Also:

February 23, 1921.

Turlock Gas Company, Turlock, California.

GENTLEMEN: This is to certify that, from your books, I have ascertained a book valuation on the Turlock gas plant and lines to be $71,350.28.

I have ascertained and verified that if this property was subject to assessment by the County Assessor of Stanislaus County, and by the Assessor for the city of Turlock, that the basis for assessment would be 40 per cent of its physical valuation. The taxes for 1919 on this property, based on a 40 per cent valuation, will be as in example 1:

Example 1:

Full state and county tax rate	$2 40 =	$684 96
Full school tax rate	2 25 =	642 15
Total		$1327 11
Full Turlock city tax rate	1 95 =	556 53
Total county, school and city tax		$1883 64

Example 2:

For the purpose of comparison with proposed corporation tax of 7.6% on gross receipts I find that under this item your books show gross receipts $41,532.18 = $3156.45 tax. Difference in favor of example 1, $1272.81.

Example 3:

For the purpose of comparison with the corporation tax of 5.6% on gross receipts, $41,532.18 = $2325.80. Difference in favor of example 1, $442.16.

For the purpose of comparing example 2 with example 3, the following result appears:

Example 2 = 7.6% gross receipts of	$41,532 18 =	$3156 45
Example 3 = 5.6% gross receipts of	41,532 18 =	2324 81
Difference in favor of example 3		$830 64

To reduce tax under example 2 to equal example 1, the gross receipts would have to be reduced to $24,784.73.

To reduce tax under example 3 to equal example 1, the gross receipts would have to be reduced to $33,636.42.

To reduce taxes under examples 2 and 3 equal to that of example 1, and without reducing gross receipts, the tax rate would have to be reduced from 5.6 per cent to 4.53 per cent.

DAVID F. LANE.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, February 28, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 855—An act to amend sections 3664*a*, 3664*b*, 3664*c* and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the State—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass as amended.

Committee membership—13; committee vote: Ayes—8; noes—3; absent—2.

KING, Chairman.

Senate Bill No. 855 ordered on file for second reading.

ON RULES.

SENATE CHAMBER, SACRAMENTO, February 28, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Sharkey to introduce a bill entitled—An act to recognize and declare valid the Knightsen Irrigation District, and all proceedings in relation thereto and to the organization thereof—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; Committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—34.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL.

The following bill was introduced:

By Senator Sharkey: Senate Bill No. 925—An act to recognize and declare valid the Knightsen Irrigation District, and all proceedings in relation thereto and to the organization thereof.

Bill read first time, and referred to Committee on Judiciary.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read out of the regular order:

ON RULES.

SENATE CHAMBER SACRAMENTO, February 28, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Scott to introduce a bill entitled—An act transferring the properties of the San Francisco State Normal School to the Regents of the University of California; providing for the establishment of a State Teachers' and Junior College in lieu thereof and in lieu of the Affiliated Colleges of Medicine, Pharmacy and Dentistry; relating to the courses of instruction to be given therein; making an appropriation therefor, and repealing all acts inconsistent herewith—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senator Scott: Senate Bill No. 926—An act transferring the properties of the San Francisco State Normal School to the Regents of the University of California; providing for the establishment of a State Teachers' and Junior College in lieu thereof and in lieu of the Affiliated Colleges of Medicine, Pharmacy and Dentistry; relating to the courses of instruction to be given therein; making an appropriation therefor, and repealing all acts inconsistent herewith.

Bill read first time, and referred to Committee on Education.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read out of the regular order:

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, February 28, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 924—An act making an appropriation to meet the deficiency in the appropriation for the mileage of State Senators for the seventy-first and seventy-second fiscal years—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—17; committee vote: Ayes, 11; absent, 6.

GATES, Chairman.

Senate Bill No. 924 ordered on file for second reading.

COMMUNICATIONS—(OUT OF ORDER).

The following communications were received and ordered printed in Journal:

By Senator King:

Copy of opinion given by Attorney General U. S. Webb to the Joint Committee on Revenue and Taxation, at the request of the committee:

STATE OF CALIFORNIA, OFFICE OF ATTORNEY GENERAL.

SACRAMENTO, February 25, 1921.

Hon. Frank L. Coombs, Chairman, Joint Committee, Revenue and Taxation, Sacramento.

MY DEAR MR. COOMBS: The King bill, now under consideration by the Joint Committee on Revenue and Taxation, is designed to change the rates of taxation upon the properties assessed under the provisions of section 14 of article XIII of the State constitution.

Yesterday I expressed before the Joint Committee the view that if this measure should be adopted by the Legislature the rates of taxation therein prescribed would not become effective for the assessment of the present year unless such act should be passed by the Legislature and go into effect prior to the first Monday of March, 1921. This view was orally expressed, and you requested that I give you a brief expression in writing, and in compliance I submit the following:

Section 14 of article XIII of the constitution, in its original form, prescribed the rates of taxation upon the properties to which the section applied, and expressly declared that the rates therein prescribed were to continue in force "until changed by the Legislature."

As a matter of history the rates so established continued to be the rates applied until 1913, in which year the Legislature exercised the authority conferred upon it by the constitution and established different rates upon some of the properties taxed pursuant to the provisions of that section of the constitution. The same authority was exercised by the Legislature in 1915 and in 1917, and no question is raised as to the right of the Legislature to establish new or different rates at its present session.

The rates of taxation established in section 14 of article XIII of the constitution continued in force until the enactment of the Legislature at its session of 1913 became effective, and the rates then adopted by the Legislature continued to be the rates until the Legislature, in the exercise of the power conferred upon it, changed the same from time to time as it did in 1915 and in 1917, and the rates fixed by it in the latter year, and which are now in force, will continue to be the rates until the Legislature again changes them.

The pending measure proposes a change in all of the rates now established by the existing law.

Section 14 of article XIII of the constitution makes the taxes prescribed by the existing law a lien upon the property assessed, which lien attaches on the first Monday of March of the year of the assessment. The language by which this is accomplished is as follows:

> "The taxes herein provided for shall become a lien on the first Monday in March of each year."

The properties assessed through this method comprise operative property of certain utilities, certain property of insurance companies, bank stock and corporate franchises. The rate of taxation upon the properties of the utilities is applied by a percentage of their gross receipts for the calendar year preceding the first Monday in March. Likewise this rate of taxation upon properties of insurance companies is computed upon a percentage of the gross premiums, less certain specified deductions, collected during the calendar year preceding the first Monday in March, while the taxes to be paid by banks is a rate of taxation upon the value of their shares of capital stock upon the first Monday of March, such value being ascertained and computed in the manner and method prescribed by the constitution.

Pursuant to statute, it is the duty of the State Board of Equalization to make the requisite computations to ascertain the amount of taxes due from the properties assessed under this method and for which the lien attaches on the first Monday in March. Obviously this labor cannot be performed on the first Monday of March. Section 3668 of the Political Code provides:

> "The State Board of Equalization must meet at the State Capitol on the first Monday of March in each year. * * * Between the first Monday in March and the third Monday before the first Monday in July the Board must assess and levy the taxes as and in the manner provided for in section 14, article XIII of the constitution of this State, and sections of this code enacted to carry the same into effect."

The taxes so levied and assessed become due and payable on the first day of July.

There would seem little room for question but that the rates of taxation in force pursuant to existing law on the first Monday of March are the rates to be used by the Board of Equalization in computing the taxes for which the lien attached on that day. The obligation of the taxpayer to the State is the amount secured by this lien, computed at the rates then in force, in the manner provided by the constitutional provision, and it would seem plain that the payment of that amount, when payable, would discharge the taxpayer's obligation, regardless of any change that might be made in the law subsequent to the first Monday in March.

That the tax rate to be applied in the assessment of properties for local purposes is, in accordance with the command of the statute, fixed by the board of supervisors in September of each year has been mentioned as a circumstance which it is contended supports the view that if the pending tax measure is not adopted until after the first Monday in March the rates therein prescribed may be legally used as the rates for the present year. This condition, however, I think furnishes no support for such construction. It will be remembered that the tax rate fixed by the board of supervisors for local purposes is fixed annually and that it is a rate for the single year only and is applicable to the assessment of that year only. On the first Monday in March there is not an existing county tax rate and by provision of the statute the tax rate applicable to the assessment which becomes effective as of that date is to be fixed by the board of supervisors in September following.

As pointed out to you yesterday, the rate of taxation for State purposes is fixed by law, and is a continuing rate, and exists as the law's rate until changed

by the Legislature. If no legislation on the subject be enacted prior to the first Monday in March, on that day there would be in force and effect the rates carried by the present law. For local taxation the rate is an annual one, applicable only to the assessments of the year in which such rate is adopted, while for State purposes the rates fixed by the last Legislative enactment on the subject continue from year to year until changed by the Legislature.

It is my conclusion that in the assessment of properties under section 14 of article XIII of the constitution, the rates in force on the first Monday in March would be the rates applicable for the assessment in 1921, and that any change in rates made by the present Legislature through an enactment taking effect subsequent to the first Monday in March, 1921, will be first applicable for the assessment to be made in 1922.

Very truly yours,

U. S. WEBB.

Opinion of Judge Sloss:

LAW OFFICES OF SLOSS, ACKERMAN & BRADLEY, MILLS BUILDING.

SAN FRANCISCO, February 22, 1921.

Tax Investigation and Economy League, San Francisco.

GENTLEMEN: You have asked for my opinion on the following question: The Legislature of 1921, when it reassembles, will have before it a bill to increase the rates of taxation imposed upon certain classes of corporations for State purposes. Does the constitution require that such bill must become a law on or before the first Monday of March in order to be effective in fixing the rates of taxation for the fiscal year beginning July 1, 1921?

In my opinion, the constitution does not so require, and an act increasing or diminishing the rates now in force would be equally valid and operative whether enacted before or after the first Monday of March.

Section 14 of article XIII of the constitution, which created the present method of levying taxes upon certain classes of companies for state purposes, fixes a scale of percentages of gross receipts, gross premiums, or value of shares, as the case may be, to be paid by the several classes of companies as an annual tax. In subdivision (*f*) of section 14, of article XIII of the constitution it is provided that, "The rates of taxation fixed in this section shall remain in force until changed by the Legislature, two-thirds of all the members elected to each of the two houses voting in favor thereof. The taxes herein provided for shall become a lien on the first Monday in March of each year after the adoption of this section, and shall become due and payable on the first Monday in July thereafter."

There is nothing in the language just quoted, or in the framework of the section as a whole, to limit the power of the Legislature in making changes in rates to a period of time prior to the first Monday of March. Those who suggest that such restriction should be read into the constitution seek to find a basis for their contention in the provision that the taxes become a lien "on the first Monday of March of each year." But the fact that the taxes become a lien at a given time has no bearing on the power of the Legislature to change the rate thereafter.

There is no necessary connection of time between the attaching of the tax lien and the determination of the amount of the tax. A tax may, and, under the general tax system of this State, does become a lien long before the amount of the tax is ascertained. This will readily appear from a consideration of the method of taxation applicable to all property prior to the adoption of section 14 of article XIII of the constitution, and still applicable to the taxation for county purposes of property not within the scope of that section.

Under the general tax provisions of the Political Code the lien of a tax attaches, like the lien of the taxes under discussion, "as of the first Monday of March in each year." (Political Code, section 3718.) Yet the assessment is made between the first Monday of March and the first Monday of July (Political Code, section 3652), the supervisors equalize the assessments between the first and third Mondays of July (Political Code, section 3672), and the actual levying of taxes by the supervisors does not take place until the first Monday of September (Political Code, section 3714). The amount of the tax is, therefore, not fixed when the lien attaches, but this uncertainty does not prevent the lien from having full force and effect.

If a legislature may authorize county, and other officers, to fix the rate and amount of tax after the lien has come into being, there is no reason why it, itself, cannot change the rate after the date of the origin of the lien, where it is given constitutional power, unlimited as to time, to make such change.

It is a fundamental rule of interpretation of State constitutions that the Legislature has all powers except those expressly withheld from it by the organic law, and in the absence of any limitation upon the grant of power to make changes in the rates of taxation, no restrictions upon the full exercise of that power should be raised by construction.

The taxpayer has no vested right in the existing rate, at any time prior, at least, to the time when the tax becomes payable. The lien is created for the protection of the State. Its purpose is to give the State security for such amount of tax as may lawfully be collectible and may subsequently be found to be due.

It may be noted that the prior practice of the Legislature and of the State authorities has been in accord with these views. The rates fixed by section 14 of article XIII have been changed by the Legislature on several occasions. The last changes were those made by an act approved May 11, 1917, Statutes of 1917, p. 336. By this act the rates of taxation for express companies, telegraph and telephone companies and banks were reduced by various amounts, and the rates for gas and electric companies were increased from 5.25 per cent to 5.6 per cent. This act, as stated above, was passed in May, long after the first Monday of March. Its validity has never, so far as I am advised, been questioned; yet, if there be merit in the contention that any change of rate must be made by act adopted on or before the first Monday of March, it must follow that for the past four years, or at any rate, for the year 1917, the State has unlawfully exacted from the gas and electric companies thirty-five one hundredths of one per cent of their gross receipts, and that it has, likewise, failed to collect the full tax due from express companies, telegraph and telephone companies and banks.

Whatever may seem to be the needs of the present situation, it should not be overlooked that the establishment of the rule limiting the power of the Legislature in this matter would carry with it the danger that at some future time when an emergency may require the raising of additional revenue after the first Monday of March, the Legislature and the fiscal authorities might find themselves unable to take advantage of the broad powers conferred by section 14 of article XIII of the constitution.

The brief time allowed for the preparation of this opinion precludes me from citing and discussing the authorities bearing on the subject.

Very truly yours,

M. C. SLOSS.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was received and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, February 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Assembly Bill No. 1264—An act making an appropriation to meet the deficiency in the appropriation for the salaries of Assemblymen for the seventy-first and seventy-second fiscal years;

Also: Assembly Bill No. 1265—An act making an appropriation to meet the deficiency in the appropriation for the mileage of Assemblymen for the seventy-first and seventy-second fiscal years.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 1264 and 1265 read first time, and referred to Committee on Finance.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered out of the regular order:
By Senator Breed:

Resolved, That the following named persons be and they are hereby appointed to the respective positions hereinafter set forth, as provided by law, with the compensation set opposite their names, payable weekly, and the Controller is hereby directed to draw his warrants for the said respective amounts, and the Treasurer is directed to pay the same:

Henry Lill, Assistant Sergeant-at-Arms	at	$5 00	per day
P. Dugan, Assistant Sergeant-at-Arms	at	5 00	per day
Jos. Timbers, Assistant Sergeant-at-Arms	at	5 00	per day
H. S. Silverthorn, Committee Clerk	at	4 00	per day
Mary Kesseler, Stenographer	at	5 00	per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

PRESS REPRESENTATIVES.

The President announced that he had approved the applications of the following press representatives, and had assigned them to seats on the floor:

San Francisco Chronicle—Eddie Boyden.
Associated Press—Denton Crow, Hylan Smurr and G. C. Porter.
California Christian Advocate—Frank Cramer.
United Press Association—Elmer Roessner.
Fresno Republican and *Fresno Herald*—Robert C. Middleton.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron-Bethany Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 72 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 73 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

RECESS.

At eleven o'clock and forty minutes a.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

SECOND READING OF SENATE BILL.

Senate Bill No. 855—An act to amend sections 3664*a*, 3664*b*, 3664*c* and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, lines 5 and 6, strike out the words "including street railways, seven and eight hundredths per cent;" and insert in lieu thereof the following: "Seven per cent; on all street railways, herein defined to include interurban electric railways and gasoline propelled railways,five and a quarter per cent;"

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, line 9, strike out the words "thirty-three hundredths", and insert in lieu thereof, "one-quarter."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, line 11, strike out the words "and twenty-one hundredths."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, line 12, strike out the words "six-tenths", and insert in lieu thereof, "one-half."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, line 14, strike out the words "fifty-five hundredths" and insert in lieu thereof "one-half"

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, line 27, strike out the comma after the word "railways", and insert the following: "than the percentage herein fixed for railroad companies,"

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2 of the printed bill, line 34, strike out the word "sixty-nine", and insert in lieu thereof the word "sixty."

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2 of the printed bill, line 38, strike out the word "sixty-nine", and insert in lieu thereof "sixty".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 3 of the printed bill, lines 15 and 16, strike out the word "fifty-six", and insert in lieu thereof "forty-five"

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 4 of the printed bill, line 41, strike out the words "sixty-two hundredths", and insert in lieu thereof "six tenths".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

RESOLUTION.

The following resolution was offered:

By Senator King:

Resolved, That Senate Bill No. 855 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

Senator King moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—32.

NOES—None.

Whereupon the President declared the provisions of section 15, article IV of the constitution suspended for the purpose of considering at this time Senate Bill No. 855.

REPORT OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, February 28, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 855—An act to amend sections 3664*a*, 3664*b*, 3664*c*, and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the State—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILL.

Senate Bill No. 855—An act to amend sections 3664*a*, 3664*b*, 3664*c* and 3664*d* of the Political Code, all relating to taxation of public service

and other corporations, banks and insurance companies for the benefit of the State.

Bill read third time.

Section 7, setting forth the urgency clause, read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Nelson, Osborne, Rigdon, Rush, Scott, Sharkey, and Slater—27.

NOES—None.

POINT OF ORDER.

During the debate on Senate Bill No. 855 Senator Chamberlin raised the point of order that Senator Inman was not speaking to the question before the Senate.

DECISION ON POINT OF ORDER.

The President announced his decision and declared the point of order well taken.

The question being on the passage of the bill.

RECESS.

At six o'clock p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of eight o'clock p.m.

RECONVENED.

At eight o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

FURTHER CONSIDERATION OF SENATE BILL NUMBER EIGHT HUNDRED FIFTY-FIVE.

The question being on the passage of Senate Bill No. 855.

The roll was called, and Senate Bill No. 855 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—28.

NOES—Senators Arbuckle, Breed, Gates, Godsil, Hart, Lyon, McDonald, Purkitt, Rominger, Sample, Shearer, and Yonkin—12.

Title read and approved.

NOTICE OF MOTION TO RECONSIDER.

Senator Chamberlin gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 855 was passed.

ADJOURNMENT.

At eleven o'clock and twenty minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER.

SACRAMENTO, Tuesday, March 1, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Monday, February 28, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Purkitt, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Edward L. Dundas, of Sacramento.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committee were received and read:

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, March 1, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 1264—An act making an appropriation to meet the deficiency in the appropriation for the salaries of Assemblymen for the seventy-first and seventy-second fiscal years—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass as amended.

Committee membership—17; committee vote: Ayes—11; absent—6.

GATES, Chairman.

Assembly Bill No. 1264 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 1265—An act making an appropriation to meet the deficiency in the appropriation for the mileage of Assemblymen for the seventy-first and seventy-second fiscal years—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—17; committee vote: Ayes—11; absent—6.

GATES, Chairman.

Assembly Bill No. 1265 ordered on file for second reading.

RESOLUTIONS.

The following resolutions were offered:

By Senator Breed:

Resolved, That the following named person be stricken from the list of Senate attaches and that her name be stricken from the pay roll of the Senate:

Evelyn Ball, Stenographer.....at $5 00 per day

Resolution read, and on motion of Senator Breed adopted.

Also:

Resolved, That the following named persons be and they are hereby appointed to the respective positions hereinafter set forth as provided by law, with the compensation set opposite their names, payable weekly, and the Controller is hereby directed to draw his warrants for the said respective amounts, and the Treasurer is directed to pay the same:

Edith Hendricks, Committee Clerk.....at $4 00 per day
Mrs. L. J. Reese, Stenographer.....at $5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL.

The following resolution was offered:

By Senator Chamberlin: Senate Concurrent Resolution No. 21—Relative to reorganization of State government.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER TWENTY-ONE.

Senator Chamberlin asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 21, without reference to committee or printing:

SENATE CONCURRENT RESOLUTION No. 21.

Relative to reorganization of State government.

WHEREAS, There are pending before this Legislature numerous bills and plans relating to the reorganization of the State government and the reduction of the expenses of State government; and

WHEREAS, It is of the utmost importance that all possible information and enlightenment which will be of assistance to this Legislature and the individual members thereof should be obtained, to the end that legislation will be finally enacted which will secure the desired results, to wit: the highest efficiency in State government with the least possible cost; and

WHEREAS, In the state of Illinois, during the administration of the Hon. Frank O. Lowden, the then governor thereof, a plan of government was evolved and placed in operation which it is claimed has resulted in increased efficiency in governmental matters with great economy; now, therefore, be it

Resolved, That the Hon. Frank O. Lowden, former governor of the state of Illinois, who is now visiting in the State of California, be, and he is hereby, cordially invited to address the Senate and Assembly of the State of California in joint session assembled, on a day and at an hour to be selected, on the question of "Reorganization of State Government," and that he be particularly invited to describe and explain the methods and plans formulated and enacted into law during his administration as governor of the state of Illinois, whereby greater efficiency and economy was realized in the government of said state; and be it further

Resolved, That a special committee of two members from the Senate and three members from the Assembly be appointed by the presiding officers of the respective Houses to issue the invitation extended to Governor Lowden hereunder, and to make any and all necessary plans and arrangements for his address in the event of his acceptance, and that the privileges of the Assembly Chamber be accorded to such committee for the purposes of such meeting at such time as it may select.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 21 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Senate Concurrent Resolution No. 21 ordered to print, and engrossment, and transmitted to the Assembly.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 1, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 21 Relative to reorganization of State government—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 924—An act making an appropriation to meet the deficiency in the appropriation for the mileage of State Senators for the seventy-first and seventy-second fiscal years.

Bill read second time, ordered engrossed, and on file for third reading.

MOTION TO RECONSIDER.

Pursuant to his notice given on the previous day, Senator Chamberlin moved to reconsider the vote whereby Senate Bill No. 855—An act to amend sections 3664*a*, 3664*b*, 3664*c* and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the state—was passed.

The question being on the motion to reconsider.

The roll was called, and the vote whereby Senate Bill No. 855 was passed, was refused reconsideration by the following vote:

AYES—None.

NOES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gedsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

Senate Bill No. 855 ordered transmitted to the Assembly.

RECESS.

At twelve o'clock and ten minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, March 1, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Senate Concurrent Resolution No. 21—Relative to reorganization of the State government.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By R. A. ORR, Assistant Clerk.

Senate Concurrent Resolution No. 21 ordered to enrollment.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered out of the regular order:

By Senator Flaherty:

WHEREAS, There are many conflicting statements and much misunderstanding all over this country in regard to conditions in Ireland; and

WHEREAS, There will be in this city on the evening of March 8, Miss Mary McSwiney, who has addressed the legislatures of Ohio, Kansas and Oklahoma, and has been invited to appear before the legislatures of Nevada and Tennessee; therefore, be it

Resolved, That we, the members of the Senate of the State of California, extend to Miss Mary McSwiney an invitation to address this body on the evening of March 8.

FLAHERTY.	McDONALD.
SCOTT.	GODSIL.
CROWLEY.	CANEPA.

Resolution read, and on motion of Senator Flaherty referred to Committee on Rules.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following persons appeared before the Committee of the Whole:

Robert G. Sproul, Comptroller University of California.
David P. Barrows, President of University of California.
Marshall DeMotte, Chairman State Board of Control.
Champ F. Crane, Los Angeles.
Garrett F. McEnerney, Regent of University of California.
George H. Hecke, Director State Department of Agriculture.

At two o'clock and thirty-five minutes p.m., on motion of Senator Carr, W. J., the Senate, pursuant to a resolution offered by Senator Inman on February 24, 1921, and adopted by the Senate on that day, resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of considering University and agricultural appropriations.

COMMITTEE OF THE WHOLE RISES.

At five o'clock and fifteen minutes p.m., Senator Carr, W. J., moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Wednesday, March 2, 1921.

Motion carried.

IN SENATE.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

APPOINTMENT OF SPECIAL COMMITTEE.

Pursuant to the provisions of Senate Concurrent Resolution No. 21, the President appointed a committee consisting of Senators Chamberlin and Carr, W. J.

ADJOURNMENT.

At five o'clock and thirty minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Wednesday, March 2, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Tuesday, March 1, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Louis Cohen of Atascadero; to Hon. Ney Otis of Salinas; to Mrs. Sarah J. Smith of Los Angeles; and to Mrs. J. B. Stearns, also of Los Angeles, representing the California Federation of Women's Clubs, chairman of federation extension Woman's Legislative Council, and chairman of the speaker's committee.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. N. M. Fiske and to Hon. L. N. Irwin of Davis.

On request of Senator King, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Henry M. Willis of San Bernardino County, formerly a State Senator.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Frank W. Leavitt of Willows, formerly State Senator from Alameda County.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 1, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 924 An act making an appropriation to meet the deficiency in the appropriation for the mileage of State Senators for the seventy-first and seventy-second fiscal years—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

REQUESTS FOR INTRODUCTION OF BILLS.

The following requests for permission to introduce bills were presented:

By Senator Osborne:

SENATE CHAMBER, SACRAMENTO, March 1, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

"An act appropriating money to be expended by the State Water Commission in supervising and regulating the distribution of water in accordance with determined rights, as provided in the Water Commission Act."

Request referred to Committee on Rules.

By Senator Godsil:

SENATE CHAMBER, SACRAMENTO, March 2, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to amend section 17 of an act entitled "An act to provide for the organization of the Railroad Commission; to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations; creating the 'Railroad Commission Fund,' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code, and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915.

Request referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 2, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 902, entitled "An act to amend section 1 of the act entitled "An act in relation to pimping, to define and prohibit the same, and providing for punishment thereof, and for the competency of certain evidence at the trial therefor," approved February 8, 1911" has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—17; committee vote: Ayes 9; absentees 8.

JONES, Chairman.

Senate Bill No. 902 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 908, entitled "An act to amend section 286 of the Penal Code, relating to the crime against nature;

Committee membership—17; committee vote: Ayes 10, absentees 7.

Also: Senate Bill No. 68, entitled "An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof, and repealing an act entitled "An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof," approved May 7, 1919,

Committee vote: Ayes—10; noes—1; absentees—6;

Also: Senate Bill No. 923, entitled "An act to amend section 1023 of the Code of Civil Procedure, relating to the filing of memorandum of costs and affidavit",

Committee vote: Ayes—12; absentees 5;

Also: Senate Bill No. 39, entitled "An act to amend section 548 of the Code of Civil Procedure, relating to the sale of property by an officer under a writ of attachment;

Committee vote: Ayes—12; absentees 5;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JONES, Chairman.

Senate Bills Nos. 908, 68, 923 and 39 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 909, entitled—An act to amend section 285 of the Penal Code, relating to incest;

Also: Senate Bill No. 623, entitled—An act to validate bonds of Marin Municipal Water District of Marin County, California, and all proceedings relating thereto;

Also: Senate Bill No. 519, entitled—An act to amend section 1702 of the Code of Civil Procedure, relating to appointment of trustees;

Also: Senate Bill No. 761, entitled—An act to amend section 408 of the Code of Civil Procedure, relating to the writ of summons;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—11; absentees—6. Same vote on all bills.

JONES, Chairman.

Senate Bills Nos. 909, 623, 519 and 761 ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, March 2, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 82—An act to recognize and declare valid all proceedings in Drainage District No. 200 of Butte County—has had the same

under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—6; absent—3.

RUSH, Chairman.

Senate Bill No. 82 ordered on file for second reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 924—An act making an appropriation to meet the deficiency in the appropriation for the mileage of State Senators for the seventy-first and seventy-second fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 924 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Osborne, Purkitt, Rigdon, Sample, Scott, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1264—An act making an appropriation to meet the deficiency in the appropriation for the salaries of Assemblymen for the seventy-first and seventy-second fiscal years.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the words "five hundred thirty," and insert in lieu thereof the words: "seven hundred fifty".

Amendment adopted.

Bill read second time, ordered to print, and on file for third reading.

Assembly Bill No. 1265—An act making an appropriation to meet the deficiency in the appropriation for the mileage of Assemblymen for the seventy-first and seventy-second fiscal years.

Bill read second time, and ordered to third reading.

RESOLUTIONS—(OUT OF ORDER).

The following resolutions were offered, out of the regular order:

By Senator Flaherty:

WHEREAS, Permission has been requested for Miss Mary MacSwiney, sister of the late Lord Mayor of Cork, to address the Senate, by Senators Flaherty, Scott, Crowley, McDonald, Godsil and Canepa; therefore, be it

Resolved, That we, the members of the Senate of the State of California, extend to Miss Mary MacSwiney permission to address this body on the evening of March 8, 1921.

Resolution read, and on motion of Senator Flaherty adopted.

By Senator Breed:

Resolved, That the following named person be stricken from the list of Senate attaches, and her name be stricken from the pay roll of the Senate:

Mary Kessler, Stenographer ..... at $5.00 per day

Resolution read, and on motion of Senator Breed adopted.

Also:

Resolved, That the following named person be and is hereby appointed to the position hereinafter set forth as provided by law, with the compensation per annum, and name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount, and the Treasurer is directed to pay the same:

Bertha I. Miller, Stenographer ..... at $5.00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M. Chamberlain, Crowley, Duncan, Eden, Gates, Harris, Hart, Ingram, Irwin, Johnson, Lukens, Osborne, Otis, Parkitt, Rigdon, Sample, Scott, Shearer, Stone, and Yorkville—28.

NOES—None.

By special committee named under resolution of February 24, 1921

Resolved, That in the hearings pursuant to the resolution of the Senate adopted on February 24 providing for a series of hearings on the State budget, the President of the Senate shall preside over the Senate sitting as a Committee of the Whole, and the Secretary of the Senate shall keep a record of the proceedings thereof;

Resolved, further, That the Secretary be authorized and instructed to keep a full and complete transcript of such proceedings and of addresses presented and testimony adduced.

Resolved, further, That the Standing Rules of the Senate shall govern the Senate sitting as a Committee of the Whole.

Resolution read, and on motion of Senator Carr, W. J., adopted.

By Special Committee on Hearings on Budget:

Resolved, That pursuant to the special resolution adopted by the Senate on February 24, the persons hereinafter named be invited and required to appear before the Senate of the State of California, sitting as a Committee of the Whole, on the date and hour hereinafter specified, at the State Capitol, Sacramento, California, and there submit any and all figures and estimates in their possession relating to, and to testify respecting, what item or items contained in the report of the Budget Board for the seventy-third and seventy-fourth fiscal years may be eliminated or reduced without impairing the efficiency of the State government:

MONDAY, MARCH 7, 1921, 2 P.M.

Wigginton E. Creed, president Pacific Gas and Electric Company, San Francisco, California.

Paul Shoup, vice president Southern Pacific Company, San Francisco, California.

Herbert W. Clark, counsel San Francisco-Oakland Terminal Railways, San Francisco, California.

Clarence M. Oddie, Western representative American Short Line Railroad Association.

B. C. Carroll, general agent Pacific Telephone and Telegraph Company, San Francisco, California.

Frank Karr, chief counsel Pacific Electric Railway Company, Los Angeles, California.

Champ F. Vance, vice president Los Angeles Gas and Electric Corporation, Los Angeles, California.

TUESDAY, MARCH 8, 1921, 2 P.M.

A. H. Payson, assistant to the president Santa Fe Railroad, San Francisco, California.

W. R. Alberger, vice president and general manager San Francisco-Oakland Terminal Railways, San Francisco, California.

Jesse B. McCargar, president California Bankers' Association, San Francisco, California.

Mortimer Fleishhacker, president Anglo California Trust Company, San Francisco, California.

Wm. Sproule, president Southern Pacific Company, San Francisco, California.

Frank B. Anderson, president Bank of California, San Francisco, California.

R. H. Ballard, vice president Southern California Edison Company, Los Angeles, California.

Harry Chandler, editor and manager Los Angeles Times, Los Angeles, California.

WEDNESDAY, MARCH 9, 1921, 2 P.M.

W. W. Wood, vice president First National Bank, Los Angeles, California.

A. B. Cass, president Southern California Telephone and Telegraph Company, Los Angeles.

W. L. Blauer, vice president Bank of Italy, San Jose, California.

J. H. Miller, cashier First National Bank, Healdsburg, California.

Thos. E. Connolly, cashier Stockton Savings and Loan Bank, Stockton, California.

W. A. Sutherland, vice president Fidelity Trust and Savings Bank, Fresno, California.

W. E. Benz, president First National Bank, Bakersfield, California.

A. H. Smith, president First National Bank, Chico, California.

Wm. Clayton, vice president San Diego Electric Railway, San Diego, California.

Resolved, further, That this resolution upon its adoption be printed and, when signed by the President of the Senate, shall have all the force and effect of a subpœna under the provisions of section 300 of the Political Code;

Resolved, further, That the Sergeant-at-Arms be and he is hereby instructed to serve, or cause to be served, each of the persons mentioned above with a copy of this resolution signed by the President of the Senate, and to cause proper return and proof of such service to be made;

Resolved, further, That as to such of the persons named above as are not in Sacramento, that the Secretary of the Senate be instructed to advise them by wire of the time and place when their presence is invited and required and the purpose thereof;

Resolved, further, That each of said persons at the time of being served be delivered a copy of the resolution adopted by the Senate on February 24, which provides for an investigation of the State budget, being the investigation in which the attendance of such persons is required.

Resolution read.

MOTION TO AMEND.

Senator Inman moved that the resolution presented by the Special Committee on Hearings on Budget be amended to include the names of Athol McBean, president of the San Francisco Chamber of Commerce; L. M. King, secretary of the San Francisco Chamber of Commerce; W. V. Hill, secretary of Tax Investigation and Economy League; Max Thelen, attorney for Tax Investigation and Economy League; Will H. Fisher; George Skaller, president Civic League of Improvement Clubs and Associations, and George Gerhardt, secretary Civic League of Improvement Clubs and Associations of San Francisco; and that the foregoing names be added to the list of those invited and required to attend the budget hearings on Wednesday, March 9, 1921.

Motion carried.

The question being on the adoption of the resolution as amended.

Senator Carr, W. J., moved the adoption of the resolution, as amended.

The question being on the adoption of the resolution presented by the Special Committee on Hearings on Budget, as amended.

Resolution adopted, as amended.

MOTION.

Senator Slater moved that representatives of the Tax Investigation and Economy League, and other citizens interested in the budget hearings, be invited to be present at the hearing this afternoon, and that a further invitation be extended to H. W. Clark, Max Thelen and W. V. Hill to be present this afternoon at two o'clock; and that those mentioned in the resolution presented by the special committee named under resolution of February 24, 1921, adopted as amended this day, be invited and requested to be present during the week, as provided in said resolution, and that the Sergeant-at-Arms be instructed to communicate with the foregoing persons.

Motion carried.

REPORTS OF STANDING COMMITTEES OUT OF ORDER.

The following reports of standing committee were received and read out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 2, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 30, entitled "An act to amend section 770 of the Political Code, relating to the appointment of phonographic reporters for the District Courts of Appeal, and prescribing the duties and compensation of such reporters," has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Finance.

Committee membership, 17; committee vote: Ayes, 11; absentees, 6.

JONES, Chairman.

Senate Bill No. 30 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 373, entitled "An act to amend section 412 of the Code of Civil Procedure, relating to service of summons by publication."

Committee membership, 17; committee vote: Ayes, 11; absentees, 6.

Also: Senate Bill No. 427, entitled "An act to amend section 2102 of the Penal Code, relating to the attendance, examination, fees and expenses of witnesses at hearings of persons charged with being insane."

Committee vote: Ayes, 12; absentees, 5.

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass as amended.

JONES, Chairman.

Senate Bills Nos. 373 and 427 ordered on file for second reading.

RECESS.

At eleven o'clock and fifty minutes a.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Breed:

Resolved, That the following named person be and is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite his name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount and the Treasurer is directed to pay the same:

Ferguson, W. J., Assistant Sergeant-at-Arms.....at $5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Gates, Hart, Ingram, Inman, Johnson, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Slater, and Yonkin—24.

NOES—None.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Lyon:

SENATE CHAMBER, SACRAMENTO, March 2, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act relating to and providing for the formation, organization and management of corporations for the purpose of receiving and maintaining a fund or funds and applying the income and principal thereof to promote the wellbeing of mankind.

Request referred to Committee on Rules.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Special Committee appointed pursuant to resolution of February 24, 1921:

Resolved, That the procedure of the Senate sitting as a Committee of the Whole under the provisions of the resolution of February 24, until the same may be changed, shall be as follows:

Any member of the Senate, or other person, the member of the Senate however to be given precedence, upon securing recognition of the Chair, may ask any question or questions pertinent to the item or items of the budget under inquiry, of the person speaking for or against the same;

Resolved, further, That the Secretary by letter, and the Sergeant-at-Arms personally, where possible, advise the several persons named in the special resolution heretofore on this day adopted, and also the Taxpayers' Association, the Tax Investigation and Economy League and the San Francisco Chamber of Commerce, that this procedure will permit them and their representatives and the representatives of the organizations named to be present at such hearings and to ask such questions, and that they are invited to be so present or represented at all such sessions of the Senate as a Committee of the Whole.

Resolution read, and on motion of Senator Carr, W. J., adopted.

ANNOUNCEMENT BY SERGEANT-AT-ARMS.

At the request of Senator Duncan, the Sergeant-at-Arms announced that pursuant to instructions received from the Senate, he had communicated with Messrs. H. W. Clark, Max Thelen and W. V. Hill, and that the gentlemen named were now present in the Senate Chamber.

MOTION.

At two o'clock and twenty five minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering University and agricultural appropriations.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following persons appeared before the Committee of the Whole:

Robert G. Sproul, Comptroller University of California.
H. H. Sanborn.
R. N. Wilson, Secretary Agricultural Legislative Committee.
Geo. W. Pierce, President California Almond Exchange.
H. G. Dunlap, Secretary California Prune and Apricot Growers' Association.
Ernest Gannon, California Fruit Exchange.
A. M. Robson, Associated Dairymen of California.
Mrs. Aaron Schloss, President California Women's Clubs.
Dr. W. H. Walker, President California Farm Bureau Federation.
Mrs. C. Nielsen, Representative Potato Growers' Association.
Guy C. Earl, Regent of University of California.
David P. Barrows, President of University of California.

COMMITTEE OF THE WHOLE RISES.

At five o'clock and twenty five minutes p.m., Senator Breed moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Thursday, March 3, 1921.

Motion carried.

IN SENATE.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Slater:

WHEREAS, The Senate of the State of California has learned with profound regret that the long and illustrious career of the Honorable Champ Clark has come to an end; and

WHEREAS, We desire to express our appreciation of his devoted services to the nation; now, therefore, be it

Resolved, by the Senate of the State of California, That when we this day adjourn, we shall do so in respect to the memory of the Honorable Champ Clark; and be it further

Resolved, That the Secretary of the Senate is hereby directed to convey to the family this token of appreciation and respect.

Resolution read, and on motion of Senator Slater adopted.

ADJOURNMENT.

At five o'clock and thirty minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned out of respect to the memory of the Honorable Champ Clark, former Speaker of the House of Representatives.

IN SENATE.

SENATE CHAMBER.

SACRAMENTO, Thursday, March 3, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—31.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, March 2, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Ralph Bull of Eureka, to Fred Bixby of Long Beach, and to J. H. Ramsay, president of the Cattlemen's Association of California.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Alexander M. Patterson of San Francisco.

COMMUNICATIONS.

The following communication to the President was received and read:

SACRAMENTO CHAMBER OF COMMERCE, March 3, 1921.

My Dear Governor: More than three hundred Sacramento moderns will feature the Spring Flower Festival on the Capitol grounds Saturday afternoon at two o'clock, and the Sacramento Chamber of Commerce extends to the legislature an invitation to witness the event and take part in the "battle of flowers". Motion pictures will be taken and distributed to the theatres throughout the United States.

Will you kindly announce this to the Senate today and extend to the Senators this invitation to enjoy a half hour of pleasure on the Capitol grounds?

Very truly yours,

A. S. DUDLEY, Secretary-Manager.

Also:

The Sacramento Church Federation, representing thousands of Sacramento taxpayers and voters, most earnestly petitions the California Legislature not to permit any one advocating the principles of Sinn Fein to address the people of the State of California through its Legislature.

The Sinn Fein group is dominated by that same autocratic philosophy which, finding expression in the rape of Belgium, opened the World War. This group, then advocating dual citizenship to Hohenzollern, Hapsburg, and the Vatican, today is carrying on, in camouflaged form, the same propaganda. While the United States of America was still a neutral the agents of autocracy destroyed munition plants. This group today, in attempting to advance the principle of Sinn Feinism in Southern Ireland, is virtually making war upon the principles of democracy, endeavoring to drive a wedge between America and the Allies. Hoping to assure the triumph of this autocratic ideal, this same group prevented conscription in Ireland and in Australia, and delayed it in Quebec, at a time when our allies were fighting "with their backs to the wall."

The Sacramento Church Federation would consider itself therefore, disloyal to our boys who lie buried in France, if it did not protest in this matter.

By Senator Sharkey:

WHEREAS, It has been learned that the proposed appropriation for the College of Agriculture, as submitted to the State Legislature by the Board of Control makes no provision during the next two years for any added work by any of the divisions of the College; and

WHEREAS, This condition affects agricultural extension or farm advisor work as well as other divisions; and

WHEREAS, This restriction of necessary working funds may prevent this county from procuring a home demonstration agent for whose necessary expenses the county board of supervisors has already made provision; and

WHEREAS, There will be absolutely no chance for other counties to procure farm advisors unless adequate provision be made for this purpose by the State Legislature; and

WHEREAS, The farm bureau of this county realizes that the agricultural extension service is the direct connecting link between the advancement in agriculture, as worked out by the other departments of the College of Agriculture, and the farmer, and any curtailment of the activities of the agricultural extension service through inadequate support will be contrary to the best interests of the farmers, and

WHEREAS, A special bill will be introduced in the Legislature providing an appropriation of $72,000 to be expended during the next two years for the purpose of farm advisors into new counties, the supplying of assistant farm advisors and home demonstration agents; therefore, be it

Resolved, That we, the directors of the Contra Costa County Farm Bureau, do favor the passage of the above mentioned appropriation for the agricultural extension service; and be it further

Resolved, That a copy of this resolution be forwarded to our Assemblyman, Mr. J. N. Long of Richmond, and our Senator, W. R. Starkey of Martinez, requesting their support of this measure.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, March 3, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 322—An act to amend section 1741 of the Political Code, relating to the powers and duties of high school boards—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass as amended.

Committee membership—15; committee vote: Ayes—12; absentees—3.

HARRIS, Chairman.

Senate Bill No. 322 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 213—An act providing for the establishment, government, and maintenance of a child welfare research station under the management of the Regents of the University of California, and making an appropriation therefor;

Also: Senate Bill No. 339—An act to make an appropriation to carry out the provisions of "An act to establish a Nautical School at the port of San Francisco, to provide for the conduct and maintenance thereof, to make an appropriation therefor, and to authorize the Governor to request and to receive aid from the United States

in compliance with the provisions of an act of Congress, approved March 4, 1911," approved May 14, 1917;
Has had the same under consideration, and respectfully reports the same back, and recommends that they be re-referred to Committee on Finance.
Committee membership—15; committee vote: Ayes—12; absentees—3. Vote on both bills the same.

HARRIS, Chairman.

Senate Bills Nos. 213 and 353 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 334—An act to amend section 1880 of the Political Code, relating to the issuance of bonds by school districts for the erecting of buildings needed by the district;
Also: Senate Bill No. 335—An act to amend section 1608 and section 1830 of the Political Code, relating to the voting of taxes for the purpose of erecting a residence in which to house employees of school districts;
Also: Senate Bill No. 338—An act to amend section 1838 of the Political Code, relating to the powers and duties of the governing boards of school districts in levying taxes for building and equipment purposes;
Also: Senate Bill No. 556—An act to amend section 1546 of the Political Code, relating to the powers and duties of the county superintendent of schools;
Also: Senate Bill No. 279—An act to amend section 1770 of the Political Code, relating to county boards of education and their meetings, compensation and expenses;
Also: Senate Bill No. 323—An act to amend sections 1610 and 1696 of the Political Code, relating to public schools;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.
Committee membership—15; committee vote: Ayes—12; absentees—3. Vote on all bills the same.

HARRIS, Chairman.

Senate Bills Nos. 334, 335, 338, 556, 279 and 323 ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, March 2, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 471—An act making an appropriation to carry out the purposes of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California" and amendatory acts thereto—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it be re-referred to Committee on Finance.
Committee membership—11; present—10; committee vote: Ayes—9; absent—1.

CROWLEY, Chairman.

Senate Bill No. 471 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 472—An act to amend an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended, by amending section three of said act by providing ——has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass as amended.
Committee membership—11; committee vote: Ayes—10; absent—1.

CROWLEY, Chairman.

Senate Bill No. 472 ordered on file for second reading.

RESOLUTIONS.

The following resolutions were offered:

By Committee on Contingent Expenses:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Senate in the sum of one hundred dollars in favor of the Secretary of the Senate, for the purchase of postage stamps, and the State Treasurer is hereby directed to pay the same.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater and Yonkin—27.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Senate for the sum of eight hundred sixty-eight dollars and eighty four cents ($868.84), to pay the amounts as itemized below, and the State Treasurer is hereby directed to pay the same:

Pacific Telephone and Telegraph Company:	
For service, month of February, 1921	89 00
1 Stn. D. January 4 to January 31	87
Service connection charge	1 50
Long distance calls	19 15
For service, month of March, 1921	9 00
Western Union Telegraph Company:	
Telegrams	6 92
W. F. Purnell:	
1 dictionary	7 50
Sleeper Stamp Company:	
4 Senate badges	5 25
1 metal file box	2 25
H. S. Crocker Company, Inc.:	
3 stamp racks	4 50
McDowell & Harding:	
Framing	2 90
Total	$868 84

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Osborne, Otis, Rigdon, Rominger, Rush, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 3, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Lyon to introduce a bill, entitled "An act relating to and providing for the formation, organization and management of corporations for the purpose of receiving and maintaining a fund or funds and applying the income and principal thereof to promote the wellbeing of mankind," has had the same under consideration, and respectfully recommends that the request be granted.

Committee members—5; noes—none.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rominger, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senator Lyon: Senate Bill No. 927—An act relating to and providing for the formation, organization and management of corporations for the purpose of receiving and maintaining a fund or funds and applying the income and principal thereof to promote the wellbeing of mankind.

Bill read first time, and referred to Committee on Corporations.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 3, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Cartwright to introduce a bill entitled "An act to amend an act entitled 'An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of persons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations; creating the Railroad Commission Fund and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act,' approved April 23, 1915, by amending sections 2, 14 and 46 thereof," has had the same under consideration, and respectfully recommend that the request be granted.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Godsil: Senate Bill No. 928.—An act to amend section 7 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915.

Bill read first time, and referred to Committee on Public Utilities.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 3, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Osborne to introduce a bill entitled "An act appropriating money to be expended by the State Water Commission in supervising and regulating the distribution of water in accordance with determined rights, as provided in the Water Commission Act"—has had the same under consideration, and respectfully recommends that the request be granted.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Johnson, Jones, King, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Osborne: Senate Bill No. 929.—An act appropriating money to be expended by the State Water Commission in supervising and regulating the distribution of water in accordance with determined rights, as provided in the Water Commission Act.

Bill read first time, and referred to Committee on Finance.

RESOLUTION—(OUT OF ORDER.)

The following resolution was offered, out of the regular order:

By Senator Scott:

WHEREAS, The national flag is a symbol of the nation and has been the inspiration of our citizenship throughout the entire history of our republic; and

WHEREAS, The California Bear Flag is emblematic of the Americanization of California; and

WHEREAS, In days gone by the President's rostrum in the Senate has been graced with the beautiful national emblem and the expressive California Bear Flag; and

WHEREAS, In the opinion of the Committee on Military Affairs these banners should be restored to their places of honor in the Senate Chamber; now, therefore, be it

Resolved, That the Sergeant-at-Arms of the Senate is hereby requested to procure the necessary flags and at once proceed to drape the President's rostrum in suitable fashion by placing the Star Spangled Banner on one side and the California Bear Flag on the other, these flags to remain in place at all times in the future.

Resolution read, and on motion of Senator Scott adopted.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Sharkey:

SENATE CHAMBER, SACRAMENTO, March 3, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act relating to the city of San Rafael (an infant), title and submerged lands of the State of California, within the present boundaries of said city, including the right to wharf out, reclaim and regulating the management, use and control thereof.

Request referred to Committee on Rules.

By Senator Yonkin:

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act providing that any corporation organized under the laws of the State of California providing to policyholders, policy holders or beneficiaries mutual insurance upon the assessment plan, including fraternal benefit societies, may deposit with the Insurance Commissioner securities in trust for the benefit of its policyholders, policy holders or beneficiaries wherever the laws of any state of the United States or of any country, except in the United States, require such deposit as a prerequisite for transacting business in such other state or foreign country, and declaring it to be subject to laws governing deposits of securities by standard insurance companies.

Request referred to Committee on Rules.

By Senator Scott:

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to amend section 3665a of the Political Code, defining gross receipts from operation.

Request referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILLS—(OUT OF ORDER).

The following resolution was introduced, out of the regular order:

By Senator Jones: Senate Concurrent Resolution No. 22—Relative to the charter of the city of Palo Alto.

Resolution referred to Committee on Municipal Corporations.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 902—An act to amend section 1 of the act entitled "An act in relation to pimping, to define and prohibit the same, and

providing for punishment thereof; and for the competency of certain evidence at the trial therefor," approved February 8, 1911.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 908—An act to amend section 286 of the Penal Code, relating to the crime against nature.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 68—An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof, and repealing an act entitled "An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof," approved May 7, 1919.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 923—An act to amend section 1033 of the Code of Civil Procedure, relating to the filing of memorandum of costs and affidavit.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 39—An act to amend section 548 of the Code of Civil Procedure, relating to the sale of property by an officer under a writ of attachment.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 909—An act to amend section 285 of the Penal Code, relating to incest.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 623—An act to validate bonds of Marin Municipal Water District of Marin County, California, and all proceedings relating thereto.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 519—An act to amend section 1702 of the Code of Civil Procedure, relating to appointment of trustees.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 761—An act to amend section 408 of the Code of Civil Procedure, relating to the writ of summons.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 82—An act to recognize and declare valid all proceedings in Drainage District No. 200 of Butte County.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 373—An act to amend section 412 of the Code of Civil Procedure, relating to service of summons by publication.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 7, page 1, of the printed bill, strike out the word "manager", and insert in lieu thereof the word "managing."

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 11, page 1, of the printed bill, strike out the letter "s" in the word "affidavits" and the comma following.

Amendment adopted.

AMENDMENT NUMBER THREE.

In line 11, page 1, of the printed bill, strike out the words "in detail".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 427—An act to amend section 2169 of the Political Code, relating to the attendance, examination, fees and expenses of witnesses at hearings of persons charged with being insane.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 3 of the printed bill, strike out the words "superior judge" and insert in lieu thereof the words "judge of the superior court".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 8 of the printed bill, strike out the word "superior".

Amendment adopted.

AMENDMENT NUMBER THREE.

In line 12 of the printed bill, strike out the word "superior".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 1264—An act making an appropriation to meet the deficiency in the appropriation for the salaries of Assemblymen for the seventy-first and seventy-second fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1264 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1265—An act making an appropriation to meet the deficiency in the appropriation for the mileage of Assemblymen for the seventy-first and seventy-second fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1265 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Caminetti, Chambers, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rush, Sample, Scott, Starkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—OUT OF ORDER.

The following report of standing committee was received and read, out of the regular order:

ON MILITARY AFFAIRS.

SENATE CHAMBER, SACRAMENTO, March 3, 1921.

MR. PRESIDENT: Your Committee on Military Affairs, to which was referred Senate Bill No. 381—An act appropriating money for repairs, improvements, equipment and furnishings for the Veterans' Home at Yountville;

Also: Senate Bill No. 555—An act appropriating the sum of $75,000 to defray the expense, during the seventy-third and seventy-fourth fiscal years, of organizing, controlling, equipping, instructing and maintaining the high school cadet companies in the State of California and for promoting rifle practice in said companies and to further carry out the purposes of an act entitled "An act to provide for the organization, control and equipment of high school cadet companies and for the promotion of rifle practice therein, and appropriating the sum of $5,000 therefor;"

Also: Senate Bill No. 593—An act to add a new section to the Penal Code, to be numbered 211a, relating to robbery committed on persons in vehicles on public highways;

Has had the same under consideration, and respectfully reports the same back, and recommends that they be re-referred to Committee on Finance.

Committee membership—5; committee vote: Ayes—4, absent—1.

SCOTT, Chairman.

Senate Bills Nos. 381, 555 and 593 re-referred to Committee on Finance.

RECESS.

At eleven o'clock and thirty-five minutes a.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m. the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of regular order:

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, March 2, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 288—An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, hotels and dwellings, and the maintenance, use and occupancy of the premises and

land on which tenement houses, hotels and dwellings are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide for its enforcement, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, and the maintenance, use and occupancy of the premises and land on which tenement houses are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled 'An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof, and repealing an act entitled "An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof," approved April 16, 1909, Statutes of California of 1909, page 948,' approved April 10, 1911, Statutes of California of 1911, page 860, and approved June 13, 1913, Statutes of California, 1913, page 737, and approved May 29, 1915, Statutes of California, page 952, and all acts amendatory thereof, and approved May 31, 1917, Statutes of California of 1917, page 1473;" and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of hotels, and the maintenance, use and occupancy of the premises and land on which hotels are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled 'An act to regulate the building and occupancy of hotels and lodging houses in incorporated towns, incorporated cities, and cities and counties, to provide penalties for the violation thereof," approved June 16, 1913, Statutes of California of 1913, page 1429,' and approved May 31, 1917, Statutes of California of 1917, page 1422;" and repealing an act entitled "An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings, and maintenance, use and occupancy of the premises and land on which dwellings are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof, and approved May 31, 1917, Statutes of California of 1917, page 1461" has had the same under consideration, and respectfully reports the same back, with amendments, and without recommendation.

Committee membership 11; committee vote: Ayes 10; absent—1.

CROWLEY, Chairman.

Senate Bill No. 288 ordered on file for second reading.

At two o'clock and five minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering University and agricultural appropriations.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following persons appeared before the Committee of the Whole:

R. N. Wilson, Agricultural Legislative Committee.
Dr. Iverson.
Clyde L. Seavey, member State Board of Control.
Robert G. Sproul, Controller University of California.
Garrett F. McEnerney, Regent University of California.
Guy C. Earl, Regent University of California.
Fred H. Bixby, Long Beach, ex-president California Cattlemen's Association.
Sam H. Greene, secretary-manager California Dairy Council.

COMMITTEE OF THE WHOLE RISES.

At six o'clock and five minutes p.m., Senator Breed moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Friday, March 4, 1921.

Motion carried.

IN SENATE.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

ADJOURNMENT.

At six o'clock and ten minutes p.m., on motion of Senator Breed the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Friday, March 4, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Caminetti, Cory, E. M. Cox, W. J. Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—31.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, March 3, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Flaherty, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Miss Lillian Herzog, of San Francisco.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. Robert Golway, of Gridley.

COMMUNICATION.

The following communication was received and read:

STATE BOARD OF CONTROL,

SACRAMENTO, CALIFORNIA, March 3, 1921.

Senate of the State of California, Sacramento, California.

GENTLEMEN: Pursuant to the instructions contained in Assembly Concurrent Resolution No. 9, adopted January 14, we submit herewith a complete report of the

names of all the officers and employees in each and every office, department, board, bureau, commission, and institution of the government of the State of California, with their titles and their monthly salaries or wages, all as of January 1, 1921. Also is given a statement showing the number of persons engaged for temporary or emergency work during the fiscal year ending June 30, 1921, and the total amount expended therefor.

As a part of the report we are preparing the following four summaries which will show the totals of the monthly and yearly expenditures for salaries and wages as of January 1, 1921, of all the State agencies, the first of which summaries accompanies this report:

(1) All those agencies which appear in the general appropriation bill.
(2) The self-supporting agencies.
(3) State Highway Commission, which is financed entirely by bond issues and motor vehicle tax funds.
(4) University of California, which is supported partly by State appropriations and partly by endowment funds and other income. (The University payroll submitted in the report is the entire payroll, paid partly by the State and partly by endowment funds and other income.)

In these summaries nineteen salary groups have been set up, showing for each agency the number of officers and employees that fall within each salary group. The lowest of these salary groups include those receiving $75 or less per month, and the groups range in amounts up to $801 to $900 per month. The summaries will also show what percentage each group is of the whole number of employees.

Each of the four summaries will show the average monthly salary of all officers and employees as follows:

(1) Departments appearing in the general appropriation bill, average monthly salary, $131.35.
(2) Self-supporting departments, average monthly salary, $140.82.
(3) Highway Commission, average monthly salary, $135.07.
(4) University of California, average monthly salary, $134.48.

In addition to the salaries received, maintenance also is furnished to certain employees in hospitals, prisons, reformatories, institutions for feeble-minded, Veterans' Home, institutions for the blind, Women's Relief Corps Home and certain field parties of the State Highway Commission.

Respectfully submitted.

STATE BOARD OF CONTROL.
S. P. ALLEN, Secretary.
STATE CIVIL SERVICE COMMISSION.
NOVA J. BEAL, Secretary.

MOTION.

Senator Carr, W. J., moved that the Committee on Revision and Printing investigate and report back to the Senate this afternoon as to the comparative cost of printing or mimeographing the report of the Board of Control in reference to salaries submitted to the Senate this date.

Motion carried.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 4, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 902—An act to amend section 1 of the act entitled "An act in relation to pimping, to define and prohibit the same, and providing for punishment thereof; and for the competency of certain evidence at the trial therefor," approved February 8, 1911;

Also: Senate Bill No. 908—An act to amend section 286 of the Penal Code, relating to the crime against nature;

Also: Senate Bill No. 68—An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof and repealing an act entitled "An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof," approved May 7, 1919;

Also: Senate Bill No. 923—An act to amend section 1033 of the Code of Civil Procedure, relating to the filing of memorandum of costs and affidavit;

Also: Senate Bill No. 39—An act to amend section 548 of the Code of Civil Procedure, relating to the sale of property taken by an officer under a writ of attachment;

Also: Senate Bill No. 909—An act to amend section 285 of the Penal Code, relating to incest;

Also: Senate Bill No. 623—An act to validate bonds of Marin Municipal Water District of Marin County, California, and all proceedings relating thereto.

Also: Senate Bill No. 519—An act to amend section 1702 of the Code of Civil Procedure, relating to appointment of trustees;

Also: Senate Bill No. 761—An act to amend section 408 of the Code of Civil Procedure, relating to the writ of summons;

Also: Senate Bill No. 82—An act to recognize and declare valid all proceedings in Drainage District No. 200 of Butte County;

Also: Senate Bill No. 373—An act to amend section 412 of the Code of Civil Procedure, relating to service of summons by publication;

Also: Senate Bill No. 427—An act to amend section 2169 of the Political Code, relating to the attendance, examination, fees and expenses of witnesses at [illegible] of persons charged with being insane;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on [illegible] Senate Concurrent Resolution No. 21—Relative to reorganization of State [illegible] ment—and reports that the same has been correctly [illegible] to the Governor on this third day of March, 1921, at ten o'clock a.m.

OSBORNE, Chairman.

ON RULES.

SENATE CHAMBER, SACRAMENTO, [illegible], 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Scott to introduce a bill entitled—An act to amend section [illegible] of the Political Code, defining gross receipts from operation—[illegible] sideration, and respectfully recommends that the request be granted.

Committee membership—5; committee vote—Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, [illegible], Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, [illegible], Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, [illegible], Sharkey, Shearer, and Slater—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senator Scott: Senate Bill No. 930—An act to amend section 3665*a* of the Political Code, defining gross receipts from operation.

Bill read first time, and referred to Committee on Public Utilities.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 4, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Yonkin to introduce a bill entitled—An act providing that any corporation organized under the laws of the State of California furnishing to members, policy holders or beneficiaries mutual insurance upon the assessment plan, including fraternal benefit societies, may deposit with the Insurance Commissioner securities in

trust for the benefit of members, policy holders and beneficiaries whenever the laws of any state of the United States, or of any country foreign to the United States, require such deposit as a prerequisite for transacting business in such other state or foreign country, said deposits to be subject to laws governing deposits of securities by standard insurance companies, has had the same under consideration, and respectfully recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced out of the regular order:

By Senator Yonkin: Senate Bill No. 931—An act providing that any corporation organized under the laws of the State of California furnishing to members, policy holders or beneficiaries mutual insurance upon the assessment plan, including fraternal benefit societies, may deposit with the Insurance Commissioner securities in trust for the benefit of members, policy holders and beneficiaries whenever the laws of any state of the United States, or of any country foreign to the United States, require such deposit as a prerequisite for transacting business in such other state or foreign country, said deposits to be subject to laws governing deposits of securities by standard insurance companies.

Bill read first time, and referred to Committee on Insurance.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 4, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Sharkey to introduce a bill entitled "An act granting to the city of San Rafael the salt marsh, tide and submerged lands of the State of California, within the present boundaries of said city, including the right to wharf out therefrom, and regulating the management, use and control thereof" has had the same under consideration, and respectfully recommends that the request be granted.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bill was introduced out of the regular order:

By Senator Sharkey: Senate Bill No. 932—An act granting to the city of San Rafael the salt marsh, tide and submerged lands of the State of California, within the present boundaries of said city, including the right to wharf out therefrom, and regulating the management, use and control thereof.

Bill read first time, and referred to Committee on Commerce and Navigation.

RESOLUTIONS—(OUT OF ORDER).

The following resolution was offered:

By Senator Crowley:

WHEREAS, There are now before the Senate many appropriation bills relating to State institutions; and

WHEREAS, Complete and detailed information concerning the needs of schools, hospitals, prisons and other State institutions can best be secured by the Senate only by a personal inspection of said institutions by members of this body; now, therefore, be it

Resolved, by the Senate of the State of California, That the President of the Senate be and he is hereby empowered and directed to appoint a special committee consisting of seven members of the Senate to visit said State institutions, ascertain the needs thereof, and render to the Senate its report thereon and its recommendations in respect thereto; and be it further

Resolved, That the sum of $2,500, or such portion thereof as may be needed, be and the same is hereby set aside from and out of the contingent expense fund of the Senate to the use of said committee in defraying the actual necessary expenses that may be incurred by said committee in making its investigation and report, including the traveling expenses of the members, the compensation and expenses of a clerk or secretary, and other incidental expenses.

Resolution read, and referred to Special Committee on Budget Hearings.

By Senator Sharkey:

WHEREAS, This day, Warren G. Harding has been inaugurated as President of the United States, and in that exalted position will be confronted by tremendous problems affecting this nation in a period of its history fraught with grave dangers by reason of the natural unrest which follows after a great war; and

WHEREAS, The people of the State of California are deeply and vitally interested in all forward looking aims and ideals; and

WHEREAS, President Harding has shown by his public utterances that he is a man of progressive thought; and

WHEREAS, The members of the Senate of the State of California desire to express to our President the deep feeling of confidence in his ability to meet the problems that will arise, and also to extend to him any assistance that lies within their power; now, therefore, be it

Resolved, by the Senate of the State of California, That the Secretary of the Senate be and she hereby is instructed to telegraph to the President of the United States the sentiments herein expressed.

Resolution read, and on motion of Senator Sharkey adopted.

REQUESTS FOR INTRODUCTION OF BILLS.

The following requests for permission to introduce bills were presented:

By Senator Irwin:

SENATE CHAMBER, SACRAMENTO, March 4, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to add a new section to the Political Code, to be numbered 4041*f*, providing for homes and meeting places for veterans and associations of veterans.

Request referred to Committee on Rules.

By Senator Shearer:

SENATE CHAMBER, SACRAMENTO, March 4, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to recognize and declare valid all proceedings in Grenada Irrigation District.

Request referred to Committee on Rules.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 322—An act to amend section 1741 of the Political Code, relating to the powers and duties of high school boards.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 20, of the printed bill, after the word "area" insert the word "city" and a comma.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 334—An act to amend section 1880 of the Political Code, relating to the issuance of bonds by school districts for the erecting of buildings needed by the district.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 335—An act to amend section 1608 and section 1830 of the Political Code, relating to the voting of taxes for the purpose of erecting a residence in which to house employees of school districts.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 338—An act to amend section 1838 of the Political Code, relating to the powers and duties of the governing boards of school districts in levying taxes for building and equipment purposes.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 556—An act to amend section 1546 of the Political Code, relating to the powers and duties of the county superintendent of schools.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 279—An act to amend section 1770 of the Political Code, relating to county boards of education and their meetings, compensation and expenses.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 323—An act to amend sections 1610 and 1696 of the Political Code, relating to public schools.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 472—An act to amend an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and

care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended, by amending section 3 of said act by providing ——

On motion of Senator Jones, Senate Bill No. 472 was passed on file.

Senate Bill No. 288. An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, hotels and dwellings, and the maintenance, use and occupancy of the premises and land on which tenement houses, hotels and dwellings are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and unincorporated cities and counties, and to provide for its enforcement, and to provide penalties for the violation thereof, and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, and the maintenance, use and occupancy of the premises and land on which tenement houses are erected or located, in all parts of the State of California, including incorporated towns, unincorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof"; and repealing an act entitled "An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof, and repealing an act entitled 'An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof,' approved April 16, 1909, Statutes of California of 1909, page 948, approved April 10, 1911, Statutes of California of 1911, page 859, and approved June 13, 1913, Statutes of California, 1913, page 737, and approved May 29, 1915, Statutes of California, page 952, and all acts amendatory thereof," and approved May 31, 1917, Statutes of California of 1917, page 1473; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of hotels, and the maintenance, use and occupancy of the premises and land on which hotels are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof"; and repealing an act entitled "An act to regulate the building and occupancy of hotels and lodging houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof," approved June 16, 1913, Statutes of California of 1913, page 1429, and approved May 31, 1917, Statutes of California of 1917, page 1422; and repealing an act entitled "An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings, and the maintenance, use and occupancy of the premises and land on which dwellings are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof, and approved May 31, 1917, Statutes of California of 1917, page 1461."

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 26, of title, omit the words "nine hundred forty-eight", and in lieu thereof insert the figures "948".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 27, of title, omit the words "eight hundred", and in line 28 omit the word "sixty", and in lieu thereof insert the figures "860".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 29, of title, omit the words "seven hundred thirty-seven", and in lieu thereof insert the figures "737".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 30, of title, omit the words "nine hundred fifty-", and in line 31 omit the word "two", and in lieu thereof insert the figures "952".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, line 32, of title, omit the words "one thousand", and in line 33 omit the words "four hundred seventy-three", and in lieu thereof insert the figures "1473".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 10, of title, insert the word "and" before the word "to".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 11, of title, omit the word "one", and in line 12 omit the words "thousand four hundred twenty-nine", and in lieu thereof insert the figures "1429".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 13, of title, omit the words "one thousand", and in line 14 omit the words "four hundred twenty-two", and in lieu thereof insert the figures "1422".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2, line 17, of title, insert the word "the" after the word "and" and before the word "maintenance".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 2, line 22, of title, omit the words "one thousand four hundred sixty-one", and in lieu thereof insert the figures "1461".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 7, line 3, after the period after the word "them" add a new paragraph as follows: "In every incorporated town, incorporated city, and incorporated city and county, every owner or lessee of every tenement house occupied by five or more families, or hotel shall obtain a permit of occupancy each calendar year from the department designated by this act to issue permits of occupancy, which permit of occupancy shall run for one year from the date of its issuance. Such permit of occupancy shall not issue unless such tenement house or hotel conforms to the provisions of this act regarding sanitation. No annual permit of occupancy shall be required for any tenement house occupied or intended or designed to be occupied by less than five families, but such tenement house must obtain the original permit of occupancy upon completion. Every permit of occupancy so issued shall be displayed in some conspicuous place in the building so as to be readily seen by the authorized representatives of any department charged with the enforcement of this act."

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 7, line 4, omit the words "hereafter erected, altered, con-", and in line 5 omit the words "verted or moved".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 11, line 51, omit the comma after the word "stairways", and omit the words "and outside", and in line 52 omit the words "stringers of open stairways".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 12, line 5, omit the word "improved", and in lieu thereof insert the word "approved".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 12, line 5, omit the word "of", and in lieu thereof insert the word "or".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 12, line 15, omit the dash after the word "Shall" and before the word "whenever".

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 13, line 19, omit the word "building", and in lieu thereof insert the words "tenement house or hotel".

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 13, line 27, omit the comma after the word "abut" and all the balance of the wording on the line, and omit all the wording in line 28, and omit all the wording in line 29 up to and including the period after the word "street", and in lieu thereof insert the following: ": *provided, however*, that semifireproof or wooden tenement houses or hotels may be erected of a height more than two times the width of the widest street to which the lots abut on which such tenement houses or hotels are situated; *provided*, that in such tenement houses or hotels each story that is built above the height hereinbefore prescribed is set back not less than six feet from the street facade of the story immediately below such story; *and provided, further*, that the height limit for semifireproof or tenement houses or hotels above set out is not exceeded."

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 13, line 35, omit the period at the end of the sentence after the word "height", and in lieu thereof insert the following words: "*and provided*, such wooden tenement house or hotel shall not have more than three stories occupied or intended or designed to be occupied for human habitation."

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 13, line 45, after the period after the word "lot", add a new sentence to read as follows: "For the purpose of this section the width of street shall be measured from the extreme front of the building to the front of lot opposite across the street."

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 15, line 12, omit the word "where", and in lieu thereof insert the words "which is designed to have".

Amendment adopted.

AMENDMENT NUMBER TWENTY-TWO.

On page 15, line 12, omit the words "is pro", and in line 13 omit the words "vided" and "width or".

Amendment adopted.

AMENDMENT NUMBER TWENTY-THREE.

On page 16, line 17, after the table omit the word "There", and in lieu thereof insert the words "*Provided, however*, there".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FOUR.

On page 16, line 19, omit the semicolon after the word "length", and omit the words "*provided, however*, that the", and in lieu thereof insert a comma after the word "length", and then insert the following words: "except in the case of outer courts in tenement houses not more than two stories in height. The".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FIVE.

On page 16, line 22, omit the word "*further*", and in lieu thereof insert the word "*however*".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SIX.

On page 17, line 26, in the last column omit the figures "140", and in lieu thereof insert the figures "175".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SEVEN.

On page 17, line 27, in the last column omit the figures "180", and in lieu thereof insert the figures "225".

Amendment adopted.

AMENDMENT NUMBER TWENTY-EIGHT.

On page 19, line 47, after the word "*provided*" insert the words "in every dwelling hereafter erected in any incorporated town, incorporated city or incorporated 'city and county' ".

Amendment adopted.

AMENDMENT NUMBER TWENTY-NINE.

On page 21, line 5, omit the word "building", and in lieu thereof insert the words "tenement house or hotel".

Amendment adopted.

AMENDMENT NUMBER THIRTY.

On page 21, line 39, after the word "are" omit the period and insert a comma, and add the following wording: "*provided*, that such windows face the street, yard or court to which such porches abut".

Amendment adopted.

AMENDMENT NUMBER THIRTY-ONE.

On page 22, line 7, after the word "area" omit the period and insert a semicolon, and insert the following words: "*provided, however*, that rooms in dwellings designed to be occupied by but one family shall have a minimum aggregate window area of twelve square feet irrespective of the floor area of the room."

Amendment adopted.

AMENDMENT NUMBER THIRTY-TWO.

On page 22, line 14, omit the words "compartment, bath, toilet or shower room," and in lieu thereof insert the words, ", bath or urinal the aggregate window area".

Amendment adopted.

AMENDMENT NUMBER THIRTY-THREE.

On page 22, line 19, omit the word "building", and in lieu thereof insert the words "tenement house or hotel".

Amendment adopted.

AMENDMENT NUMBER THIRTY-FOUR.

On page 22, line 30, after the word "Every" insert the word "such".

Amendment adopted.

AMENDMENT NUMBER THIRTY-FIVE.

On page 25, line 31, before the word "section" insert the words "and the preceding paragraph of this".

Amendment adopted.

AMENDMENT NUMBER THIRTY-SIX.

On page 26, line 26, after the period insert a new paragraph, to read as follows: "Every dwelling hereafter erected, designed and built to accommodate four or more families shall be provided with at least one bath tub or shower-bath and for each four families or fractional part thereof in excess of four families there shall be provided an additional bath tub or shower-bath. Such bath tubs or shower-baths shall be located in a suitable compartment or compartments therefor. Every dwelling hereafter erected designed and built to accommodate ten or more persons not living together as families shall be provided with at least one bath tub or shower-bath and for each fifteen such persons or fractional part thereof in excess of the first ten persons living therein there shall be provided an additional bath tub or shower-bath. Such bath tubs or shower-baths shall be located in a suitable compartment or compartments therefor."

Amendment adopted.

AMENDMENT NUMBER THIRTY-SEVEN.

On page 33, line 29, after the word "door" insert the word "opening".

Amendment adopted.

AMENDMENT NUMBER THIRTY-EIGHT.

On page 35, line 4, omit the words "SEC. 53."

Amendment adopted.

AMENDMENT NUMBER THIRTY-NINE.

On page 36, line 38, after the word "vent" insert the word "shaft".

Amendment adopted.

AMENDMENT NUMBER FORTY.

On page 37, line 2, omit the words "a vent shaft", and in lieu thereof insert the words "vent shafts in tenement houses or hotels."

Amendment adopted.

AMENDMENT NUMBER FORTY-ONE.

On page 37, line 32, omit the word "for", and in lieu thereof insert the words "or other fluid".

Amendment adopted.

AMENDMENT NUMBER FORTY-TWO.

On page 38, line 26, omit the words "steel studs and metal lath", and in lieu thereof insert the words "studs lathed on both sides with metal lath and plastered with Portland cement plaster not less than three-quarters of an inch thick."

Amendment adopted.

AMENDMENT NUMBER FORTY-THREE.

On page 38, line 27, omit all the wording in that line and omit all the wording on line 28 up to and including the period after the word "thick."

Amendment adopted.

AMENDMENT NUMBER FORTY-FOUR.

On page 39, lines 38 to 52, omit all of the wording in all of the lines inclusive of line 52.

Amendment adopted.

AMENDMENT NUMBER FORTY-FIVE.

On page 40, lines 1 to 44, omit all of the wording in all of the lines inclusive of line 44, and in lieu thereof insert the following:

"SEC. 62. Every building hereafter erected shall be constructed in a safe and substantial manner; the materials used therein shall be of substantial stock and of the kinds in this act elsewhere provided; the footings, foundations, walls, joists, studding, girders, columns and all other bearing portions shall be of such sizes and so constructed to safely sustain in all parts all the live and dead loads transmitted thereto. Each floor shall be constructed to safely sustain a live load of not less than forty pounds to each square foot. Each roof shall be so constructed to safely sustain a live load of not less than twenty pounds to each square foot. The loads shall be computed on the basis of at least a factor of safety of four. Schedules for weights of materials, and formulas used for computing loads, shall be of standard recognized practice including those contained in "F. E. Kidders Architects and Engineers Pocket Book," "American Civil Engineers' Pocket Book," and other standard architects and engineers handbooks. For the purposes of this act the term "dead load" shall be deemed to be the weight of the walls, partitions, framing, floors, roofs and similar permanent construction that enters into a building, and the term "live load" shall be deemed to be all other forms of loading in the building including the assumed live loads for floors and roofs above set forth.

In every tenement house or hotel hereafter erected, the studs in every bearing wall and partition shall be not less than two inches by four inches (2"x4"), and in every such building that exceeds two (2) stories in height the studs in every bearing wall and partition below the second floor thereof shall be not less than two inches by six inches (2"x6") or the equivalent thereof. Every stud wall and partition shall have fire stops at each floor and ceiling and at approximately half way between the floor and the ceiling, except that where two (2) inch plates are used the full width of the studs at the floor and ceiling of a wall or partition, then the fire stops at the floor and ceiling may be omitted. Each stud wall and partition shall be diagonally braced at each corner and at least once in each twenty five (25) feet length thereof, except where such exterior walls and partitions are plastered and

back-plastered with Portland cement plaster on expanded metal lath reinforcement that weighs not less than three and four-tenths (3.4) pounds to the square yard. Every such partition or wall that is plastered and back-plastered shall be plastered not less than three-quarters (¾) of an inch thick and back-plastered between the studs not less than one-half (½) of an inch thick in an approved manner so that the expanded metal lath will be thoroughly imbedded in the plaster. Over each bearing partition or wall and at the exterior walls, the space between the floor joists shall be blocked solid with blocks not less than two (2) inches thick and the full depth of the joists. No wooden floor joists less than two inches by eight inches (2"x8") shall be used to support any floor above the first floor of any such building and such floor joists shall not be spaced more than sixteen (16) inches apart. No span of such two inch by eight inch (2"x8") floor joist shall exceed fourteen (14) feet. All joists that span more than fourteen (14) feet or that otherwise vary from the foregoing dimensions or that support loads other than the live floor loads, shall be of such sizes as to safely sustain the loads transmitted thereto. No floor joist or other bearing support shall be cut or notched for any purpose unless reinforced to take up the weakness caused thereby. Every span of wooden floor joists shall be cross-bridged with two (2) inch cross bridging at intervals not more than seven (7) feet apart, and a bearing partition, wall, girder or other support under such joists that is blocked solid over the top thereof between the joists as hereinbefore provided shall take the place of a cross bridging. Wherever the soil conditions make it practicable to do so, every tenement house or hotel hereafter erected shall have a masonry foundation composed of hard incombustible materials and the footings of such foundation shall in no case be less than sixteen (16) inches wide at the bottoms thereof and the foundation walls shall not be less than six (6) inches wide at the tops thereof. The footings of such foundation walls shall not be less than ten (10) inches below the surface of the adjoining ground levels and such foundation walls shall extend at least six (6) inches above the adjoining ground levels. The widths of such foundation walls and footings shall be increased whenever necessary to support additional loads transmitted thereto."

Amendment adopted.

AMENDMENT NUMBER FORTY SIX.

On page 41, line 43, omit the word "building", and in lieu thereof insert the word "buildings".

Amendment adopted.

AMENDMENT NUMBER FORTY SEVEN.

On page 42, line 44, omit the word "Before".

Amendment adopted.

AMENDMENT NUMBER FORTY-EIGHT.

On page 42, lines 45 to 47, omit all the wording in all the lines inclusive of line 47, and in lieu thereof insert "Not more than two thicknesses of wall paper shall be placed upon any wall, partition or ceiling of any room in any tenement house or hotel. Where any such wall, partition or ceiling has two thicknesses of wall paper thereon the old wall paper shall be first removed therefrom before re-papering. Nothing in this section contained shall prohibit painting or calcimining over wall paper."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

RE-REFERENCE OF SENATE BILL.

Senate Bill No. 288, as amended, was, on motion of Senator Crowley, re-referred to Committee on Public Health and Quarantine.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 902—An act to amend section 1 of the act entitled "An act in relation to pimping, to define and prohibit the same, and

providing for punishment thereof; and for the competency of certain evidence at the trial therefor," approved February 8, 1911.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 902 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Johnson, Jones, King, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 908—An act to amend section 286 of the Penal Code, relating to the crime against nature.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 908 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Johnson, Jones, King, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 68—An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof, and repealing an act entitled "An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof," approved May 7, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 68 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Ingram, Inman, Johnson, King, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 923—An act to amend section 1033 of the Code of Civil Procedure, relating to the filing of memorandum of costs and affidavit.

On motion of Senator Chamberlin, Senate Bill No. 923 was passed on file.

Senate Bill No. 39—An act to amend section 548 of the Code of Civil Procedure, relating to the sale of property by an officer under a writ of attachment.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 39 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 909—An act to amend section 285 of the Penal Code, relating to incest.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 909 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 623—An act to validate bonds of Marin Municipal Water District of Marin County, California, and all proceedings relating thereto.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 623 passed by the following vote:

AYES—Senators Allen, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 519—An act to amend section 1702 of the Code of Civil Procedure, relating to appointment of trustees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 519 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, Osborne, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 761—An act to amend section 408 of the Code of Civil Procedure, relating to the writ of summons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 761 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 82—An act to recognize and declare valid all proceedings in Drainage District No. 200 of Butte County.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 82 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 373—An act to amend section 412 of the Code of Civil Procedure, relating to service of summons by publication.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 373 passed by the following vote:

AYES—Senators Allen, Arbuckle, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Inman, Irwin, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 427—An act to amend section 2169 of the Political Code, relating to the attendance, examination, fees and expenses of witnesses at hearings of persons charged with being insane.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 427 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson, Jones, Lyon, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, March 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 3, 1921, concurred in Senate Amendments to Assembly Bill No. 1264—An act making an appropriation to meet the deficiency in the appropriation for the salaries of Assemblymen for the seventy-first and seventy-second fiscal years.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Clerk.

REQUEST FOR USE OF SENATE CHAMBER.

Senator Crowley asked for and was granted unanimous consent for use of the Senate Chamber by the Committee on Public Health and Quarantine on Wednesday evening, March 9, 1921.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:
By Senator Breed:

Resolved, That the following named person be and is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite her name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount, and the Treasurer is directed to pay the same.

Marjorie Mott, Stenographer.....at $5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—28.

NOES—None.

REPORTS OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 4, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 38, entitled—An act to amend section 154 of the Penal Code, relating to a debtor's fraudulent removal, disposal or concealment of his property or effects;

Also: Senate Bill No. 925, entitled—An act to recognize and declare valid the Knightsen Irrigation District, and all proceedings in relation thereto and to the organization thereof;

Also: Senate Bill No. 302, entitled—An act to amend an act entitled "An act to establish police courts in cities of the first and one-half class, to fix the jurisdiction of said courts and to provide for the officers thereof, to prescribe the powers and duties of the officers of said courts and to fix the compensation of certain officers thereof, and to repeal an act entitled 'An act to establish police courts in cities of the first and one-half class, to fix their jurisdiction and provide for officers of said courts and fix the compensation of certain officers thereof,' which became a law under the provisions of the constitution of the State of California without the Governor's approval on the fifth day of March, 1901, and all acts amendatory of said act or supplementary thereto," approved June 6, 1913, by amending section 6 thereof, providing for a clerk and deputy clerks for police courts in cities of the first and one-half class, fixing their compensation, providing for their duties and responsibilities, and providing for the care and disposition of moneys in their hands, and their removal and tenure of office; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—9; absentees—8. Vote on all bills the same.

JONES, Chairman.

Senate Bills Nos. 38, 925 and 302 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 917, entitled—An act to add a new section to the Penal Code to be numbered 654*b*, regarding the advertisement of the sale of second hand or defective merchandise;

Committee membership—17; committee vote: Ayes—9; absentees—8;

Also: Senate Bill No. 117, entitled—An act to provide for the filing of names, marks or other devices used to indicate ownership, providing for certain benefits therefrom, and prescribing penalties for violating the provisions hereof; repealing an act (approved March 21, 1911) entitled "An act to protect the owners of bottles, boxes, siphons and kegs used in the sale of olives, olive oil, salad oil, soda waters, mineral or aerated water, porter, ale, cider, ginger ale, milk, cream, small beer, lager

beer, weiss beer, white beer or other beverages, repealing 'An act to protect the owners of bottles, boxes, siphons, and kegs used in the sale of soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer, or other beverages,' approved March 31, 1891, also repealing 'An act to amend an act entitled an act to protect the owners of bottles, boxes, siphons, and kegs, used in the sale of soda waters, mineral and aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer or other beverages (approved March 31, 1891) by adding thereto a new section after section 4 thereof relating to deposits, to be numbered as section 5 of said act, by renumbering section 5 of said act as section 6 thereof, and amending the same relating to assignments, and by renumbering section 6 of said act as section 7 thereof'," approved March 5, 1903;

Committee vote: Ayes, 9; absent, 8.

Also: Senate Bill No. 87, entitled—An act to amend section 94 of the Penal Code, relating to crimes against public justice;

Committee vote: Ayes, 7; noes, 1; absent, 8;

Has had the same under consideration, and respectfully reports the same back with amendments, and recommends that they do pass as amended.

JONES, Chairman.

Senate Bills Nos. 917, 117 and 87 ordered on file for second reading.

RECESS.

At eleven o'clock and fifty-five minutes a.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Rush:

SENATE CHAMBER, SACRAMENTO, March 4, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to add a new section, to be known as 9a 19, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled, 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act, approved February 25, 1911, as amended," said section relating to salaries of county librarians.

Request referred to Committee on Rules.

COMMUNICATION.

The following communication was received, and ordered printed in Journal:

By Senator Scott:

WHEREAS, Various measures have been and may be introduced in the Legislature of the State of California which have for their object the creation of a system of censorship of motion pictures or the drama; now, therefore, be it

Resolved, By Musicians' Union, Local No. 6, in meeting duly assembled, that this organization is unalterably opposed to any and all measures, bills or acts which have for their object censorship in any form, and we are likewise unalterably opposed to any act, measure or bill that has for its object anything that is kindred to censorship or which may be the first step in that direction. Censorship is fundamentally

unpatriotic, un-American, illiberal and intolerant. It is a direct blow at free speech and the right of liberty of action within the law as these rights are guaranteed by the constitution of the United States and of the State of California. It is a sinister menace to the untrammeled right of organized labor to legitimately and properly present its cause to the American people. It will put in the hands of a small group the power to direct, regulate and control an important medium of information and to pervert and color the news. Censorship of the drama, whether it be screen or spoken, is no more to be justified than censorship of the speech or press or of the pulpit. Any invasion on the right of free speech is a threat to liberty itself.

There is no need for censorship. Laws of the country, both federal and state, are ample to protect any indecent, lewd or immoral exhibitions. The exhibition of films or the presentation of plays that shock the moral sensibilities of the people or that are corrupting or indecent, are of rare and infrequent occurrence. Immoral or indecent exhibitions are the exception, and not the rule, and the people should be permitted to judge, both of the character of amusement they desire and the kind of news they want. In short, censorship in its fundamental aspect, is an attempt to throttle free speech, and if carried to its logical development will produce in America the same sort of conditions that prevailed in Germany and in Russia at the outbreak of the war.

We protest against censorship of any and every sort as an attempt on the part of an intolerant and illiberal few to subvert American principles and to overthrow American institutions.

At two o'clock and five minutes p.m., on motion of Senator Carr, W. J., the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering university and agricultural appropriations.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following persons appeared before the Committee of the Whole:

Max Thelen, Attorney for Tax Investigation and Economy League
G. H. Hecke, Director State Department of Agriculture.
Guy C. Earl, Regent of University of California.
Robert G. Sproul, Controller University of California.
Marshall DeMotte, Chairman State Board of Control.
Dr. W. H. Walker, President California Farm Bureau Federation.
A. H. Smith, President First National Bank, Chico, California.

COMMITTEE OF THE WHOLE RISES.

At five o'clock and fifty-five minutes p.m., Senator Carr, W. J., moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Monday, March 7, 1921.

Motion carried.

IN SENATE.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Rigdon: Senate Joint Resolution No. 16—Relative to remount appropriation.

Resolution referred to Committee on Federal Relations.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, March 4, 1921.

MR. PRESIDENT: Your Committee on Corporations, to which was referred Senate Bill No. 441, entitled—An act concerning corporations of this State and the issue to employees and to persons actively engaged in the conduct of their business of their stock—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass as amended.

Committee membership 11; committee vote: Ayes—7; absentees—4.

CHAMBERLIN, Chairman.

Senate Bill No. 441 ordered on file for second reading.

ADJOURNMENT.

At six o'clock p.m., on motion of Senator Carr, W. J., the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Saturday, March 5, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Burnett, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Inman, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Sample, Shearer, and Slater—23.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Friday, March 4, 1921, the further reading was dispensed with, on motion of Senator Sample.

MESSAGES FROM THE ASSEMBLY.

The following message from the Assembly was taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 4, 1921, passed the following:

Assembly Bill No. 23—An act to amend section 1703½ of the Code of Civil Procedure, relating to the distribution of estates of deceased persons where a portion of the estate consists of money, and the distributee cannot or will not receive distribution thereof personally:

Also: Assembly Bill No. 69—An act to amend section 338 of the Code of Civil Procedure, relating to limitations of actions;

Also: Assembly Bill No. 70—An act to amend section 671 of the Code of Civil Procedure, relating to priority of judgment liens;

Also: Assembly Bill No. 78—An act to amend section 1619 of the Code of Civil Procedure, relating to fees of attorneys of executors and administrators.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 23, 69, 70 and 78 read first time, and referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT

SENATE CHAMBER, SACRAMENTO, March 5, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 322—An act to amend section 1741 of the Political Code, relating to the powers and duties of high school boards;

Also: Senate Bill No. 334—An act to amend section 1880 of the Political Code, relating to the issuance of bonds by school districts for the erecting of buildings needed by the district;

Also: Senate Bill No. 335—An act to amend section 1608 and section 1830 of the Political Code, relating to the voting of taxes for the purpose of erecting a residence in which to house employees of school districts;

Also: Senate Bill No. 338—An act to amend section 1838 of the Political Code, relating to the powers and duties of the governing boards of school districts in levying taxes for building and equipment purposes;

Also: Senate Bill No. 356—An act to amend section 1546 of the Political Code, relating to the powers and duties of the county superintendent of schools;

Also: Senate Bill No. 279—An act to amend section 1770 of the Political Code, relating to county boards of education and their meetings, compensation and expenses;

Also: Senate Bill No. 323—An act to amend sections 1610 and 1696 of the Political Code, relating to public schools;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

REQUESTS FOR INTRODUCTION OF BILLS.

The following requests for permission to introduce bills were presented:

By Senator Allen:

SENATE CHAMBER, SACRAMENTO, March 3, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to establish, construct, complete, maintain and manage a State hospital for the care, custody, confinement, maintenance and treatment of insane convicts, and of certain other insane persons charged with the commission of a felony, near the State Prison at Folsom, California; to provide for the government, management and conduct thereof; to authorize and direct appropriation of public money and funds therefor; to empower, authorize and direct the use and expenditure of public money and funds heretofore authorized and appropriated by that certain act entitled "An act to provide for the erection at Folsom State Prison of a building for the accommodation of insane prisoners and making an appropriation therefor," approved March 26, 1903, and all acts amendatory thereof or supplemental thereto.

Request referred to Committee on Rules.

Also:

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party.

Request referred to Committee on Rules.

RECESS.

At eleven o'clock and thirty minutes a.m., on motion of Senator Carr, W. J., the President declared the Senate at recess until the hour of twelve o'clock and thirty minutes p.m.

RECONVENED.

At twelve o'clock and thirty minutes p.m., the Senate reconvened. Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

RECESS.

At twelve o'clock and forty minutes p.m., on motion of Senator Carr, W. J., the President declared the Senate at recess until the hour of two o'clock and fifteen minutes p.m.

RECONVENED.

At two o'clock and fifteen minutes p.m., the Senate reconvened. Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, March 5, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Senate Bill No. 855—An act to amend sections 3664*a*, 3664*b*, 3664*c*, and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the State.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bill No. 855 ordered to enrollment.

RECESS.

At two o'clock and twenty minutes p.m., on motion of Senator Carr, W. J., the President declared the Senate at recess until the hour of three o'clock and forty-five minutes p.m.

RECONVENED.

At three o'clock and forty-five minutes p.m., the Senate reconvened. Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read, out of the regular order:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 5, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 855—An act to amend sections 3664*a*, 3664*b*, 3664*c*, and 3664*d* of the Political Code, all relating to taxation of public service and other corporations, banks and insurance companies for the benefit of the State and reports that the same has been correctly enrolled. And presented the same to the Governor on this fifth day of March, 1921, at 3 o'clock and 40 minutes p.m.

OSBORNE, Chairman.

ADJOURNMENT.

At three o'clock and fifty minutes p.m., on motion of Senator Carr, W. J., the President declared the Senate adjourned until eleven o'clock a.m., Monday, March 7, 1921.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Monday, March 7, 1921.

Pursuant to adjournment, the Senate met at eleven o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—31.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Saturday, March 5, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVES OF ABSENCE.

Senators Sharkey, Carr, F. M., and Canepa were, on motion of Senator Flaherty, granted leave of absence for this day.

Senator Otis was, on motion of Senator Crowley, granted leave of absence for this day.

Senator Osborne was, on motion of Senator Jones, granted leave of absence for this day.

Senator Dennett was, on motion of Senator Harris, granted leave of absence for this day.

PETITIONS.

The following petitions were presented by Senator Ingram, and ordered printed in the Journal:

By Senator Ingram:

GRASS VALLEY, CALIFORNIA, March 3, 1921.

DEAR SIR: The Grass Valley Sportsmen's Club, at its monthly meeting held Wednesday evening, March 2, 1921, unanimously resolved as being opposed to any measure or measures which would consolidate the State Fish and Game Commission with any other body, or legislate the said commission out of office. We believe that the funds raised by the sportsmen of the State in the payment of their hunting and fishing licenses should be forever kept separate and used for the propagation and protection of the fish and game of the State, and should not at this or any other time be paid into the general fund.

We would therefore protest the use of this money for any other purpose than the protection and propagation of fish and game.

We further believe the warden service as at present constituted to be in the best interest of all concerned and the most effective service that has ever been rendered in this State for the protection of fish and game.

As the commission is self-supporting we can see no good reason for its consolidation with any other body, and we would therefore ask your cooperation in aiding to defeat any measures which would destroy the present usefulness of the commission.

Thanking you for your consideration of this matter, we are,

Yours very truly,

GRASS VALLEY SPORTSMEN'S CLUB.
By A. B. CHAMPION, President.

J. J. PHILLIPS, Secretary.

By Senator Sample:

SAN DIEGO, CALIFORNIA, February 17, 1921.

SIR: We, the undersigned proprietors of barber shops in San Diego respectfully request you to give your support to the enactment of Sunday rest bill, designated as Senate Bill No. 713, and Assembly Bill No. 501.

It closes unnecessary businesses on Sunday and gives to employers and employees one general rest day in seven.

Very respectfully,

E. R. KELSEY,
And 66 others.

COMMUNICATIONS.

The following communications were received, and ordered printed in the Journal:

By Senator Allen:

DEPARTMENT OF PRINTING, STATE OF CALIFORNIA,
SACRAMENTO, March 4, 1921.

Hon. Newton M. Allen, Chairman Committee on Revision and Printing, Senate.

DEAR SENATOR: As per your request for an estimate on cost of printing 200 copies of the list of State officers and employees, wish to advise you that the Assembly is contemplating the printing of 2000 copies of this document, in which case we could print 200 additional copies at the same time we are printing the lot for the Assembly at a very small cost, approximately $25 or $30.

However, in case the Assembly does not desire to have this pamphlet printed, the cost of printing 200 copies will be approximately $1550.

You will understand all of our work is done on absolute cost basis, therefore you will be charged with the actual cost of this work, whatever it may be, this amount of $1550 simply being our estimate.

Very truly yours,

J. M. CREMIN, Superintendent.
By WM. L. RIGSBEE.

Also:

LEGISLATIVE COUNSEL BUREAU, SACRAMENTO, March 4, 1921.

Hon. Newton M. Allen, Senate Chamber, State Capitol.

MY DEAR SENATOR ALLEN: Referring to the report of the State Board of Control, showing the salaries of State employees, which you submitted to this Bureau with the request for an estimate of the cost of mimeographing two hundred copies of the

same, I beg to advise you that I estimate that it will cost approximately two thousand dollars to complete the same, with the exception of the first two pages, which are tables and would have to be white-printed, owing to the fact that they are too large to be successfully mimeographed.

Respectfully submitted.

GEORGE B. BUSH, Legislative Counsel.

MOTION.

Senator Breed moved that the Committee on Revision and Printing obtain from the Assembly 200 copies of the list of State officers and employees, heretofore submitted to the Senate, or, if this be impracticable, that the committee, in their discretion, obtain the same number from the State Printer, provided the cost be approximately $25 or $30.

Motion carried.

MOTION.

Senator Slater addressed the Senate on the occasion of the birthday of the Honorable Luther Burbank of Santa Rosa, California, and moved that the Senate forward birthday greetings this day by wire, to the said Honorable Luther Burbank.

Motion unanimously carried.

ADDRESS IN HONOR OF LUTHER BURBANK.

DELIVERED BY H. W. SLATER.

It is a great pleasure and privilege at this time for me to call the attention of the Senate to the fact that this day, March 7, by Legislative enactment is Conservation and Bird and Arbor Day, in honor of Luther Burbank's birthday.

Today in his home town of Santa Rosa, where for fifty years he has untiringly followed his great work in the realm of plant life, Mr. Burbank is celebrating his seventy-third birthday. Despite the fact that he has passed by three years man's allotment of three score and ten, Mr. Burbank is still full of vigor and at the present time is engaged in the perfection of many new fruits, flowers, cereals, shrubs and other forms of plant life. In his great work Mr. Burbank has been styled "God's Assistant to Nature." Throughout the years he has builded for himself name and fame that long since became world wide.

In common with many previous years, there came to Santa Rosa last year emissaries from a number of countries of the Old World and the Far East, to see Mr. Burbank and consult with him on new agricultural and horticultural products. Some of these men came from the war-torn countries where, following the war, agriculture had to be rehabilitated.

Mr. Burbank takes deep and abiding interest in the welfare of children, and today throughout this great State many hundreds of school children are planting flowers and trees in his honor and in commemoration of today joining with many clubs and other organizations.

I am sure, Mr. President, the Senate will join heartily with me in extending this great world man and distinguished citizen of California hearty birthday felicitations, and I am forwarding to Mr. Burbank the following telegram:

"The Senate joins with me in hearty birthday felicitations and grateful acknowledgment of your wonderful work."

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 472—An act to amend an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State

of California," approved June 12, 1915, as amended, by amending section 3 of said act by providing ———

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title, after the word "amend", insert the following: "sections two and three of".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 9 of the title insert a period instead of a comma after the word "amended", and strike out all the remainder of line 9 and all of line 10 of the title.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed bill, strike out the word "three" and insert in lieu thereof the word "two".

Amendment adopted.

AMENDMENT NUMBER FOUR.

Between lines 10 and 11, on page 1, of the printed bill, insert the following:

"SEC. 2. The State Board of Health shall appoint a director of the bureau, who shall be duly qualified and trained in public health work, whose salary shall be fixed by the board, and such other employees as may be deemed necessary, and shall fix their compensation. The director and all employees of the bureau shall come within the jurisdiction of the Civil Service law. In addition to the administration of the bureau, under the supervision of the State Board of Health, it shall be the duty of the director, and he is hereby invested with full power, to inspect and investigate, and have access to all records and departments of all institutions, both public and private, where tuberculosis patients are treated. He shall prepare annually for each institution a report of its rating on sanitary construction, enforcement of sanitary measures, adequate provision for medical and nursing attendance, provision for proper food, and such other matters of administration as may be designated. Administration of the fund for the care of patients who are county charges in city, county, and city and county tuberculosis wards and hospitals and the tuberculosis wards and hospitals maintained by any group of counties shall be based upon his reports and under the rules and regulations of the board. The director and other employees of the bureau shall be allowed their actual and necessary traveling expenses incurred in the performance of their duties.

"SEC. 2. Section 3 of said act is hereby amended to read as follows:"

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 38—An act to amend section 154 of the Penal Code, relating to a debtor's fraudulent removal, disposal or concealment of his property or effects.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 925—An act to recognize and declare valid the Knightsen Irrigation District, and all proceedings in relation thereto and to the organization thereof.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 302—An act to amend an act entitled "An act to establish police courts in cities of the first and one-half class, to fix the jurisdiction of said courts and to provide for the officers thereof, to

prescribe the powers and duties of the officers of said courts and to fix the compensation of certain officers thereof, and to repeal an act entitled 'An act to establish police courts in cities of the first and one-half class, to fix their jurisdiction and provide for officers of said courts and fix the compensation of certain officers thereof,' which became a law under the provisions of the constitution of the State of California without the Governor's approval on the fifth day of March, 1901, and all acts amendatory of said act or supplementary thereto,'' approved June 6, 1913, by amending section 6 thereof, providing for a clerk and deputy clerks for police courts in cities of the first and one-half class, fixing their compensation, providing for their duties and responsibilities, and providing for the care and disposition of moneys in their hands, and their removal and tenure of office.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 917—An act to add a new section to the Penal Code to be numbered 654*b*, regarding the advertisement of the sale of second-hand or defective merchandise.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill strike out the letter "*b*" following the compound word "fifty-four", and insert in lieu thereof the letter "*c*".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 1 of the printed bill strike out the letter "*b*" following the figures "654", and insert in lieu thereof the letter "*c*".

Amendment adopted.

AMENDMENT NUMBER THREE.

In line 7 of the printed bill strike out the word "or".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 117—An act to provide for the filing of names, marks or other devices used to indicate ownership, providing for certain benefits therefrom, and prescribing penalties for violating the provisions hereof; repealing an act (approved March 21, 1911) entitled ''An act to protect the owners of bottles, boxes, siphons and kegs used in the sale of olives, olive oil, salad oil, soda waters, mineral or aerated water, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, white beer or other beverages, repealing 'An act to protect the owners of bottles, boxes, siphons, and kegs used in the sale of soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer, or other beverages,' approved March 31, 1891, also repealing 'An act to amend an act entitled ''An act to protect the owners of bottles, boxes, siphons, and kegs, used in the sale of soda waters, mineral and aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss

beer, beer, white beer or other beverages (approved March 31, 1891) by adding thereto a new section after section 4 thereof relating to deposits, to be numbered as section 5 of said act, by renumbering section 5 of said act as section 6 thereof,' and amending the same relating to assignments, and by renumbering section 6 of said act as section 7 thereof,' approved March 5, 1903."

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 2, of the printed bill, after the comma following the word "cafe" insert the word "dairy" and a comma.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 2, of the printed bill, after the comma following the word "laundry" insert the following: "cannery, fruit or vegetable drying plant".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, lines 3 and 4, of the printed bill, strike out the following: "engaged in the business of supplying", and insert in lieu thereof the following: "which supplies".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 5, of the printed bill, after the comma following the word "devices" insert the following: "lug boxes" and a comma.

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 6, of the printed bill, after the comma following the word "cafes" insert the following: "dairies,".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 7, of the printed bill, after the comma following the word "industry" insert the following: "or in the fruit and vegetable growing and packing industry,".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 19, of the printed bill, after the word "bottle" insert the following: a comma and the words "lug box".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 25, of the printed bill, strike out the word "where" and insert in lieu thereof the word "whose".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2, line 26, of the printed bill, after the comma following the word "bottle" insert the following: a comma and the words "lug box".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 2, line 29, of the printed bill, strike out the word "where" and insert in lieu thereof the word "whose".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 2, line 35, of the printed bill, after the comma following the word "cafe" insert the following: "dairy,".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 2, line 35, of the printed bill, after the comma at the end of said line insert the following: "cannery, produce, fruit or commission house,".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 2, line 38, of the printed bill, after the word "bottles" insert the following: a comma and the words "lug boxes".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 2, line 41, of the printed bill, after the word "bottles" insert the following: a comma and the words "lug boxes".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 3, line 18, of the printed bill, after the word "bottles" insert the following: a comma and the words "lug boxes".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 3, line 27, of the printed bill, after the word "bottle" insert the following: a comma and the words "lug box".

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 3, line 33, of the printed bill, after the word "bottle" insert the following: a comma and the words "lug box".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 87—An act to amend section 94 of the Penal Code, relating to crimes against public justice.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 8 of the printed bill, after the word "section" strike out the period and add the following: a comma and the words "nor shall the compensation received therefor be deemed to constitute fees or perquisites of office".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 441—An act concerning corporations of this State and the issue to employees and to persons actively engaged in the conduct of their business of their stock.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed bill, strike out all of the line following the comma after the word "stock" and all of lines 19 and 20 up to the word "which".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 24, of the printed bill, strike out the entire line, and on page 2, lines 1 and 2, strike out all thereof up to and including the word "corporations".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 32, of the printed bill, strike out the word "a", and one line 33, the word "majority", and insert in lieu thereof the word "two-thirds".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 3, line 19, of the printed bill, strike out the word "actually" and insert in lieu thereof the word "actively".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 3 of the printed bill add the following sections:

"SEC. 5. Nothing in this act contained shall be construed to control, limit or otherwise affect the power of any corporation to issue, by way of sale or otherwise, shares of its capital stock, whether to employees or those actively engaged in the conduct of its business or to other persons.

"SEC. 6. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

THIRD READING OF SENATE BILLS.

Senate Bill No. 923—An act to amend section 1033 of the Code of Civil Procedure, relating to the filing of memorandum of costs and affidavit.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 923 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 322—An act to amend section 1741 of the Political Code, relating to the powers and duties of high school boards.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 322 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 334—An act to amend section 1880 of the Political Code, relating to the issuance of bonds by school districts for the erecting of buildings needed by the district.

On motion of Senator Slater, Senate Bill No. 334 was passed on file.

Senate Bill No. 335—An act to amend section 1608 and section 1830 of the Political Code, relating to the voting of taxes for the purpose of erecting a residence in which to house employees of school districts.

On motion of Senator Slater, Senate Bill No. 335 was passed on file.

Senate Bill No. 338—An act to amend section 1838 of the Political Code, relating to the powers and duties of the governing boards of school districts in levying taxes for building and equipment purposes.

On motion of Senator Slater, Senate Bill No. 338 was passed on file.

Senate Bill No. 556—An act to amend section 1546 of the Political Code, relating to the powers and duties of the county superintendent of schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 556 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 279—An act to amend section 1770 of the Political Code, relating to county boards of education and their meetings, compensation and expenses.

In the absence of the author, Senate Bill No. 279 was passed on file.

Senate Bill No. 323—An act to amend sections 1610 and 1696 of the Political Code, relating to public schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 323 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

RECESS.

At eleven o'clock and forty-five minutes a.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, March 7, 1921.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 192, entitled "An act creating an irrigation and water conservation district to be known as Santa Clara Valley Conservation District; providing for the election of a board of trustees, and the management and control of said district by said board of trustees, and defining the powers and duties of said board; authorizing said district to acquire water rights, to acquire and hold property, to sue and be sued and to have and exercise all rights and powers of a public corporation; providing for the levy and collection of assessments; and providing for the issue and payment of bonds"—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that said amendments be adopted, and that it be re-referred to Committee on Irrigation.

IRWIN, Chairman.
DUNCAN, INMAN, KING, BOGGS, HARRIS.

Senate Bill No. 192 ordered on file for second reading.

Re-referred in advance to Committee on Irrigation, after second reading and amendment.

At two o'clock and twenty minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following persons appeared before the Committee of the Whole:

Wigginton E. Creed, president Pacific Gas and Electric Company, San Francisco, California.

Paul Shoup, vice president Southern Pacific Company, San Francisco, California.

Herbert W. Clark, counsel San Francisco-Oakland Terminal Railways, San Francisco, California.

Clarence M. Oddie, Western representative American Short Line Railroad Association.

B. C. Carroll, general agent Pacific Telephone and Telegraph Company, San Francisco, California.

Champ F. Vance, vice president Los Angeles Gas and Electric Corporation, Los Angeles, California.

COMMITTEE OF THE WHOLE RISES.

At five o'clock and forty minutes p.m., Senator Breed moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Tuesday, March 8, 1921.

Motion carried.

IN SENATE.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Sfoermer at the desk.

COMMUNICATION—(OUT OF ORDER).

The following communication was received, out of the regular order, and ordered printed in Journal:

By Senator Carr, W. J.:

SAN FRANCISCO, March 7, 1921

I have no figures in my possession showing what item or items can be eliminated from the State budget without impairing the efficiency of the State government. I signed an appeal to the citizens of California to call upon the representatives of the State to give most serious consideration to the question of equitable distribution of taxation burdens and of economy, as the present economic crisis can only be cured through rigid economy and exercise of common sense on the part of the State and its citizens. The whole subject of taxation, so far as the banks are concerned, was assigned to the California Bankers' Association, which was created to handle such subjects. We have absolute confidence in the officers of the association and accept their findings. I ask to be excused from appearing, as I can not add anything of value to the discussion as a result of a personal study.

FRANK B. ANDERSON,
President the Bank of California, N. A.

MOTION.

Senator Carr, W. J., moved that in view of the preceding telegram, received from Frank B. Anderson, President of the Bank of California, N. A., that said Frank B. Anderson be excused from attendance on the budget hearings.

Motion carried.

By the President:

SAN FRANCISCO, March 7, 1921.

Paul Shoup, Sacramento.

As vice president and assistant to the president of this company, in addition to your relation as president of Pacific Electric Railway Company, I hope the Committee on Hearings on Budget will accept your testimony as serving also for mine, as I stated in the joint committee hearing on Wednesday, February 23, all that I had to say on the subject, and I left the rest for you to develop, so far as this company is concerned.

WM. SPROULE.

MOTION.

Senator Carr, W. J. moved that in view of the preceding telegram received from Wm. Sproule, President of the Southern Pacific Railroad, that said Wm. Sproule be excused from attendance on the budget hearings.

Motion carried.

ADJOURNMENT.

At five o'clock and forty-five minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Tuesday, March 8, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoerner at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—36.

Quorum present.

PRAYER.

Prayer was offered by the Rev. W. C. Whitaker, pastor of Oak Park Baptist Church of Sacramento.

READING OF THE JOURNAL.

During the reading of the Journal of Monday, March 7, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVES OF ABSENCE.

Senator Scott was, on motion of Senator Crowley, granted leave of absence for this day.

Senator Lyon was, on motion of Senator Arbuckle, granted leave of absence for this day.

Senator Dennett was, on motion of Senator Harris, granted leave of absence for this day.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Gen. Robert Wankowski, Grand Commander of Knights Templar of California.

On request of Senator Nelson, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. Talmadge L. Smith of Reno, Nevada.

On request of Senator Flaherty, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. J. McQueeney of Sacramento.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Senate Bill No. 924. An act making an appropriation to meet

the deficiency in the appropriation for the mileage of State Senators for the seventy-first and seventy-second fiscal years.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bill No. 924 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 7, passed the following:

Assembly Bill No. 42—An act to amend sections 288, 289, 291, and 299 of the Code of Civil Procedure, and to add a new section to said code, to be numbered 300, relating to the suspension and disbarment of attorneys;

Also: Assembly Bill No. 223—An act to make available for the use of the United States government suitable places in this State for the public defense and other federal purposes and uses and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed, and to repeal an act entitled, "An act to make available for the use of the United States War Department suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation, and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States for the use of the War Department thereof; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed," approved April 21, 1919;

Also: Assembly Bill No. 567—An act to amend section 672 of the Code of Civil Procedure, relating to the docket to be kept by the clerk.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 42 and 567 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 223 read first time, and referred to Committee on Military Affairs.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON FISH AND GAME.

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Senate Bill No. 558—An act to amend section 21 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—15; committee vote: Ayes—8; absentees—7.

SHARKEY, Chairman.

Senate Bill No. 558 ordered on file for second reading.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 192—An act creating an irrigation and water conservation district to be known as Santa Clara Valley Conservation District; providing for the election of a board of trustees, and the management and control of said district by said board of trustees, and defining the powers and duties of said board; authorizing said district to acquire water rights, to acquire and hold property, to sue and be sued and to have and exercise all rights and powers of a public corporation; providing for the levy and collection of assessments; and providing for the issue and payment of bonds.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of the title, and insert in lieu thereof the following:

An act creating an irrigation and water conservation district to be known as Santa Clara County Irrigation District, subject to the approval of the electors residing in said district; providing for an election to determine whether said district shall be organized; providing for the election of a board of trustees and the management and control of said district by said board of trustees and defining the powers and duties of said board; authorizing said district to acquire water rights, to acquire and hold property, to sue and be sued and to have and exercise all rights and powers of a public corporation; providing for the levy and collection of assessments; and providing for the issue and payment of bonds.

Amendment adopted.

AMENDMENT NUMBER TWO.

Strike out all of the printed bill after the enacting clause and insert in lieu thereof the following:

SECTION 1. The State of California and the people thereof are hereby declared to have a primary and supreme interest in the conservation of the waters of the Santa Clara Valley and the watersheds tributary thereto, to the end that the same may be used for the full, proper and economical irrigation of the lands of Santa Clara Valley. Investigation having shown conditions in Santa Clara Valley to be peculiar to that valley, it is hereby declared that a general law can not be made applicable thereto and that the enactment of this special law is necessary for the conservation and development of said waters for the public good.

SEC. 2. There is hereby created, subject to the approval of the voters of said district as hereinafter provided, a water conservation and irrigation district, to be known and designated as "Santa Clara County Irrigation District," hereinafter in this act referred to as "district," the boundaries of which said district are as follows:

Beginning at the intersection of the center line of the State highway with the north line of Santa Clara County at San Francisquito creek, thence following the center line of said highway southeasterly to the west line of the incorporated limits of the town of Mayfield; thence southwesterly to the southwest corner of the said limits of the town of Mayfield; thence following southeasterly along the southerly boundary of the said town of Mayfield and a prolongation of the same to an intersection with the easterly line of the right of way of the Peninsular railroad; thence following the easterly boundary of the right of way of said railway to Vasona Junction at a point intersecting the prolonged center line of Walker avenue in Walker tract subdivision; thence following the center line of Walker avenue to the center line of the Santa Clara and Los Gatos road; thence in a direct line southeasterly to the center of section 14, T. 8 S., R. 1 W., M. D. B. & M.; thence in a direct line southeasterly to the southeast corner of section 13, T. 8 S., R. 1 W., M. D. B. & M.; thence in a direct line southeasterly to a point two miles east and one and one-half (1½) miles south of the aforesaid southeast corner of said section 13; thence east one mile; thence southeasterly to the junction of the center lines of the Almaden and McKean roads; thence following the center line of McKean road easterly to an intersection with the center line of a road on the west line of lot 25 of the Martin Clayton, Chase and Shillingsburg subdivision; thence along the said road to the northeast corner of lot 22 and the northerly line of lots 21, 22, and 20 of said

subdivision to Harry road; thence along the northerly boundary of said subdivision to the northwest corner of lot 30; thence in a direct line northwesterly to the point of intersection of the westerly line of the right of way of the Edenvale-Almaden branch of the Southern Pacific railroad and the center line of Alamitos creek; thence following the westerly line of said Southern Pacific railroad right of way northwesterly to a point 35 chains southerly along said right of way from the center line of Downer avenue; thence in a direct line southeasterly to the center line of Snell road at a point 135 chains south of center line of Downer avenue; thence east 155 chains; thence S. 46° E. 85 chains; thence easterly 120 chains more or less to a point on the easterly line of 410 acre tract marked on the Santa Clara County map, dated December 1, 1914, as belonging to the Bay Cities Water Company; thence southeasterly along easterly line of said property approximately parallel to the Southern Pacific railroad 100 chains to the center line of Bailey avenue; thence in a direct line southerly 99 chains more or less to the southwest corner of a 30 acre strip of land shown upon the map of Santa Clara County dated December 1, 1914, as belonging to the San Jose Water Company; thence in a direct line to the southwest corner of Murphy Colombet subdivision No. 2; thence following the southerly boundary of the Murphy Colombet subdivisions Nos. 2 and 3 and Daugherty and Randol subdivision to the southeast corner of lot 26 of the last named subdivision; thence in a direct line southeasterly to the northeast corner of lot 8 of Morgan Hill ranch No. 3; thence along the easterly line of said lot 8 to the center line of Llagas avenue; thence southwesterly along Llagas avenue to an intersection with the center line of Hale avenue; thence southeasterly along Hale avenue to an intersection with the center line of Main avenue; thence northeasterly along Main avenue to the easterly line and along the said easterly line of lots 85 to 90, Morgan Hill ranch No. 3; to the center line of Dunne avenue; thence southwesterly along Dunne avenue to the westerly line of lot 1 of Dunne ranch No. 3; thence southeasterly along the westerly line of lots 1, 2 and 3, Dunne ranch No. 3 to center line of Spring avenue; thence southwesterly to N.W. corner, lot 19 and southeasterly along westerly line of lots 19, 16, 15, 14 and 13, of Dunne ranch No. 3 to center line of Edmundson avenue; thence southwesterly along Edmundson avenue to line between lots 59 and 60, southeasterly between said lots 59 and 60 and southwesterly along easterly line of said lot 60, all in Dunne ranch No. 3 to the westerly line of the Smith tract; thence along the westerly line of the Smith tract to the southeast corner of the same at the center line of the Watsonville road; thence southwesterly along the Watsonville road to the line between lots 8 and 9, Machado tract; thence northwesterly on line between lots 8, 9, 15 and 16 to a point midway of the length of said lot 15, thence southwesterly parallel to the westerly line of lots 15, 14, and 13, Machado tract, to center line of Llagas creek; thence following the center line of Llagas creek up stream to the northeast corner of lot 19, Dunne ranch No. 2; thence along the easterly line to the southwest corner of said lot 19; thence in a direct line to the southeast corner of lot 1, Dunne Ranch No. 2, on the westerly line of Machado tract; thence northeasterly and southeasterly along the westerly line of lot 44 and southerly line of lot 45, Machado tract, to center line of Sycamore avenue; thence along Sycamore avenue to center line of Llagas creek; thence following the center line of Llagas creek down stream to the center line of the State highway; thence S. 48½° W., 65 chains; thence in a direct line southeasterly to the southwest corner of lot 2, Murphy subdivision; thence in a direct line to the center line of Day road on east line of Phelps tract; thence along Day road to intersection with center line Morey avenue; thence along Morey avenue southerly 92 chains more or less to the northerly line of the H. Miller subdivision; thence easterly along the northerly line of said H. Miller subdivision and its prolongation to center of State highway; thence southeasterly along State highway to intersection center line of Leavesley road; thence easterly along center line of Leavesley road to intersection center line of New avenue; thence northwesterly along New avenue to intersection center lines of New avenue and Church road; thence in a direct line to the intersection of the center line of San Martin avenue and east line of lot 233, San Martin ranch; thence along the east line of lots 233 to 227 to the center line of Middle avenue; thence in a direct line to intersection of center lines of Middle avenue and Foothill road; thence along Foothill road to intersection of center line of roads at northwest corner of lot 181, Dunne ranch No. 7; thence in a direct line northwesterly to intersection center lines of Dunne avenue and Hill road; thence along Hill road to Main avenue and the line between lots 7 and 8, Morgan Hill ranch No. 1 to the west line of said ranch; thence along the easterly and northerly boundaries of the Peet subdivision to the center line of Cochran road; thence along the center line of Cochran road easterly to intersection with center line of Coyote road; thence in a direct line northwesterly to an intersection with the center line of Ogier avenue prolonged at a point 70 chains distant from the center line of the State highway; thence in a direct line northwesterly to an intersection with the center line of Bailey avenue prolonged at a point 40 chains distant from the center line of the State highway; thence in a direct line northwesterly to a point located 160 chains southwesterly from the center line intersection of Evergreen and White roads prolonged over the intersection of center lines of Silver creek and Silver creek road; thence northeasterly in a direct line to the intersection of center lines of Evergreen and White roads;

thence in a direct line to center line of intersection of Norwood and Flint avennes; thence along Flint avenue to center line of Marten avenue at northwest corner of Marten subdivision; thence easterly along Marten avenue on northerly line of Marten subdivision; to center of Mt. Pleasant road; thence along Mt. Pleasant road to Story road; thence along Story road to Fleming road; thence along Fleming road to Alum Rock avenue; thence along Alum Rock avenue northerly to intersection center line of McKee road (or Gordon avenue); thence in a direct line northwesterly to the intersection of Milpitas lane and Piedmont road; thence along Piedmont road to Calaveras road; thence in a direct line to an intersection with the north line of Santa Clara County at a point 40 chains northeasterly along said line from the center line of the San Jose-Oakland State highway; thence southwesterly along the north line of Santa Clara County to the center line of Coyote creek; thence up the center line of Coyote creek to the line between townships 5 and 6 south, R. 1 W., M. D. B. & M., which said township line at this point is on the northerly boundary of the Rancho Rincon de los Steros; thence successively westerly, southwesterly, northwesterly, southwesterly, northwesterly and southerly along said northerly boundary of said Rancho Rincon de los Steros to an intersection with the center line of Guadalupe River near the town of Alviso; thence down the center line of said Guadalupe River to its confluence with the center line of Campbell creek; thence up the center line of said Campbell creek to the south boundary line of section 9, T. 6 S., R. 1 W., M. D. B. & M.; thence west along the south boundary lines of sections 9 and 8, T. 6 S., R. 1 W., to the northerly boundary line of the Rancho Pastoria de los Borregas; thence northwesterly along said northerly boundary line of said Rancho Pastoria de los Borregas to the southeasterly boundary line of the Ynigo rancho; thence northeasterly along said southeasterly boundary of said Ynigo rancho to the northeast corner thereof; thence westerly along the northerly boundary of said Ynigo rancho to the northwest corner thereof; thence southwesterly along the northwesterly boundary line of said Ynigo rancho to an intersection with the east and west center line through section 11 T. 6 S. R. 2 W. M. D. B. & M.; thence west along said east and west center line to the line between sections 10 and 11, T. 6 S., R. 2 W., M. D. B. & M.; thence north along said line between sections 10 and 11, twenty (20) chains; thence west to the southeasterly boundary line of the Rancho Rincon de San Francisquito; thence northwesterly in a direct line to the northeast corner of the tract of 210 acres marked on Santa Clara County map dated December 1, 1914, as belonging to John and Josephine Charleston; thence northwesterly along the northerly line of said tract of 210 acres to the northwest corner thereof; thence northwesterly in a direct line to the southeast corner of the Rancho Rinconada del Arroyo de San Francisquito; thence northerly along the easterly boundary of said Rancho Rinconada del Arroyo de San Francisquito to the northerly boundary of Santa Clara County at San Francisquito creek; thence westerly along said northerly boundary line of Santa Clara County to the point of beginning.

SEC. 3. Said district is hereby divided into six divisions, numbered and bounded as follows:

Division 1: Beginning on the easterly line of lot 8 at its intersection with line between lots 3 and 4, Morgan Hill ranch No. 3, thence along the easterly line of said lot 8 to the center line of Llagas avenue; thence southwesterly along Llagas avenue to an intersection with the center line of Hale avenue; thence southeasterly along Hale avenue to an intersection with the center line of Main avenue; thence northeasterly along Main avenue to the easterly line and along the said easterly line of lots 85 to 90, Morgan Hill ranch No. 3, to the center line of Dunne avenue; thence southwesterly along Dunne avenue to the westerly line of lot 1 of Dunne ranch No. 3; thence southeasterly along the westerly line of lots 1, and 2 and 3, Dunne ranch No. 3, to center line of Spring avenue; thence southwesterly to SW. corner lot 19 and southeasterly along westerly line of lots 19, 16 and 15, 14 and 13 of Dunne ranch No. 3 to center line of Edmundson avenue; thence southwesterly along Edmundson avenue to line between lots 59 and 60, southeasterly between said lots 59 and 60 and southwesterly along easterly line of said lot 60, all in Dunne ranch No. 3, to the westerly line of the Smith tract; thence along the westerly line of the Smith tract to the SE. corner of the same at the center line of the Watsonville road; thence southwesterly along the Watsonville road to the line between lots 8 and 9, Machado tract; thence northwesterly on line between lots 8, 9, 15 and 16 to a point midway of the length of said lot 15; thence southwesterly parallel to the westerly line of lots 15, 14, and 13, Machado tract, to center line of Llagas Creek; thence following the center line of Llagas Creek up stream to the northeast corner of lot 19, Dunne ranch No. 2; thence along the easterly line to the southwest corner of said lot 19; thence in a direct line to the southeast corner of lot 1, Dunne ranch No. 2, on the westerly line of Machado tract; thence northeasterly and southeasterly along the westerly line of lot 44 and southerly line of lot 45, Machado tract, to center line of Sycamore avenue; thence along Sycamore avenue to center line of Llagas Creek; thence following the center line of Llagas Creek downstream to the center line of the State highway; thence S. 48½° W. 65 chains; thence in a direct line southeasterly to the southwest corner of lot 2, Murphy subdivision; thence in a direct line to the center line of Day road on east line of Phelps tract; thence along Day road to intersection with

center line Morey avenue; thence along Morey avenue southerly 92 chains more or less to the northerly line of the H. Miller subdivision; thence easterly along the northerly line of said H. Miller subdivision and its prolongation to center of State highway; thence southeasterly along State highway to intersection center line of Leavesley road; thence easterly along center line of Leavesley road to intersection center line of New avenue; thence northwesterly along New avenue to intersection center lines of New avenue and Church road; thence in a direct line to the intersection of the center line of San Martin avenue and east line of lot 233, San Martin ranch; thence along the east line of lots 233 to 227 to the center line of Middle avenue; thence in a direct line to intersection of center lines of Middle avenue and Foothill road; thence along Foothill road to intersection of center line of roads at northwest corner of lot 181, Dunne ranch No. 7; thence in a direct line northwesterly to intersection center lines of Dunne avenue and Hill road; thence along Hill road to Main avenue and the line between lots 7 and 8, Morgan Hill ranch No. 1 to the west line of said ranch; thence along the easterly and northerly boundaries of the Peet subdivision to the center line of Cochran road; thence southwesterly along Cochran road and between lots 3 and 4, Morgan Hill ranch No. 3, to point of beginning.

Division 2: Beginning at intersection of Cochran road and Coyote road, thence in a direct line northwesterly to an intersection with the center line of Ogier avenue prolonged at a point 70 chains distant from the center line of the State highway; thence in a direct line northwesterly to an intersection with the center line of Bailey avenue prolonged at a point 40 chains distant from the center line of the State highway; thence in a direct line northwesterly to a point located 160 chains southwesterly from the center line intersection of Evergreen and White roads prolonged over the intersection of center line of Silver Creek and Silver Creek road; thence northeasterly in a direct line to the intersection of center lines of Evergreen and White roads 30 chains; thence in a direct line northwesterly to the center line intersection of Loup avenue and Tuers road; thence along Tuers road to the northerly line of property marked on Santa Clara County map dated December 1, 1914, as belonging to J. W. Clinton and J. D. Phelan; thence along the northerly line of said property and the northerly line of the Fillmore tract to the westerly line of the Amos White partition; thence along the westerly line of said Amos White partition to center line of Story road; thence northeasterly along Story road to center line Jackson road; thence northwesterly along Jackson road to McKee road; thence along easterly line of property marked on Santa Clara County map dated December 1, 1914, as belonging to M. Overfelt, Peter Gross, J. D. Ferreira, David Hobson, J. H. Flickinger Co., and the westerly line of Machado and Rodriguez to Hostetter road; thence along Hostetter road and the southerly and westerly boundaries of the Platt Gregory subdivision to the northwest corner and thence to the northeast corner of said subdivision at Capitol avenue; thence northwesterly along Capitol avenue to intersection with the westerly line of right of way of Southern Pacific railroad; thence northwesterly along said right of way to north line of Santa Clara County; thence southwesterly along said northerly line of said Santa Clara County to the center line of Coyote Creek; thence up the center line of Coyote Creek to the line between townships 5 and 6 S., R. 1 W., M. D. B. and M., which said township line at this point is on the northerly boundary line of the Rancho Rincon de los Steros; thence successively westerly, southwesterly, northwesterly and southwesterly along said northerly boundary of said rancho to an intersection with the center line of the San Jose and Alviso road; thence southeasterly along the San Jose-Alviso road, First street in the city of San Jose and Monterey road to center line of Almaden road; thence southwesterly along Almaden road to center line of Stone avenue prolonged northerly; thence along Stone avenue, and its prolongation northerly to south line and westerly to southwest corner of lot 18 of Stone subdivision; thence along the westerly line of property marked on Santa Clara County map dated December 1, 1914, as belonging to Joseph Barba, Eliz Kohrs and Warren Cottle, and along the easterly boundary of the J. M. Ogan subdivision to the north line of the property marked on the map of Santa Clara County dated December 1, 1914, as belonging to Tim Cooney; thence along the north and east sides of said property to Downer avenue; thence southerly along Blossom avenue to an intersection with a direct line from a point 35 chains southerly from the center line of Downer avenue along the westerly line of the Edenvale-Almaden branch of the Southern Pacific railroad to an intersection with the center line of Snell road at a point 135 chains south of the center line of Downer avenue; thence in a direct line southeasterly to the center line of Snell road; thence east 155 chains; thence S. 46° E. 85 chains; thence easterly 120 chains more or less to a point on the easterly line 410 acre tract marked on the Santa Clara County map, dated December 1, 1914, as belonging to the Bay Cities Water Company; thence southeasterly along easterly line of said property approximately parallel to the Southern Pacific railroad 100 chains to the center line of Bailey avenue; thence in a direct line southerly 99 chains more or less to the southwest corner of a 30 acre strip of land shown upon the map of Santa Clara County dated December 1, 1914, as belonging to the San Jose Water Company; thence in a direct line to the southwest corner of Murphy Colombet subdivision No.

2; thence following the southerly boundary of the Murphy Colombet subdivisions Nos. 2 and 3 and Dougherty and Randol subdivision to the southeast corner of lot 20 of the last named subdivision; thence in a direct line southeasterly to the northeast corner of lot 8 of Morgan Hill ranch No. 3; thence along the easterly line of said lot 8 to the line between lots 3 and 4 of Morgan Hill ranch No. 3; thence easterly between said lots 3 and 4 to the State highway; thence along Cochran avenue to point of beginning.

Division 3: Beginning at the intersection of center lines of Milpitas lane and Piedmont road, thence southwesterly along Milpitas lane to Capitol avenue; thence along the westerly and southerly boundaries of the Platt Gregory subdivision to Hostetter road; thence along Hostetter road and the westerly line of properties marked on Santa Clara County map dated December 1, 1914, as belonging to Rodriguez and Machada and easterly line of J. H. Flickenger Company, David Hobson, J. D. Fereira, Peter Gross and M. Overfelt, to McKee road; thence along Jackson road to Story road; thence southwesterly along Story road to southwest corner of Amos White partition; thence along westerly line of Amos White partition to the northerly line of the Fillmore tract; thence following the northerly line of the Fillmore tract and of property marked on map of Santa Clara County dated December 1, 1914, as belonging to J. D. Phelan and J. W. Clinton to center line Tuers road; thence along Tuers road to center line Loup avenue; thence in a direct line southeasterly to a point on a direct line prolonged from the intersection of center lines of Evergreen and White roads through the intersection of center lines of Silver creek and Silver creek road; thence northeasterly in a direct line 130 chains to the intersection of center lines of Evergreen and White roads; thence in a direct line to center line intersection of Norwood and Flint avenues; thence along Flint avenue to center line of Marten avenue at northwest corner of Marten subdivision; thence easterly along Marten avenue on northerly line of Marten subdivision to center of Mt. Pleasant road; thence along Mt. Pleasant road to Story road; thence along Story road to Fleming road; thence along Fleming road to Alum Rock avenue; thence along Alum Rock avenue northerly to intersection center line of McKee road (or Cordon avenue) thence in a direct line northwesterly to the intersection of Milpitas lane and Piedmont road, the point of beginning.

Division 4: Beginning at intersection of center lines of Milpitas lane and Piedmont road; thence along Piedmont road to Calaveras road; thence in a direct line to an intersection with the north line of Santa Clara County at a point 40 chains northeasterly along said line from the center line of the San Jose-Oakland State highway; thence southwesterly along the north line of Santa Clara County to the westerly line of right of way of the Southern Pacific railroad; thence along said right of way southerly to an intersection with the center line of Capitol avenue; thence southeasterly along Capitol avenue to center line of Milpitas lane; thence northeasterly along Milpitas lane to point of beginning.

Division 5: Beginning at the intersection of the center line of Coloff road prolonged with the easterly line of right of way of the Peninsular railroad; thence following the easterly boundary of the right of way of said railway to Vasona Junction at a point intersecting the prolonged center line of Walker avenue in Walker tract subdivision; thence following the center line of Walker avenue to the center line of the Santa Clara and Los Gatos road; thence in a direct line southeasterly to the center of section 14, T. 8 S., R. 1 W., M. D. B. & M.; thence in a direct line southeasterly to the S.E. corner of section 13, T. 8 S., R. 1 W., M. D. B. & M.; thence in a direct line southeasterly to a point two miles east and one and one-half (1½) miles south of the aforesaid southeast corner of said section 13; thence east one mile; thence southeasterly to the junction of the center lines of the Almaden and McKean roads; thence following the center line of McKean road easterly to an intersection with the center line of a road on the west line of lot 25 of the Martin, Clayton, Chase and Shillinsburg subdivision; thence along said road to the northeast corner of lot 22 and the northerly line of lots 22, 21 and 20 of said subdivision to Harry road; thence along the northerly boundary of said subdivision to the northwest corner of lot 30; thence in a direct line northwesterly to the point of intersection of the westerly line of the right of way of the Edenvale Almaden branch of the Southern Pacific railroad and the center line of Alamitos creek; thence following the westerly line of said Southern Pacific railroad right of way northwesterly to a point 35 chains southerly along said right of way from the center line of Downer avenue; thence on a direct line southeasterly to the intersection of the center line of Blossom avenue prolonged, said line when prolonged intersecting the center line of Snell road at a point 135 chains south of the center line of Downer avenue; thence north along Blossom avenue in its prolongation along the east line to the north line and thence along the north line of the property, marked on the Santa Clara County map dated December 1, 1914, as belonging to Tim Cooney, to the east line of the J. M. Ogan subdivision; thence along the westerly line of property marked on Santa Clara County map dated December 1, 1914, as belonging to Warren Cottle, Eliz. Kohrs and Joseph Barbra, to the southwest corner of lot 18 of Stone division; thence easterly to center line of Stone avenue; thence northwesterly along Stone avenue prolonged to center line Almaden road; thence along Almaden road to center line Monterey

road; thence along Monterey road, First street, in the city of San Jose and the San Jose-Alviso road to the northerly boundary line of Rancho Rincon de Los Steros; thence along said northerly boundary line of said Rancho Rincon de Los Steros to an intersection with the center line of Guadalupe River near the town of Alviso; thence down the center line of said Guadalupe River to its confluence with the center line of Campbell creek; thence up the center line of said Campbell creek to the south boundary line of section 9, T. 6 S., R. 1 W., M. D. B. & M.; thence west along the south boundary lines of sections 9 and 8, T. 6 S., R. 1 W., to the northerly boundary line of the Rancho Pastoria de Las Borregas; thence northwesterly along said northerly boundary line of said Rancho Pastoria de Las Borregas to the southeasterly boundary of the Ynigo rancho; thence northeasterly along said southeasterly boundary of said Ynigo rancho to the northeast corner thereof; thence westerly along the northerly boundary of said Ynigo rancho to the northwest corner thereof; thence southwesterly along the northwesterly boundary line of said Ynigo rancho to an intersection with the east and west center line through section 11, T. 6 S., R. 2 W., M. D. B. & M.; thence west along said east and west center line to the line between section 10, T. 6 S., R. 2 W., M. D. B. & M.; thence north along said line between sections 10 and 11, twenty (20) chains; thence west to the southeasterly boundary line of the Rancho Rincon de San Francisquito; thence northwesterly in a direct line to the northwest corner of the tract of 100 acres, marked on the Santa Clara County map dated December 1, 1914, as belonging to M. J. Scarpa; thence following southerly along the west property lines of the property marked on said map as belonging to M. J. Scarpa and H. Rengstorff to the westerly line of the Alsip subdivision at the northwest corner of lot 10 in said subdivision; thence southerly along the west line of said subdivision to the northerly boundary line of the right of way of the Southern Pacific railroad; thence southeasterly along the said right of way to the center line of Calderon avenue; thence southerly along Calderon avenue to the center of the State highway; thence northwesterly along said State highway to the center line of Jordan avenue; thence southwesterly along said Jordan avenue to the center line of San Antonio avenue; thence southerly along said San Antonio avenue to the center of Coloff road; thence westerly along said Coloff road and its prolongation westerly to the point of beginning.

Division 6: Beginning at the intersection of the center line of the State highway with the north line of Santa Clara County at San Francisquito creek, thence following the center line of said highway southeasterly to the west line of the incorporated limits of the town of Mayfield; thence southwesterly to the southwest corner of the said limits of the town of Mayfield; thence following southeasterly along the southerly boundary of the said town of Mayfield and a prolongation of the same to an intersection with the easterly line of the right of way of the Peninsular railroad; thence following the easterly boundary of right of way of said railway to an intersection with the prolongation of center line of Coloff road; thence along Coloff road to center line San Antonio avenue; thence along San Antonio avenue to center line of Jordan avenue; thence along Jordan avenue to center line of State highway; thence along State highway to center line of Calderon avenue; thence along Calderon avenue to northerly boundary right of way of Southern Pacific railroad; thence northwesterly along the said right of way to the westerly line of the Alsip subdivision; thence northerly along the west line of the Alsip subdivision to the northwest corner of lot 10 of the same; thence following northerly along the west property lines of the property marked on the Santa Clara County map, dated December 1, 1914, as belonging to H. Rengstorff and M. J. Scarpa to the northwest corner of the property of said M. J. Scarpa; thence northwesterly along the northerly boundary line of the tract of 210 acres marked on the Santa Clara County map, dated December 1, 1914, as belonging to John and Josephine Charleston to the northwest corner thereof; thence northwesterly in a direct line to the southeast corner of the Rancho Rinconada del Arroyo de San Francisquito; thence northerly along the easterly boundary line of said rancho to the northerly boundary of Santa Clara County at San Francisquito creek; thence westerly along said northerly boundary line of said Santa Clara County to the point of beginning.

SEC. 4. The board of supervisors of Santa Clara County within thirty days after the ninetieth day after the final adjournment of the forty-fourth session of the Legislature of California, shall give notice of an election to be held in such proposed district for the purpose of determining whether or not the same shall be organized under the provisions of this act. Such notice shall describe the boundaries herein established, and shall be published for at least three weeks previous to such election, in a newspaper published within the proposed district. Such notice shall require the electors to cast ballots, which shall contain the words "Irrigation District—Yes," or "Irrigation District—No," or words equivalent thereto, and also the names of persons to be voted for at said election. For the purpose of said election the board of supervisors must establish a convenient number of election precincts in said proposed district, and define the boundaries of the same. Such election shall be conducted as nearly as practicable in accordance with the general election laws of the State, but no particular form of ballot shall be required.

SEC. 5. At such election there shall be elected as nearly as practicable in the manner hereinafter provided for general elections, a board of directors consisting of seven members, one to be elected from the first division, two from the second division, one from the third and fourth divisions together, two from the fifth division and one from the sixth division.

SEC. 6. No person shall be entitled to vote at any election held under the provisions of this act unless he possesses all the qualifications required of electors under the general election laws of the State.

SEC. 7. The board of supervisors shall meet on the Monday succeeding such election and shall proceed to canvass the votes cast thereat, and shall cause to be entered on its minutes the result of the canvass. If, upon such canvass it appears that a majority of all the votes cast are "Irrigation District—Yes," the said territory shall be duly organized as the Santa Clara County Irrigation District and all provisions of this act shall be in full force and effect. If it appears upon such canvass that a majority of all votes cast are "Irrigation District—No," this act shall have no further force or effect.

The board of supervisors, upon completion of said canvass by order entered in its minutes shall declare the persons receiving respectively the highest number of votes at said election in their respective divisions to be duly elected as directors.

SEC. 8. Such election, on organization, may be contested by any person owning property within the proposed district liable to assessment. The directors elected at such election shall be made parties defendant. Such contest shall be brought in the superior court of Santa Clara County; *provided*, that if more than one contest be pending they shall be consolidated and tried together. The court shall speedily try such contest, and determine, upon the hearing, whether the election was fairly conducted and in substantial compliance with the requirements of this act, and enter its judgment accordingly. Such contest must be brought within twenty days after the canvass of the vote and declaration of the result by the board of supervisors. The right of appeal is hereby given to either party to the record within thirty days from entry of judgment. The appeal must be heard and determined by the supreme court within sixty days from the time of filing the notice of appeal.

SEC. 9. The officers elected at the election hereinbefore provided for shall immediately enter upon their duties as such, upon qualifying in the manner for such officers herein provided. Said officers shall hold office respectively until their successors are elected and qualified.

SEC. 10. The directors, on the first Tuesday after their election, after they shall have qualified, shall meet and classify themselves by lot into two classes of three and four members respectively, and the term of office of the class having four members shall expire at the next general February election in this act provided for; and the term of office of the class having three members shall terminate at the next general February election thereafter. After such classification, said directors shall organize as a board, shall elect a president from their number, and appoint a secretary, who shall each hold office during the pleasure of the board. The salary of the secretary and the amount of the bond to be given by him for the faithful performance of his duties shall be fixed by the board of directors.

SEC. 11. The board of directors shall hold a regular meeting on the first Tuesday of each month at the place selected as the office of the board; *provided*, that the board may, by resolution duly entered upon its minutes, fix any other time as the time for its regular monthly meeting, but no change in the time of holding regular meetings of the board shall be made until after the resolution proposing such change has been published once a week for two successive weeks in a newspaper published in the district. Such special meetings of the board of directors may be held as may be required for the proper transaction of the business of the district, but a special meeting must be ordered by a majority of the board. The order must be entered of record, and five days' notice thereof must by the secretary be given to each director not joining in the order. The order must specify the business to be transacted, and no other business than that specified in the order may be transacted at such special meeting, unless all the members are present and consent to the consideration of any business not specified in said order. All meetings of the board must be public and four members shall constitute a quorum for the transaction of business; *provided, however*, that on all questions requiring a vote, except a motion to adjourn or a motion to adjourn to a stated time, there shall be a concurrence of at least the number constituting a quorum. A smaller number of directors than a quorum may adjourn from day to day. All records of the board shall be open to public inspection during business hours. Whenever any act is required to be done or proceeding taken by this act, or by an act supplemental or amendatory thereto, on the first Tuesday in any month, such act may be done or proceeding had upon the day specified in the resolution hereinbefore referred to as the time for the regular meeting of the board of directors; *provided*, that when a day other than the first Tuesday in the month shall have been specified as the time for the regular meeting of the board of directors, thereafter the newly elected officers of the district shall take office at noon on the day fixed for the regular monthly meeting of said board in March and said board shall meet for reorganization and the transaction of any other business of the district in the afternoon of said day.

SEC. 12. The board of directors at their regular monthly meeting in January of each year shall render and immediately thereafter cause to be published a verified statement of the financial condition of the district, showing particularly the receipts and disbursements of the last preceding year, together with the source of such receipts and purpose of such disbursements. Said publication shall be made at least once a week for two weeks, in some newspaper published in said district.

SEC. 13. The board of directors shall have the power and it shall be their duty to manage and conduct the business and affairs of the district; make and execute all necessary contracts; employ and appoint such agents, officers, and employees as may be required, and prescribe their duties. The board and its agents and employees shall have the right to enter upon any land to make surveys, and may locate the necessary irrigation works and the line for canal or canals, and the necessary branches for the same on any lands which may be deemed best for such location. Said board shall also have the right to acquire, by purchase, lease, contract, condemnation, or other legal means, all lands, and waters, and water rights, and other property necessary for the construction, use, supply, maintenance, repair and improvements of said canal, or canals, and works, including canals, and works constructed and being constructed by private owners, lands for reservoirs for the storage of needful waters, and all necessary appurtenances, and also where necessary or convenient to said ends to acquire and hold the stock of other corporations domestic and foreign owning waters, canals, waterworks, franchises, concessions or rights. Said board may enter into, and do any acts necessary or proper for the performance of any agreements with the United States, or any state, county, district of any kind, public or private corporation, association, firm or individual, or any number of them, for the joint acquisition, construction, leasing, ownership, disposition, use, management, maintenance, repair or operation of any rights, works or other property of a kind which might lawfully be acquired or owned by the irrigation district, and may acquire the right to store water in any reservoirs or to carry water through any canal, ditch or conduit not owned or controlled by the district, and may grant to any owner or lessee of the right to the use of any water the right to store such water in any reservoir of the district or to carry such water through any canal, ditch or conduit of the district.

SEC. 14. The board of directors may also construct the necessary dams, reservoirs, and works for the collection of water for said district, and do any and every lawful act necessary to be done, that sufficient water may be furnished to each landowner in said district for irrigation and domestic purposes: *provided*, that where, within said district mutual water companies have been organized to furnish water to certain specified lands within said district, the board of directors are hereby authorized and empowered to contract for the delivery of water for such lands as lie within the boundary of said water companies, through said mutual water companies only. The said board is hereby authorized and empowered to take conveyances, leases, contracts or other assurances for all property acquired by it under the provisions of this act, in the name of such irrigation district, to and for the uses and purposes herein expressed, and to institute and maintain any and all actions and proceedings, suits at law or in equity necessary or proper in order to fully carry out the provisions of this act, or to enforce, maintain, protect or preserve any and all rights, privileges and immunities created by this act, or acquired in pursuance thereof. And in all courts, actions, suits or proceedings, the said board may sue, appear and defend in person or by its attorneys, and in the name of such irrigation district.

SEC. 15. It shall be the duty of the board of directors to establish equitable by-laws, rules and regulations for the distribution and use of water among the owners of said lands, which must be printed in convenient form for distribution in the district. Said board shall have power generally to perform all such acts as shall be necessary to fully carry out the purposes of this act.

SEC 16. The board of directors, when they deem it advisable for the best interests of the district, and the convenience of the electors thereof, may at any time, but not less than sixty days before an election to be held in the district, change the boundaries of the divisions or election precincts of the district or of both. Such change of boundaries of the divisions and precincts must be shown on the minutes of the board. The board of directors shall also have the power, and such board is hereby vested with the authority, to lease the system of canals and works in the district, or any part thereof, whenever such leasing may be for the benefit of the district; *provided*, that when the directors contemplate the leasing of the canals and works of such district, they shall give notice of such contemplation by publishing the same in some newspaper published in the district, at least three weeks prior to the making of any lease, and such lease shall be made to the highest bidder. But such board shall have the right to reject any and all such bids. Such lease shall in no way interfere with any rights that may have been established by law, at the time such lease is made; *and further provided*, that the board of directors shall require a good and sufficient bond to secure faithful performance of the lease by the lessees.

SEC. 17. In case of condemnation proceedings the board shall proceed, in the name of the district, under the provisions of title VII, part III of the Code of

Civil Procedure of the State of California, and all pleadings, proceedings, and process in said title provided shall be applicable to the condemnation proceedings hereunder.

SEC. 18. The use of all water required for the irrigation of the lands of the district and for domestic and other incidental and beneficial uses, within such district, together with the rights of way for canals and ditches, sites for reservoirs, and all other property required in fully carrying out the provisions of this act is hereby declared to be a public use, subject to the regulation and control of the state, in the manner prescribed by law.

SEC. 19. An election, which shall be known as the general irrigation district election, shall be held in the district on the first Wednesday in February in each odd-numbered year, at which a successor shall be chosen to each director whose term shall expire in March next thereafter. The person receiving the highest number of votes for each office to be filled at such election shall be elected thereto. The term of office of each director elected after the organization election shall be four years, or until his successor is elected and has qualified.

SEC. 20. Within ten days after receiving their certificates of election hereinafter provided for, said officers shall take and subscribe the official oath, and file the same in the office of the board of directors, and execute the bond hereinafter provided for. Each member of said board of directors shall execute an official bond in the sum of five thousand dollars, which said bonds shall be approved by the judge of the superior court of Santa Clara County, and shall be recorded in the office of the county recorder thereof, and filed with the secretary of said board. All official bonds herein provided for shall be in the form prescribed by law for the official bonds of county officers and the premiums thereon may be paid by the district.

SEC. 21. At noon of the first Tuesday in March next following their election, except as provided in section eleven of this act, the directors who shall have been elected at the preceding general irrigation district election shall enter upon the duties of their respective offices. On the first Tuesday in March next following each election, the directors shall meet and organize as a board, elect a president and appoint a secretary, who shall each hold office during the pleasure of the board.

SEC. 22. Fifteen days before any election held under this act, subsequent to the organization of the district, the secretary of the board of directors shall cause notices to be posted in three public places in each election precinct, within the divisions wherein such election will be held, of the time and place of holding the election and shall also post a general notice of the same in the office of said board, which shall be established and kept at some fixed place, to be determined by said board, specifying the polling places of each precinct. Prior to the time for posting the notices, the board must appoint for each precinct, from the electors thereof, one inspector and two judges, who shall constitute a board of election for such precinct. If the board fail to appoint a board of election, or the members appointed do not attend at the opening of the polls on the morning of election, the electors of the precinct present at that hour may appoint the board, or supply the place of an absent member thereof. The board of directors must, in its order appointing the board of election, designate the house or place within the precinct where the election must be held.

SEC. 23. The inspector is chairman of the election board and may administer all oaths required in the process of an election; and appoint judges and clerks if, during the progress of the election, any judge or clerk cease to act. Any member of the board of election, or any clerk thereof, may administer and certify oaths required to be administered during the progress of an election. The board of election of each precinct must, before opening the polls, appoint two persons to act as clerks of the election. Before opening the polls, each member of the board and each clerk must take and subscribe an oath to faithfully perform the duties imposed upon them by law. Any elector of the precinct may administer and certify such oath. The polls must be opened at 8 a.m. on the morning of the election, and be kept open until 4 p.m., when the same must be closed.

SEC. 24. The ballot used at the election shall be provided by the board of directors, and one of the clerks of election shall deliver, to each of the electors, one of the ballots so provided. The ballots shall have printed on them the names of all candidates whose names have been filed as provided in this act, with a voting square behind each name. The names shall be arranged in groups, alphabetically, under the designation of the office for which each person named is a candidate. Where more than one person is to be elected for an office of the same title, the words "Vote for ___(inserting the proper number)" shall be printed under the title of the office. Each elector shall stamp a cross, with a rubber stamp to be provided by the board of directors, in the square behind the name of each candidate he wishes to vote for.

SEC. 25. Not less than ten days before the election, any ten or more electors in the division wherein a director is to be elected at such election, may file with the board of directors a petition, requesting that certain persons, specified in such petition be placed on the ballot as candidates for the office named in the petition. The names proposed by the various petitions so filed, and no others, shall be printed on the ballots. But there shall be sufficient blank spaces left in which electors may

write other names if they so desire. The petitions shall be preserved in the office of the secretary of the district.

SEC. 26. Voting may commence as soon as the polls are opened and may be continued during all the time the polls remain opened, and shall be conducted, as nearly as practicable, in accordance with the provisions of the general election laws of this State. As soon as all the votes are counted, a certificate shall be drawn upon each of the papers containing the poll lists and tallies, or attached thereto, stating the number of votes each one voted for has received, and designating the office to fill which he was voted for, which number shall be written in figures and in words at full length. Each certificate shall be signed by the clerk, judge, and the inspector. One of said certificates, with the poll list and the tally paper to which it is attached, shall be retained by the inspector, and preserved by him at least six months. The ballots shall be strung upon a cord or thread by the inspector, during the counting thereof, in the order in which they are entered upon the tally list by the clerks; and said ballots together with the other of said certificates, with the poll list and tally paper to which it is attached, shall be sealed by the inspector in the presence of the judges and clerks, and indorsed "Election returns of (naming the precinct) precinct," and be directed to the secretary of the board of directors, and shall be immediately delivered by the inspector or by some other safe and responsible carrier designated by said inspector, to said secretary, and the ballots shall be kept unopened for at least six months; and if any person be of the opinion that the vote of any precinct has not been correctly counted, he may appear on the day appointed for the board of directors to open and canvass the returns, and demand a recount of the vote of the precinct that is so claimed to have been incorrectly counted.

SEC. 27. No list, tally paper, or certificate returned from any election, shall be set aside or rejected for want of form, if it can be satisfactorily understood. The board of directors must meet at its usual place of meeting on the first Monday after each election to canvass the returns. If, at the time of meeting, the returns from each precinct in the district in which the polls were opened have been received, the board of directors must then and there proceed to canvass the returns; but if all the returns have not been received, the canvass must be postponed from day to day until all the returns have been received, or until six postponements have been had. The canvass must be made in public and by opening the returns and estimating the vote of the district for each person voted for, and declaring the result thereof.

SEC. 28. The secretary of the board of directors must, as soon as the result is declared, enter in the records of such board a statement of such result, which statement must show: (*a*) The whole number of votes cast in each division of the district; (*b*) the names of the persons voted for; (*c*) the office to fill which each person was voted for; (*d*) the number of votes given in each precinct to each of such persons; (*e*) the number of votes given in each division for the office of director. The board of directors must declare elected the persons having the highest number of votes given for each office. The secretary must immediately make out and deliver to such person a certificate of election, signed by him, and authenticated with the seal of the board. In case of a vacancy in the office of director, the vacancy shall be filled by appointment by the board of supervisors of Santa Clara County, from the division in which the vacancy occurred. An officer appointed as above provided shall hold his office until the next regular election for said district, and until his successor is elected and qualified.

SEC. 29. A director shall be a resident and freeholder of the irrigation district and a resident of the division which he is elected to represent.

SEC. 30. The holder of any elective office of the district may be removed or recalled at any time by the electors: *provided*, he has held his office at least six months. The procedure to effect such removal or recall shall be as follows: A petition demanding the election of a successor to the person sought to be removed shall be filed with the secretary of the board of directors of such district, which petition shall be signed by registered voters equal in number to at least twenty-five per cent of the highest vote cast within such district for candidates for the office, the incumbent of which is sought to be removed, at the last general election in such district at which an incumbent of such office was elected, or, in the case of the removal of the incumbent of an office elected by a subdivision of such district, such petition shall be signed by a like percentage of qualified electors of such subdivision computed upon the total number of votes cast in such subdivision for all candidates for the office, the incumbent of which is sought to be removed, at the last general election in such subdivision at which an incumbent of such office was elected; and said petition shall contain a statement of the grounds on which the removal or recall is sought, which statement is intended solely for the information of the electors. Any insufficiency of form or substance in such statement shall in nowise affect the validity of the election and proceedings held thereunder. The signatures to the petition need not all be appended to one paper. Each signer shall add to his signature his place of residence, giving the precinct, and if within a town having named streets and numbered houses, street and number. Each such separate paper shall have attached thereto an affidavit made by an elector of the district and sworn to before an officer competent to administer oaths, stating that the affiant circulated that particular paper and saw written the signatures appended thereto; and that accord-

ing to the best information and belief of the affiant each is the genuine signature of the person whose name purports to be thereunto subscribed and of a qualified elector of the district. Within ten days from the date of filing such petition, the secretary of the board shall examine and from the records of registration ascertain whether or not said petition is signed by the requisite number of qualified electors, and he shall attach to said petition his certificate showing the result of said examination. If by the said certificate the petition is shown to be insufficient, it may be supplemented within ten days from the date of such certificate, by the filing of additional papers, duplicates of the original petition except as to the names signed. The secretary shall, within ten days after such supplementing papers are filed, make like examination of a supplementing petition, and if a certificate shall show that all the names to such petition, including the supplemental papers, are still insufficient, no action shall be taken thereon; but the petition shall remain on file as a public record; and the failure to secure sufficient names shall be without prejudice to the filing later of an entirely new petition to the same effect. If the petition shall be found to be sufficient, the secretary shall submit the same to the board of directors without delay, whereupon the board shall forthwith cause a special election to be held within not less than thirty-five nor more than forty days after the date of the order calling such election, to determine whether the voters will recall such officer; *provided*, that if a general election is to occur within sixty days, from the date of the order calling for such election, the board may in its discretion postpone the holding of such election to such general election or submit such recall election at any such general election for officers of such district occurring not less than thirty-five days after such order. If a vacancy occur in said office after a recall petition is filed, the election shall nevertheless proceed as in this section provided. One petition is sufficient to propose a removal and election of one or more elective officials. One election is competent for the removal and election of one or more elective officials. Nominations for any office under such recall election shall be made in the manner prescribed by section twenty-five of this act.

There shall be printed on the recall ballot, as to every officer whose recall is to be voted on thereat, the following question:

"Shall (name of person against whom the recall petition is filed) be recalled from the office of (title of the office)?" Following which question shall be the words "Yes" and "No" on separate lines, with a blank space at the right of each, in which the voter shall indicate, by stamping a cross (X) his vote for or against such recall. On such ballots, under each such question, there shall also be printed the names of those persons who have been nominated as candidates to succeed the person recalled, in case he shall be removed from office by said recall election; but no vote shall be counted for any candidate for said office unless the voter also voted on said question of the recall of the person sought to be recalled from said office. The name of the person against whom the petition is filed shall not appear on the ballot as a candidate for the office. If a majority of those voting on said question of the recall of any incumbent from office shall vote "No", said incumbent shall continue in said office. If a majority shall vote "Yes", said incumbent shall thereupon be deemed removed from such office, upon the qualification of his successor. The election shall be conducted, canvass of all votes for candidates for said office shall be made and the result declared in like manner as in a regular election within such district. If the vote at any such recall election shall recall the officer, then the candidate who has received the highest number of votes for the office shall be thereby declared elected for the remainder of the term. In case the person, who received the highest number of votes shall fail to qualify within ten days after receiving the certificate of election the office shall be deemed vacant and shall be filled according to law. If the vote at any such recall election shall not recall the officer, no further petition for the recall of such officer shall be filed before the expiration of six months from the date of such first recall election.

SEC. 31. The legal title to all property acquired under the provisions of this act shall immediately and by operation of law vest in said district, and shall be held by such district, in trust for, and is hereby dedicated and set apart to the uses and purposes set forth in this act. And said board is hereby authorized and empowered to hold, use, acquire, manage, occupy and possess said property, as herein provided. The board of directors may determine by resolution duly entered upon their minutes that any property, real or personal, held by such irrigation district is no longer necessary to be retained for the uses and purposes thereof, and may thereafter sell such property; and a conveyance of any property held by said district, executed by the president and secretary thereof, in accordance with a resolution of the board of directors of such district, when sold for a valuable consideration, shall convey good title to the property so conveyed.

SEC. 32. Each year, at least fifteen days before the first day of the month in which the board of supervisors is required by law to levy the amount of taxes required for county purposes the board of directors of said district shall furnish to the board of supervisors and the auditor of Santa Clara County an estimate in writing of the minimum amount of money required by the district during the fiscal year for all purposes other than the acquiring by purchase or otherwise, of water or water rights, lands, rights of way or property of any kind to be used in the

development, storage, conservation or distribution of water; the construction, operation or maintenance of reservoirs, canals, pipe lines or other means of development, conservation, storage or distribution of water; and the payment of principal or interest of bonds issued for any of the foregoing purposes. The said board of supervisors must annually, levy a tax upon the taxable property in said district sufficient to raise the amount of money so estimated by the board of directors. Such tax shall be levied and collected at the time and in the manner as the general tax levy for county purposes and when collected shall be paid into the county treasury of said Santa Clara County and credited to the general fund of the Santa Clara County Irrigation District and paid out on warrants as in this act provided.

SEC. 33. For the purpose of constructing or purchasing necessary irrigation canals and works, and acquiring the necessary property and rights therefor, and for the purpose of acquiring waters, water rights, reservoirs, reservoir sites, and other property necessary for the purposes of said district, and otherwise carrying out the provisions of this act, or any other act under which said district is or may be authorized to acquire property or construct works, the board of directors of said district must estimate and determine the amount of money necessary to be raised. For the purpose of ascertaining the amount of money necessary to be raised for such purposes, or any of them, said board shall cause such surveys, examinations, drawings and plans to be made as shall furnish the proper basis for said estimate. Said surveys, examinations, drawings and plans, and the estimate based thereon may provide that the works necessary for a completed project shall be constructed progressively during a period of years. In the estimate of the amount of money necessary to be raised by the first issue of bonds for any particular project, the board of directors may include a sum sufficient to pay the interest on all of such bonds for three years or less. All such surveys, examinations, drawings and plans shall be made under the direction of a competent irrigation engineer and shall be certified by him. The plans to be carried out may be divided by said board into separate portions or projects in such manner as will in its judgment best facilitate the levying of assessments or issue of bonds, for each particular portion or project in a just and equitable manner according to benefits upon the lands in said district. Said board shall enter in the minutes of the board, a resolution to the effect that the execution of each such separate portion or project which they may determine upon is a public necessity. Each such particular portion or project shall be designated by the board in such resolution by name and number. All assessments, plans, bond issues and funds intended for or connected with the execution of each particular portion or project shall be designated by such name and number and shall be kept separate and shall be used only for the purpose of carrying out such particular portion or project. For the purpose of apportioning the cost of any such project the board shall appoint three assessors who shall be disinterested persons, and shall have no interest in any real estate within said district, and each of whom, before entering upon his duties, shall make and subscribe an oath that he is not in any manner interested in any real estate within said district, directly or indirectly, and that he will perform the duties of an assessor to the best of his ability. Said assessors must assess upon the lands within said district the said sums so estimated by the board, and shall apportion the same according to the benefits that will accrue to each tract of land in said district, respectively, by reason of the expenditure of said sums of money. After said assessors have examined the plan or plans of the works contemplated and the said estimates of the cost, they shall make a preliminary report to board indicating the exterior boundaries of the lands that in their opinion will be benefited by the expenditure. The assessors shall then appoint a time and place in Santa Clara County when and where they will hear objections to the said report, and also evidence concerning the manner in which said estimated costs should be apportioned. They shall give twenty days' notice of said hearing by publication in a newspaper published in said county. They shall exclude any land that will not be benefited by the expenditure of said sums and shall assess all lands that will be benefited thereby. Said assessors shall make a list of the lands so assessed, which list shall contain a description of the tracts of land assessed, by legal subdivisions, or other boundaries or references sufficient to identify the same; the name of the owner, if known, or if unknown, that fact, and the amount of the charge assessed against each tract. No mistake in the name of the owner, or supposed owner of any real estate shall invalidate the assessment or bonds based thereon. Said lists when completed shall be filed with the secretary of the board and the same shall be open for inspection by the public for at least thirty days. The compensation of said assessors shall be fixed and allowed by the board. The board shall appoint a time and place not less than thirty days after said list has been filed with the secretary when and where it will meet for the purpose of hearing objections to said assessments, and notice of such hearing shall be filed with the secretary and published for two weeks in some newspaper published in said county. At any time before the date of such hearing any person interested in any real estate upon which any charge has been assessed, may file in the office of the secretary of the board written objections to such assessment, stating the grounds of such objections, which said statement shall be verified by the affidavit of such person or

some other person who is familiar with the facts. At such hearing the board shall hear such evidence as may be offered touching the correctness of such assessment or the manner of its apportionment, and may modify or amend the same and may reapportion all or any part of the entire assessment. If said assessment shall be reapportioned, the board shall give two weeks' notice as before, and proceed to hear objections as before, and shall then reconsider said assessment and make an order approving said assessment as finally fixed; said assessment lists shall thereupon be by the board filed in the office of the county treasurer of Santa Clara County.

SEC. 34. The board of directors shall then submit a copy of the said estimate, the said engineer's report and the said order of approval to the commission authorized by law to approve bonds of irrigation districts for certification as legal investments for savings banks and for the other purposes specified in the act creating said commission. Said commission shall forthwith examine said report and any data in its possession or in the possession of said district and shall make such additional surveys and examinations at the expense of the district as it may deem proper or practicable, and as soon as practicable thereafter shall make to the board of directors of said district a report which shall contain such matters as, in the judgment of the said commission, may be desirable; *provided*, that it may state generally the conclusions of said commission regarding the supply of water available for the project, the nature of the soil proposed to be irrigated as to its fertility and susceptibility to irrigation, the probable amount of water needed for its irrigation, and the probable need of drainage, the cost of works, water rights and other property necessary for a complete and satisfactory project, the proper dates of maturity for the bonds proposed to be issued and whether in its opinion it is advisable to proceed with the proposed bond issue. If the estimate of the amount of said bond issue shall have included any amount for the payment of interest on the bonds of such issue, as provided in section thirty-three of this act and such estimate for the payment of interest, or any part thereof, is approved by the commission in said report, it shall be lawful for the board of directors, if the issuance of such bonds is thereafter authorized by vote of the electors of the district, to use for the payment of interest on any bonds of such issue so much of the proceeds of the sale of said bonds as may have been approved for that purpose in said report of the commission.

SEC. 35. If after such examination and investigation the said commission shall deem it advisable that the said plans be modified or that the amount of the bonds proposed to be issued be changed, or that certain conditions should be prescribed to insure the success of the project, or that in its opinion it is not advisable to proceed with the proposed bond issue, it shall so state in its report to the board of directors. After receiving said report, or if no report is received within ninety days after the submission of said data to said commission, said board of directors, if it shall determine and shall declare by resolution that the proposed plan of works or some modified plan recommended by said commission is satisfactory and that the said project or said modified plan is feasible, shall make an order determining the amount of bonds that should be issued in order to raise the money necessary therefor; *and provided, further*, that if any district shall issue bonds to carry out any plans approved by said irrigation district bond commission as herein provided it shall be unlawful for said district to make any material change in said plans thereafter without the consent of said commission.

SEC. 36. Within thirty (30) days after said resolution is adopted, an election shall be called and held by the board in that part of said district affected by said assessment or the issuance of said bonds, to determine whether the money necessary to pay the cost of the works and other expenses to be paid out of such assessment shall be raised and whether it shall be raised by calls to be made upon such assessment in such installments as may from time to time be determined by said board, or whether bonds of the district shall be issued in an amount equal to the amount of such assessment, which amount shall be entered by the board in its records and stated by said board in its order for said election, which order shall be entered upon the minutes of said board.

SEC. 37. The board shall in its order providing for said election specify the day on which said election shall be held and shall specify and designate one or more polling places as it may determine to be necessary for the holding of such election. In case the board shall consider it necessary or proper to provide more than one polling place for the holding of such election, the board shall in said order divide the lands affected by said assessment, into separate voting districts, and shall designate and provide one polling place for and within each such voting district at which shall be cast the votes of the owners of land within such voting district.

SEC. 38. The board shall also in said order providing such election appoint a board of election for each such polling place, which board of election shall consist of three owners of land assessed in and by said assessment and situated within such voting district where such polling place is located. Each member of such board of election, whether so appointed by the board or whether acting as a substitute as hereinafter provided, shall be entitled to the sum of five dollars for his services as such, to be paid by said board out of any funds of the district or of said board applicable thereto.

SEC. 39. Notice of such election must be given by the board by posting notices thereof in at least three public places in each voting district at least twenty-one days prior thereto, and also by publication for the same length of time in some newspaper of general circulation published in said Santa Clara County. Such notice must specify the time and place of holding such election, the aggregate sum of money proposed to be raised, and the names of the persons appointed to act as the board of election. Affidavits of publication and posting of such notices must be filed with the county clerk of said county, together with a copy of said order calling such election certified to by the secretary or assistant secretary of the board. Duplicate original affidavits of publication of posting of such notice shall also be filed in the office of the board.

SEC. 40. At such election the owner or owners of each tract of land assessed in and by such assessment shall have the right in person or by proxy to cast one vote for each one dollar of the amount for which said tract of land is assessed by said assessment. In case there shall be more than one owner of any tract of land separately assessed in and by said assessment, all of such owners shall unite in the ballot to be cast at such election for and on behalf of such tract of land, or shall authorize one or more of their number or some other person to cast such vote for them by proxy.

SEC. 41. Guardians, executors, administrators and other persons holding land in a trust capacity under appointment of court may vote, at said election without obtaining special authority therefor. The vote of any public or private corporation or any district, levee district, drainage district or other public agency entitled to vote at such election, may be cast by any person authorized by the board of directors or trustees or other managing body thereof, which authorization shall be in writing and certified to by the secretary or clerk thereof and attested by its seal duly acknowledged and filed with the board of election. No person shall vote by proxy at such election unless authority to cast such vote shall be evidenced by an instrument in writing duly executed, acknowledged and certified in the same manner as grants of real property and filed with the board of election. In case of the change of ownership of any tract of land, or in case the name of the owner of any tract of land be not correctly stated in the voting list, or in case it be assessed to unknown owners, the right to vote shall belong to the owner of such land at the time of the holding of such election; and if the right of any person to vote as the owner of any such tract of land be disputed or challenged, the question of his right to vote shall be determined by the board of election after examining him under oath, which oath any member of such board of election is hereby authorized to administer, and any person testifying falsely upon such examination shall be guilty of perjury. Any person voting or attempting to vote at such election who is not entitled to vote at such election, as herein provided, shall be subject to the same penalties and punishments as provided by the general election laws of this State, for voting or attempting to vote illegally.

SEC. 42. The board shall, prior to such election, cause to be prepared and certified by its secretary or assistant secretary, and furnished to the board of election in each said voting district, a true and correct voting list containing the reference number of each tract separately assessed upon the assessment list, to whom assessed, and the amount of the assessment thereon with reference to which the election is to be held, which voting list shall be used by the board of election in determining the right to vote and the number of votes to be cast by each voter, and shall be sufficient evidence thereof.

SEC. 43. For the purpose of determining the so-called "reference number" of each tract separately assessed upon the assessment lists, the board shall, before preparing such voting lists, cause each tract of land separately assessed upon the assessment lists, unless already done, to be given a seperate number to be designated as the "reference number" of such tract, which reference numbers shall be entered upon the assessment lists opposite the several tracts separately assessed, respectively.

SEC. 44. The ballot cast at such election shall contain the words "Assessment—Yes" or the words "Assessment—No" and the words "Bonds—Yes" or the words "Bonds—No," and also the signature of the person or persons casting the ballot, with the number of votes cast by such voter. If a ballot is cast by proxy, it shall also contain the name of the land owner for whom the ballot is cast and the signature of the person casting the said vote as such proxy. A list of the ballots cast shall be made by the board of election, containing the name of each voter, and if the ballot be cast by proxy, the name of the person casting it and the number of votes cast by each and whether the same be cast for or against the issuing of the bonds.

SEC. 45. If any person appointed as a member of the board of election shall fail to attend at the opening of the polls, the voters then present may appoint in his place any land owner of the voting district then present and entitled to vote at such election at such polling place, to fill the position of any such absent member thereof. Each member of such board of election must before entering upon the discharge of his duties as such, take and subscribe an official oath, which oath may be administered by any officer authorized by law to administer oaths, or by any land owner in said district. Such oath shall be to the effect that he will support the

constitution of the United States and the constitution of the State of California, and that he will faithfully perform the duties of member of such election board to the best of his ability.

SEC. 46. The polls at each such polling place for said election shall be kept open from 9 o'clock in the forenoon until 5 o'clock in the afternoon of the day appointed for such election. At the close of the polls the board of election shall at once proceed to canvass the votes and declare the result, and shall forward a certificate showing each result and the number of votes cast for and against the issuing of bonds, to the board of directors of said district, and shall deliver a duplicate thereof to the county clerk of Santa Clara County, and shall also deliver to said board all ballots, voting lists and lists of ballots cast at such election, and all documents and papers used thereat. Thereupon the board shall examine and canvass said certificates received from such boards of election, and shall determine therefrom and declare, and enter in its minutes as the managing body of said district, the total result of such election. Any person interested may within ten days after the result thereof has been so determined and declared by the board contest such election by bringing suit in the superior court of Santa Clara County, and if no contest shall be so commenced within said time, the declaration of the result by the board shall be final and conclusive.

SEC. 47. If a majority of the votes cast at such election are in favor of said assessment and a majority of said votes are in favor of the issuance of bonds, the board shall cause bonds of the district, in the amount stated in said order calling such election, to be prepared and executed and delivered to the treasurer of Santa Clara County. Said bonds shall be of the denomination of not less than one hundred dollars nor more than one thousand dollars each. They shall be signed by the president of the board and attested by the secretary of said board with the seal of said board affixed thereto, and shall be numbered consecutively in the order of their maturity and shall bear date either January first or July first, and shall bear interest at a rate to be fixed by the order of the board for issuance of the bonds not to exceed six per cent per annum, payable semiannually on the first day of January and the first day of July in each year, at the office of the said county treasurer upon presentation of the proper coupons therefor. Coupons for each installment of interest shall be attached to said bonds and shall bear the facsimile signature of the said county treasurer.

SEC. 48. The principal of said bonds shall by an order of said board entered in its minutes, be made payable on the first day of July or the first day of January and in such years as the board may prescribe, but such bonds shall be payable serially within twenty years from their date in the manner following, to wit: Not less than ten per cent of the aggregate face value of such bonds issued shall be payable within ten years from their date, and not less than nine per cent of the aggregate face value of such bonds issued shall be payable each year beginning with the eleventh year from their date, until the whole amount of said bonds have been paid.

SEC. 49. Out of the bond fund of such assessment the said county treasurer shall, on presentation at or after its maturity, pay to the holder thereof each such bond or interest coupon which shall have been sold or which shall have been issued and delivered upon an order of the board payable in bonds as hereinafter provided. If any bond or interest coupon shall not be presented to the said treasurer for payment when the same becomes due, it shall cease to bear interest, but if presented at or after such time and not paid for want of funds, the said treasurer shall so endorse such bond or coupon, together with the date of presentation, and thereafter such bond or coupon shall bear interest at the rate expressed in the bond until paid or until funds have been provided in the treasury applicable to its payment.

SEC. 50. Said bonds may be substantially in the following form:

UNITED STATES OF AMERICA.
STATE OF CALIFORNIA.

No. _____ $ _____

SANTA CLARA COUNTY IRRIGATION DISTRICT.

Santa Clara County Irrigation District, in the State of California, for value received, hereby acknowledges itself indebted to and promises to pay to the holder hereof at the office of the county treasurer of the county of Santa Clara, State of California, on the first day of _____, 19____, the sum of _____ dollars, in gold coin of the United States of America, with interest thereon in like gold coin from date hereof until paid at the rate of _____ per cent per annum, payable at the office of said county treasurer semiannually on the first day of January and the first day of July in each year on presentation and surrender of the interest coupons hereto attached. This bond is one of a series of _____ bonds of like tenor and effect, except as to denomination and maturity, numbered from _____ to _____, inclusive, amounting in the aggregate to $_____ issued in accordance with

an act of the Legislature of the State of California approved _____, 1921, authorizing the same, and is based upon and secured by an assessment levied, on lands in said district known and designated as (name and number of assessment), and filed in the office of the county treasurer of Santa Clara County, wherein are situated the lands assessed thereby. And the said Santa Clara County Irrigation District does hereby certify and declare that the issuance of said bonds was duly authorized by an election duly called and held upon due notice, and the result thereof was duly canvassed and ascertained in pursuance of and in strict conformity with the laws of the State of California applicable thereto, and that all the acts and conditions and things required by law to be done precedent to and in the issuance of the said bonds have been done and performed in regular and in due form and in strict accordance with the provisions of law authorizing the issuance of the bonds of said Santa Clara County Irrigation District.

IN WITNESS WHEREOF, the said Santa Clara County Irrigation District, acting through the board of said district, has caused this bond to be signed by the president of said board and attested by the secretary of said board with the seal of said board affixed, this _____ day of _____, 19___.

_____
President of said Board.

Attest:

_____
Secretary of said Board.

And the interest coupons may be substantially in the following form:

No. $

The treasurer of the county of Santa Clara, State of California, will pay to the holder hereof on the _____ day of _____, 19___, at his office in the city of San Jose, State of California, the sum of $_____, in gold coin of the United States, out of the funds of the Santa Clara County Irrigation District applicable thereto, for interest on bond of said district numbered _____.

Attest: _____

Treasurer of Santa Clara County.

SEC. 51. The board shall deliver the bonds prepared pursuant to this act duly signed and attested, to the said county treasurer. Within ten days after said bonds have been delivered to the treasurer, an action may be commenced by the board in the superior court of the State of California, in and for the county of Santa Clara, against the land and all persons owning the same or interested therein, in that portion of the Santa Clara County Irrigation District affected by said assessment, to the issuance of said bonds, to have it determined that said bonds are a legal obligation of said district. Such action shall be in the nature of a proceeding in rem and the defendants in such action shall be designated as "All persons owning or claiming any interest in or lien upon any lands within the district affected by that certain assessment known and designated as (giving the name and number of the assessment)." It shall be sufficient to describe said lands as all lands affected by such assessment, without a more specific description. A summons shall be issued in such action, which summons, besides the matters required by section four hundred seven of the Code of Civil Procedure, shall contain a statement that the action is brought to determine the validity of the bonds of the district to the amount stated therein executed by the board and delivered to the said county treasurer and based upon and to be paid out of an assessment levied by said board upon lands within the district assessed in and by that certain assessment known and designated as (giving name and number of the assessment). Jurisdiction by the court over all parties interested in said action shall be obtained by publication of a copy of the summons at least once a week for three successive weeks in a newspaper of general circulation published in Santa Clara County, which newspaper shall be designated by the court or a judge thereof. Within thirty days after completion of the publication of such summons any owner of land assessed by said assessment or any one interested in any such land may appear and answer the complaint in such action which answer shall be verified and shall set forth the facts relied upon to show the invalidity of said bonds. The default of all defendants not so appearing may be entered. Such action shall be given precedence in hearing and trial over all other civil actions or proceedings in such court, and judgment shall be rendered therein declaring such bonds either valid or invalid. Any party not in default shall have the right within thirty days after the entry of such judgment to appeal therefrom to the Supreme Court of this State, which appeal shall be advanced upon the calendar of the court in which the appeal may be pending and shall be determined as early as possible. Judgment for the plaintiff in such action declaring such bonds to be valid shall be considered as a judgment in rem and shall be conclusive against said district and against all lands therein subject to said assessment and bonds and all owners thereof and all other interested persons. Costs may be awarded to or against any party appearing in such action as the court in its discretion may determine. Any action or proceeding commenced by any party other than the board to contest or in any manner interfere with the validity or disposition of said bonds must be tried in the superior court

of the State of California, in and for Santa Clara County, and no such action or proceeding shall be commenced by any party other than the board until the expiration of ten days after such bonds have been so executed and delivered to the county treasurer, nor unless the action in this section provided for shall not have been commenced by the board within said period of ten days.

SEC. 52. The said county treasurer shall receive and place the said bonds to the credit of said district, and shall when and as directed by the board sell any of said bonds for the best price obtainable therefor, but in no event for less than ninety-five per cent of the face value of such bonds and the accrued interest thereon. Before making a sale of any of said bonds, notice shall be given by the treasurer that he will sell a specified amount of said bonds, stating the day, hour and place of said sale. Such notice shall state that sealed proposals will be received by him for the purchase of said bonds or any part thereof at the day and hour named in the notice. Such notice shall be given by publication once a week for three successive weeks in a newspaper of general circulation published in the city of San Jose. At the time and place appointed in said notice the treasurer shall open the bids and shall award the purchase of the bonds or any part thereof to the highest responsible bidder, or if the highest bid is not equal to par and accrued interest he shall notify the board of the amounts of the highest bids received, and reject any or all bids if so required by said board. At any time before all such bonds held by the county treasurer shall have been sold by him, said board may draw upon the said treasurer for, and issue and deliver any such unsold bonds at not less than the face value thereof in payment for any works or other expenses for which said assessment has been levied and for which such bonds have been authorized, and may make contracts for any of the said works or expenses, payable in whole or in part in such bonds and in making such payments in bonds, said board shall draw orders upon the said county treasurer payable in such bonds to the amount therein named, which orders shall be countersigned by the auditor of Santa Clara County and shall be paid with such bonds by the county treasurer upon presentation of the amount therein provided for, if there be sufficient bonds on hand to pay the same. In drawing any such order upon the said treasurer payable in such bonds as aforesaid, the board may specify the maturity of the bonds which are to be delivered in compliance with such order and such specifications shall be complied with by the treasurer as far as possible.

SEC. 53. The money derived from the sale of any of said bonds shall be received by the said county treasurer and shall be by him safely kept and placed to the credit of the district in a fund to be designated as the "construction fund of (giving name and number of the assessment upon which the bonds are based)," and may be drawn and expended upon warrants drawn by the auditor of Santa Clara County at the request of the board upon and payable out of said construction fund.

SEC. 54. The bonds of the district issued pursuant to this act which are investigated and approved by any commission or officer now or hereafter authorized by any law of this State to conduct such investigation and give such approval and by authority of which approval said bonds are declared to be legal investments for savings banks, may be lawfully purchased or received in pledge for loans by banks, trust companies, insurance companies, guardians, executors, administrators and special administrators, or by any public officer or officers of this State or of any county, city, or city and county, or other municipality or corporate body within this State having or holding funds which they are allowed by law to invest or loan.

SEC. 55. From the first money received from the sale of any such bonds the said county treasurer shall retain an amount which with the other funds in his hands applicable to the payment of such interest will be sufficient to pay the interest which will fall due during the period of one year thereafter upon all such bonds which have been so sold, or which have been issued and delivered on orders of the board payable in bonds, and which are still outstanding; and the treasurer shall at all times retain in his hands sufficient money from the sale of such bonds which, with other funds applicable thereto in his hands, will be sufficient to pay all interest to accrue within the period of one year next succeeding upon all such bonds so sold or issued and delivered and still outstanding; and the money so withheld by the treasurer shall be applied on said bonds and interest thereon and shall not be used for any other purpose.

SEC. 56. Whenever any of such bonds are sold or delivered by the treasurer either to a purchaser thereof or upon an order from said board payable in such bonds, the treasurer shall first detach therefrom and cancel all past due interest coupons and deliver such cancelled coupons to the board or its secretary, and shall also at once certify and deliver to said board or its secretary a list of such bonds so sold or delivered, showing the serial numbers, denominations and date of maturity of the bonds so sold or delivered, the price received for each bond sold, and the date of maturity of the earliest maturing interest coupon left attached to each bond so sold or delivered. The treasurer shall also certify and deliver to the said board or its secretary whenever requested, a statement of all such bonds and coupons for interest thereon paid by him and of all bonds or coupons presented for payment and not paid for want of funds, with the date of presentation.

SEC. 57. The board shall maintain in its office and open to public inspection at all reasonable times during office hours, a book or books to be known as the bond record of the district, containing a complete record of the existing condition of the whole of each such bond issue as compiled from time to time from such reports from the county treasurer, from which can be ascertained the amount of bonds outstanding and the interest accumulated and unpaid thereon.

SEC. 58. In case there shall be several bond issues under this act, based upon several different assessments, respectively, all of the proceedings, records and transactions of every kind herein provided for shall be had and kept separately with reference to each such bond issue.

SEC. 59. If a majority of the votes cast at any election held under the provisions of this act to determine the questions set forth in section thirty-six of this act are in favor of the proposed assessment, such assessment shall constitute a lien upon the lands assessed from the time the result of such election is declared by the board of directors. The secretary of the district shall enter in the minutes of said board the time of such declaration immediately after the same is made.

SEC. 60. If, at any such election the majority of all votes cast are in favor of the proposed assessment and a majority of all the votes cast are against a bond issue, the assessment may be collected at one time or in installments as may be determined by the board of directors. The board of directors shall declare the whole or any installment of said assessment to be due at any time by resolution duly adopted. A copy of such resolution shall be forthwith filed with the treasurer of Santa Clara County, who shall cause notice of the call for payment of such assessment or installment thereof to be published in a newspaper of general circulation published in said district for two successive weeks, the first publication to be at least twenty days before the date when unpaid part of said assessment or installment shall be delinquent. Said resolution of the board shall fix a time when said assessment or installment shall be payable and a date when the unpaid parts of the same shall be delinquent. The published notice shall be in form substantially as follows:

> NOTICE IS HEREBY GIVEN That an installment of Assessment (giving name and number) in the sum of $_____ is payable within _____days from date_____, by all land owners of said district subject to said assessment, to the treasurer of Santa Clara County. All or any part of said installment which shall remain unpaid on the _____, will be delinquent, with twenty (20%) per cent of such installment and interest added as penalty.
>
> Dated: _____
>
> _____
>
> County Treasurer.

All parts of said assessment or installment not paid by the delinquent date fixed by the board shall have added a penalty of twenty per cent of the amount due. Delinquent assessments shall be collected in the same manner as hereinafter provided for the collection of delinquent assessments for the payment of bonds.

SEC. 61. With the money received from the sale of bonds, or with the said bonds as hereinbefore provided, or with the money collected by assessment as hereinabove provided, the board as the managing body of said district shall proceed with the construction and completion or carrying into execution of the works or project for the purpose of which the assessment was levied or bonds issued, in the order that the same may be carried out and completed according to the best judgment of said board and without unnecessary delay. For the purpose of paying the cost and expenses of such works or project, and the expenses of making, bonding and collecting the assessment therefor the board shall from time to time as may be necessary present its written requests to the auditor of Santa Clara County for the issuance of warrants, specifying the amount of the warrant and the name of the payee thereof, and upon receipt of such written request the said auditor shall draw his warrants upon the treasurer of Santa Clara County, payable out of the said construction fund of the assessment upon which such bonds have been issued or money collected, and the said treasurer shall pay the same or make delivery of such bonds as provided herein. Warrants issued by the auditor and payable out of such assessment as provided by this act shall be paid by the treasurer out of and only out of the construction fund of such assessment, and in their proper order of registration as herein provided.

SEC. 62. When the bonds of the district have been authorized and issued as herein provided, based upon any assessment levied by the board, the board shall annually thereafter before the first day of July of each year, by an order entered in its minutes, ascertain and determine the total amount necessary to be collected upon such assessment for the payment of principal and interest of all such bonds which will or may become due on the first day of January and the first day of July of the succeeding year, and thereafter and before the first day of September of each year said board shall prepare in duplicate, retaining one original thereof, and causing the other original thereof to be certified by its secretary and delivered to

the county treasurer of Santa Clara County, a statement of the installment of such assessment necessary to be collected for such year, to which there shall be added and collected an additional amount of fifteen per cent of the installment so due to cover possible delinquencies, which said additional sum, together with such installment, shall constitute the amount to be collected for bonds. Such installment for bonds shall, unless otherwise determined by the board by an order entered in its minutes, a copy of which duly certified shall be transmitted to the said county treasurer, be payable in two equal portions, the first of which shall be due and payable to such county treasurer, respectively, on the third Monday in October and shall be delinquent on the first Monday in December next thereafter at six o'clock p.m., and the remaining portion may be paid at any time before the last Monday in April next thereafter at six o'clock p.m., at which time the same shall become delinquent.

SEC. 63. For convenience in entering payments of such installment for bonds, the board shall furnish to the county treasurer an annual collection list in which shall be set forth the reference number of each tract of land assessed and the name of the owner to whom assessed, as stated in the original assessment list, and the total amount assessed upon each tract and the amount to be collected thereon for that year, together with appropriate columns for the entry of payments, sales and redemptions; and the county treasurer shall enter thereon in the proper column all payments, with date of payment, the word "sold" with date of sale, in case of sales for delinquency, and the words "sold to the district" with date of sale, in the case of sales to the district; and shall also enter the word "redeemed" with date of payment, in case such redemption be made. Said county treasurer shall also make a report to the board as often as requested of all entries so made by him on such collection list.

SEC. 64. When either portion of any such installment for bonds shall become delinquent, a penalty of one dollar together with twenty per cent of the amount of such installment on each tract so delinquent, shall be added thereto and collected for the use of the bond fund of said assessment. All money so collected by the county treasurer upon such installment for bonds or for the penalty thereon in case of delinquency shall be by him credited to the bond fund of such assessment.

SEC. 65. If both portions of said installments are not paid before the last Monday in April at six o'clock p.m., the board shall publish in one notice, a list of all said delinquencies, at least once a week for two weeks in some newspaper of general circulation published in the county, which notice shall contain a description of each parcel of land assessed whereon such installment or installments are delinquent, as such description appears on the assessment list, the name of the owner to whom it is assessed or a statement that it is assessed to unknown owners if such be the fact, the amount of the installment or installments delinquent on such parcel, the amount of the penalty thereon, and a notice that each of said parcels will be sold at public auction by said county treasurer in front of the court house of said county at a specified day and hour, which shall not be less than thirty nor more than ninety days from the date of delinquency, to pay such delinquent installment or installments and penalty. At the time and place stated in said notice the county treasurer shall sell each parcel of land described in said notice to the highest bidder unless prior thereto he shall have received payment in full of said delinquent installment or installments together with such penalty. No bid for any parcel shall be accepted less than the aggregate sum then due for said installment or installments thereon, together with such penalty, except that the treasurer may receive from any purchaser at their face value, in lieu of cash, bonds of said district or their interest coupons, which bonds or coupons shall be then matured or will mature within one year after such sale. Any said bonds or coupons so received in payment shall be by the treasurer forthwith canceled. If the entire amount of any such bond or coupon tendered in payment shall not be required to complete payment of the purchase money, the county treasurer shall endorse thereon as paid the amount of such purchase money credited thereon. There shall be credited to the bond fund of such assessment the amount of purchase money so paid in bonds or coupons on such delinquent sales, and of all sums endorsed as paid upon account of purchase money on any such bonds or coupons, specifying the same.

SEC. 66. If no bid is made for any parcel at such delinquent sale equal to the amount of installment or installments delinquent thereon including such penalty, the county treasurer shall bid in and sell said parcel to the said district for the amount of said installment or installments and penalty.

SEC. 67. The county treasurer shall execute to each purchaser at such delinquent sale including said district, a certificate of such sale, which certificate of sale shall be recorded by said purchaser in the county recorder's office of said county.

SEC. 68. Out of the proceeds of said sales the county treasurer shall place the amount due on the property so sold to the credit of the bond fund of said district for the particular bond issue based upon said assessment. The county treasurer shall pay to the owner of said property any surplus remaining after such credit.

SEC. 69. The county treasurer may if directed by the board postpone the said delinquent sale from time to time for not less than ten nor more than thirty days by a written notice posted at the place of sale.

SEC. 70. Any person interested in any tract of land sold at such delinquent sale may redeem the same at any time within one year after the date of sale by paying to the county treasurer for such purchaser a sum equal to the purchase price stated in the certificate of sale with interest thereon at the rate of twelve per cent per annum from the date of sale to such redemption, together with the amount remaining due and unpaid of any installment upon any assessment on said land under this act, with the penalty herein prescribed for delinquency, if any. If no redemption shall be made within one year the board upon demand and the surrender of such certificate of purchase and the delivery of a certificate of the county treasurer that no redemption has been made within such year from date of sale, shall execute to the purchaser, his heirs or assigns, a deed of conveyance of the parcel of land described in such certificate, which deed shall convey to the grantee thereon named the said land free and clear of all encumbrances except state, county and municipal taxes, assessments levied or assessed by statutory authority, and the unpaid balance of the said or any assessment made by said district, each installment whereof may be called and collected as by law provided, except that no parcel sold and conveyed to the district shall thereafter, until redeemed or until sold and disposed of by the board, be subject to sale by the treasurer for delinquent installments of any assessment as in this act provided. Every deed by the board purporting to be executed under this act shall be prima facie evidence of the truth of the matters therein recited and of ownership by the grantee of the lands therein described. All deeds herein required to be executed by the board may be executed by the president and secretary thereof on behalf of said board.

SEC. 71. Any parcel of land bid in and purchased by the district at such delinquent sale shall be held in trust for the bond fund of the assessment upon which the same was sold and may be sold and conveyed by said board or their successors in office at any time after the expiration of said redemption period of one year at public or private sale and with or without notice to any person paying not less than the amount for which said parcel was bid in by said county treasurer at such delinquent sale for said district, with interest thereon at the rate of twelve per cent per annum compounded yearly from the date of such delinquent sale, and also the amount of all subsequent installments then delinquent, with accrued interest and penalties thereon. Payment for the land so purchased may be made by the purchaser either in cash or matured bonds and coupons issued upon said assessment taken at their face value, and the board shall execute a deed to such purchaser at such sale conveying said property, free of encumbrances except state, county and other municipal taxes, assessments levied or assessed by statutory authority, and the unpaid balance of the said or any assessment thereon levied by the board on lands in said district. The purchase price so received in cash shall be by the board forthwith paid over to the treasurer of Santa Clara County, and any bonds or coupons so received in payment by the board shall be by said board cancelled and delivered to the said treasurer; and all such money so paid over and such cancelled bonds or coupons so delivered to the treasurer shall be by him credited to the bond fund of such assessment. If any land so held by the district shall remain unsold after the final installment of the assessment shall have been collected by payment or sale, then the board shall sell all such lands so held by said district at public auction to the highest bidder for cash, upon two weeks' published notice substantially in the manner provided for notice upon such delinquent sales, and shall execute to the purchaser a conveyance thereof free of encumbrance except State, county and municipal taxes, and assessments levied or assessed by statutory authority, and shall deposit the proceeds of such sale with the county treasurer to the credit of the bond fund of such assessment.

SEC. 72. Any surplus remaining in the bond fund of such assessment greater than is necessary to pay all of the amounts due or to become due during the ensuing year may, in the discretion of the board, be devoted to the purchase in the open market and at the fair market price thereof of any bonds other than bonds of said district available for purchase by savings banks in this state, which shall thereupon be delivered to the county treasurer to be held by him for the benefit of said bond fund until the board shall direct it to sell the same, whereupon the treasurer shall sell the same and credit the proceeds to the said bond fund; and said board shall direct such sale to be made whenever necessary for payment of such bonds of the district or interest thereon.

SEC. 73. The said bond fund of each such assessment shall be held and safely kept by the treasurer and shall be applied by him toward the payment of the bonds and coupons thereon based upon such assessment, as such bonds and coupons fall due; and if any balance shall remain in the bond fund of such assessment after payment in full of the principal and interest of all outstanding bonds issued upon such assessment, such balance shall be held for the benefit of the lands upon which said assessment was made and in proportion to the amounts assessed thereon, and may be distributed to the owners or other persons interested in such lands by the board, or used in the maintenance and operation of the works constructed with the proceeds of said bonds.

SEC. 74. If within one year from the time said bonds have been authorized to be issued as in this act provided, the same shall not have been sold or disposed of, the board may at its discretion by an order duly made and entered in its minutes and a

copy duly certified sent to the county treasurer, cancel all proceedings taken in connection with such bond issue.

SEC. 75. No county officer shall charge or receive any fee for any services required to be performed by him under the provisions of this act; but any reasonable and necessary expense actually incurred by any officer in carrying out any of the provisions of this act relating in any manner to the collection or enforcement of any assessment, shall be paid out of the funds of said district applicable thereto.

SEC. 76. If the amounts raised by means of and upon such assessment as herein provided shall in the end prove insufficient to pay in full all of said bonds and the interest thereon, the board shall levy and cause to be collected in the same manner as herein provided, a supplementary annual assessment or assessments from time to time as may be necessary upon the same lands previously assessed in the original assessment, which supplemental assessment or assessments shall be levied by resolution of the board entered in its minutes. It shall not be necessary to appoint assessors therefor nor to prepare new or additional assessment lists for any such supplemental assessment or assessments, but the same shall be levied and apportioned according to benefits and in the same proportion as specified in the original assessment lists for such assessment; and for the purpose of collecting the same said board shall prepare and cause to be certified to the county treasurer annual assessment collection lists in the same manner and at the same times as hereinbefore provided for the annual assessment collection lists upon such original assessment; and the same shall be collected by the county treasurer, and the same percentages, penalties and costs added for delinquency and the same proceedings had for sale of property, and for redemption thereof and for disposition of the proceeds of sale, and in all other particulars as hereinbefore provided in the case of such annual assessment collection lists upon the original assessment; and all money collected for or on account of any such supplemental assessment or assessments shall be credited by the treasurer to the said bond redemption fund of said assessment.

SEC. 77. If the board or any member thereof or any officer or appointee or employee thereof or any public officer in this act mentioned or referred to shall fail to perform any duties imposed by this act, at the time and in the manner in this act provided, the Attorney General of the State shall have the power and it shall be his duty to compel the performance of such act by mandamus proceedings or by any other appropriate remedy, legal or equitable; and in case the Attorney General shall fail, neglect or refuse so to do, it shall be the duty of the Governor to compel the performance of such act by mandamus proceedings or other appropriate legal or equitable remedy and to employ special counsel therefor at the expense of said district.

SEC. 78. If a majority of all votes cast at any election held under the provisions of this act to determine the questions set forth in section 36 hereof shall be against the assessment, no assessment shall be levied.

SEC. 79. In case the money raised by the original assessment or by the sale of bonds issued be insufficient, or in case the bonds be unavailable for the completion of the plan of canal and works adopted, and the acquisition of the necessary property, waters and water rights therefor, and additional bonds be not voted, it shall be the duty of the board of directors to provide for the completion of said plan, and the acquisition of such necessary property, waters and water rights, by levy of assessments therefor: *provided, however*, that such levy of assessments shall not be made except first an estimate of the amount required for such purposes has been made by said board and the question as to the making of said levy submitted to a vote of the landowners affected thereby in the manner hereinabove provided for the original assessment. Before such question is submitted the order of submission shall be entered in the minutes of the board, stating the amount to be levied and the purpose therefor. At such election the ballots shall contain the words "Assessment—Yes", or "Assessment—No", or words equivalent thereto. If a majority of the votes cast are "Assessment—Yes", the board of directors shall cause an assessment in the amount named in the order of submission to be levied; if a majority of the votes cast are "Assessment—No", the result of such election shall be so declared and entered of record. The said supplementary assessment shall be collected and the proceeds disposed of in all respects as hereinabove provided for an original assessment upon which no bonds were issued.

SEC. 80. Before beginning the construction of any canal or canals storage reservoirs, and works, as in this act provided for, the board of directors shall give notice, by publication thereof for less than twenty days in one newspaper published in the district, and in such other newspapers as they may deem advisable, calling for bids for the construction of such work, or of any portion thereof; if less than the whole work is advertised, then the portion so advertised must be particularly described in such notice. Said notice shall set forth that plans and specifications can be seen at the office of the board, and that the board will receive sealed proposals therefor, and that the contract will be let to the lowest responsible bidder, stating the time and place for opening said proposals, which, at the time and place appointed, shall be opened in public; and as convenient thereafter the board shall let said work, either in portions or as a whole, to the lowest responsible bidder; or they may reject any or all bids and readvertise for proposals or may proceed to construct the work

under their own superintendence; *provided*, that in case of emergency or urgent necessity for the construction, extension or repair of works for irrigation or drainage, the board of directors, by unanimous vote of those present at any regular or special meeting, may award contracts therefor without advertising for bids, but the cost of such work shall not exceed five hundred dollars and such additional amount as shall be equal to five cents for each acre of land in the district. Contracts for the purchase of material shall be awarded to the lowest responsible bidder. Any person or persons to whom a contract may be awarded shall enter into a bond, with good and sufficient sureties, to be approved by the board, payable to said district for its use, for twenty-five per cent of the amount of the contract price, conditioned for the faithful performance of said contract. The work shall be done under the direction and to the satisfaction of the engineer, and be approved by the board.

SEC. 81. During the construction of any irrigation works to be paid for out of the proceeds of any bond issue which has been certified by the state irrigation district bond commission as provided in the act creating said commission, the state engineer shall have access to all plans, specifications, and records of such construction, and shall from time to time make such investigations and such reports to the board of directors of the district as he shall deem to be in the interest of the public or of the district.

SEC. 82. The cost and expense of purchasing and acquiring property and constructing the works and improvements herein provided for, shall be wholly paid out of the construction fund of the particular project as hereinabove provided, *provided however*, that when any lands, waters, water rights or other property shall be acquired by the district by any lease or contract, under the terms of which the consideration or rental shall be payable in such installments that a like amount shall be payable in each year of the life of such lease or contract, then such rental or consideration shall be paid out of the funds derived from the levying of annual assessments, or from the collection of rates, tolls and charges fixed and collected as hereinafter provided for. For the purpose of defraying the expenses of the care, operation, management, repair and improvement of such portions of said canal and works as are completed and in use, including installments of rental or consideration accruing under any lease or contract as hereinabove in this section mentioned, the board may in lieu (either in part or in whole) of levying assessments as herein provided for, fix rates of toll and charges, for irrigation and other public uses declared by this act, and collect the same from all persons using said canal for irrigation and other purposes.

SEC. 83. The board of directors shall have power to construct the said works across any stream of water, watercourse, street, avenue, highway, railway, canal, ditch or flume which the route of said canal or canals may intersect or cross in such manner as to afford security for life and property; but said board shall restore the same, when so crossed or intersected, to its former state as near as may be, or in a sufficient manner not to have impaired unnecessarily its usefulness, and every company whose railroad shall be intersected or crossed by said works shall unite with said board in forming said intersections and crossings, and grant the privileges aforesaid; and if such railroad company and said board, or the owners and controllers of the said property, thing, or franchise so to be crossed, can not agree upon the amount to be paid therefor, or the points or the manner of said crossings or intersections, the same shall be ascertained and determined in all respects as is herein provided in respect to the taking of land. The right of way is hereby given, dedicated, and set apart, to locate, construct, and maintain said works over and through any of the lands which are now or may be the property of this state, and also there is given, dedicated, and set apart, for the uses and purposes aforesaid, all waters and water rights belonging to this state within the district.

SEC. 84. The directors when sitting as a board or acting under the orders of the board, shall each receive not to exceed ten dollars per day, and actual and necessary expenses paid while engaged in official business under the order of the board. The board shall fix the compensation to be paid to all officers named in this act, to be paid out of the general fund of the district; *provided*, that said board shall upon the petition of at least fifty freeholders within such district therefor, submit to the electors at any general election a schedule of salaries and fees to be paid hereunder, which may include the salary or per diem to be paid to the directors. Such petition must be presented to the board not less than twenty days nor more than forty days prior to a general election, and the result of such election shall be determined and declared in all respects as other elections are determined and declared under this act.

SEC. 85. No director or any other officer named in this act shall in any manner be interested, directly or indirectly, in any contract awarded or to be awarded by the board, or in the profits to be derived therefrom; and for any violation of this provision, such officer shall be deemed guilty of a misdemeanor, and such conviction shall work a forfeiture of his office, and he shall be punished by a fine not exceeding five hundred dollars, or by imprisonment in the county jail not exceeding six months, or by both such fine and imprisonment.

SEC. 86. The board of directors or other officers of the district shall have no power to incur any debt or liability whatever, either by issuing bonds or otherwise, in excess of the express provisions of this act; and any debt or liability incurred in

excess of such express provisions shall be and remain absolutely void, except that for the purposes of organization, or for any of the purposes of this act, the board of directors may, before the collection of the first levy of taxes for the general fund, incur indebtedness in such sum or sums as shall amount to not more than ten thousand dollars, and may cause warrants of the district to be issued therefor, bearing interest at not more than seven per centum per annum, said rate to be fixed by the board of directors, and all such warrants must be made payable not later than the first day of July after the first tax levy shall be collected in the district: *and provided, further*, that nothing contained in this section shall be construed as limiting the right of the board to enter into any contract or lease for any lands, waters, water rights or other property, as in this act provided for, and by such lease or contract bind the district for the payment of the rental or consideration specified in such lease or contract.

SEC. 87. Whenever any warrant of the district payable on demand is presented to the treasurer for payment when funds are not available for the payment thereof, it shall thereafter draw interest at a rate to be determined by resolution of the board of directors, not, however to exceed seven per centum per annum, until public notice is given that such funds are available. Upon the presentation of any such warrants for payment, other than warrants issued under the provisions of section eighty-six hereof, when funds of the district are not available to pay the same, the treasurer of Santa Clara County shall endorse thereon the words "funds not available for payment," with the date of presentation and shall specify the interest that such warrants shall thereafter bear and shall sign his name thereto. He shall keep a record showing the number and amount of each such warrant, the date of its issuance, the person in whose favor it was issued, and the date of its presentation for payment. Whenever there is sufficient money in the treasury to pay all such outstanding warrants or whenever the board of directors shall order that all such warrants presented for payment prior to a certain date, be made and there is sufficient money available for such payments, the county treasurer shall give notice in some newspaper published in the district, stating that he is prepared to pay all warrants of the district for the payment of which funds were not available upon their original presentation, or all such warrants which were presented for payment prior to the date fixed by the board of directors, as the case may be, and no further description of the warrants entitled to payment shall be made in such notice. Upon the presentation of any warrant entitled to payment under the terms of such notice, the treasurer shall pay it, together with interest thereon at the rate specified by the board of directors, from the date of its original presentation for payment to the date of the first publication or posting of said notice, and all warrants for the payment of which funds are declared in said notice to be available shall cease to draw interest at the time of the first publication or posting of said notice. The treasurer shall enter in the record hereinbefore required to be kept, the dates of the payment of all such warrants, the names of the persons to whom payments are made and the amount paid to each person.

SEC. 88. The board of directors of said district may acquire, by purchase or condemnation the irrigation system, canals and works through which lands in said district have been or may be supplied with water for irrigation, and may exchange bonds of said irrigation district for such system of canals or works or for any portion thereof, or for any interest therein or for the capital stock of any corporation owning such system or any portion thereof, upon such terms and conditions as the said board of directors may deem best.

SEC. 89. Nothing herein contained shall be deemed to authorize any person or persons to divert the waters of any river, creek, stream, canal, or ditch from its channel to the detriment of any person or persons having any interest in such river, creek, stream, canal, or ditch, or the waters therein, unless previous compensation be ascertained and paid therefor, under the laws of this state authorizing the taking of private property for public uses.

SEC. 90. The rights of way, ditches, flumes, pipe-lines, dams, water rights, reservoirs, and other property of like character, belonging to said district shall not be taxed for state and county or municipal purposes.

SEC. 91. No contest of anything or matter herein provided shall be made other than within the time and manner herein specified, and in any such action all findings of facts or conclusions of said board of directors upon all matters shall be conclusive, unless such action was instituted within six months after such finding or conclusion was made.

SEC. 92. For any willful violation of any express duty herein provided for, on the part of any officer herein named, he shall be liable upon his official bond, and be subject to removal from office, by proceedings brought in the superior court of Santa Clara County by any assessment payer of the district.

SEC. 93. When said district, in the development of its works as by law provided, may have opportunity, without increased expenditure, to utilize the water by it owned or controlled, for mechanical purposes not inconsistent with the provisions of said act, the board of directors may lease the same, as in this act hereinafter provided.

SEC. 94. Whenever the board of directors may desire to lease the use of water, as hereinbefore stated, they shall pass a resolution of intention to so lease the same,

Immediately thereafter the secretary shall cause notice of such intention to be given by publication in one newspaper published in the district for at least twenty days, and if the board thinks proper in such other newspapers as may be deemed advisable, calling for bids for the leasing of said water for the purposes hereinbefore mentioned. Said notice shall state that the board will receive sealed proposals therefor, that the lease will be let to the highest responsible bidder, stating the time and place of opening said proposals.

SEC. 95. At the time and place appointed the board shall proceed to open the proposals in public. As soon thereafter as may be, and the board shall let said lease in portions, or as a whole, to the highest responsible bidder, or they may reject any or all bids, and readvertise for proposals for the same.

SEC. 96. The rental accruing upon said lease may vary from year to year, as shall be specified in said lease, and shall be payable semi-annually, on the thirtieth day of December and thirtieth day of June of each year. All moneys collected, as in this act provided, shall be paid into the county treasury and credited to such funds of the district as may be deemed advisable by the board of directors.

SEC. 97. The board shall have power, as in this act provided, to execute a lease for any period not exceeding twenty-five years. If at any time the rental shall not be paid on the days hereinbefore mentioned, the amount of such rental then due shall be doubled, and if not paid within ninety days thereafter, the said lease shall be forfeited to said district, together with any and all works constructed, owned, used, or controlled by said lessee.

SEC. 98. Upon the letting of any lease, as in this act provided, the board may require the lessee to execute a bond for the faithful performance of the covenants of said lease, or give such other evidence of good faith as in their judgment may be necessary.

SEC. 99. Said district may provide for the construction, operation, leasing and control of plants for the generation, distribution, sale and use of electrical energy, including sale to municipalities, corporations, public utility districts or individuals of electrical power so generated, and said district, subject however to the conditions in this section contained, may make special appropriations of water for power purposes as required by law [illegible] such electrical power or energy at any given time of the year which is in excess of the water appropriated and beneficially used for irrigation purposes by such district at said period of the year, shall be subject to all prior existing appropriations by any municipal corporation, who or which is proceeding in good faith in the expenditure of money and the construction of works destined to divert the water appropriated; and the officers, agents, and employees of such districts shall have the same powers, duties and liabilities respecting such power and the construction, repair, maintenance, management, and control thereof as they now have or may hereafter have respecting such irrigation or such irrigation districts. This act shall be so construed, applied and enforced as to apply to such power as well as such irrigation.

SEC. 100. The board of directors of said district and its officers, agents, and employees shall do all necessary and proper acts for the construction, repair, maintenance, and management of such electrical power works for such purposes.

SEC. 101. In case funds are not otherwise available the district may issue bonds for such purpose and all of the provisions of this act relating to the issuance of bonds for other purposes in so far as the same are applicable to said bonds shall apply.

SEC. 102. The boundaries of said district may be changed in the manner herein prescribed; but such change of the boundaries of the district shall not impair or affect its organization, or its rights in or to property, or any of its rights or privileges of whatsoever kind or nature; nor shall it affect, impair, or discharge any contract, obligation, lien, or charge for or upon which it was or might become liable or chargeable, had such change of its boundaries not been made.

SEC. 103. The holder or holders, of title, or evidence of title, representing one-half or more of any body of lands adjacent to the boundary of said district, which are contiguous, and which taken together, constitute one tract of land, may file with the board of directors of said district a petition, in writing, praying that the boundaries of said district may be so changed as to include therein said lands. The petition shall describe the boundaries of said parcel or tract of land, and shall also describe the boundaries of the several parcels owned by the petitioners, if the petitioners be the owners, respectively, of distinct parcels, but such descriptions need not be more particular than they are required to be when such lands are entered by the county assessor in the assessment book. Such petition must contain the assent of the petitioners to the inclusion within said district of the parcels or tracts of land described in the petition, and of which said petition alleges they are respectively, the owners; and it must be acknowledged in the same manner that conveyances of land are required to be acknowledged.

SEC. 104. The secretary of the board of directors shall cause a notice of the filing of such petition to be given and published in the same manner and for the same time that notices of elections for the issue of bonds are required by this act

to be published. The notice shall state the filing of such petition and the names of the petitioners, a description of the lands mentioned in said petition, and the prayer of said petition; and it shall notify all persons interested in, or that may be affected by such change of the boundaries of the district, to appear at the office of said board, at a time named in said notice, and show cause in writing, if any they have, why the change in the boundaries of said district, as proposed in said petition, should not be made. The time to be specified in the notice at which they shall be required to show cause shall be the regular meeting of the board next after the expiration of the time for the publication of the notice. The petitioners shall advance to the secretary sufficient money to pay the estimated costs of all proceedings under this act.

SEC. 105. The board of directors, at the time and place mentioned in the said notice, or at such other time or times to which the hearing of said petition may be adjourned, shall proceed to hear the petition, and all the objections thereto, presented in writing by any person showing cause as aforesaid why said proposed change of the boundaries of the district should not be made. The failure by any person interested in said district, or in the matter of the proposed change of its boundaries, to show cause, in writing, as aforesaid, shall be deemed and taken as an assent on his part to a change of the boundaries of the district as prayed for in said petition, or to such change thereof, as will include a part of said lands. And the filing of such petition with said board, as aforesaid, shall be deemed and taken as an assent on the part of each and all of such petitioners to such a change of said boundaries that they may include the whole or any portion of the lands described in said petition.

SEC. 106. The board of directors may require, as a condition precedent to the granting of the same, that the petitioners shall severally pay to such district such respective sums, as nearly as the same can be estimated (the several amounts to be determined by the board), as said petitioners or their grantors would have been required to pay to such district as assessments, had such lands been included in such district at the time the same was originally formed.

SEC. 107. If the board of directors deem it for the best interest of the district that the boundaries of said district be changed and if no person interested in said district or the proposed change of its boundaries shows cause, in writing, why the proposed change should not be made, or, having shown cause, withdraws the same, the board may order that the boundaries of the district be so changed as to include therein the lands mentioned in said petition or some part thereof. The order shall describe the boundaries as changed and shall also describe the entire boundaries of the district as they will be after the change thereof as aforesaid is made; and for that purpose the board may cause a survey to be made of such portions of such boundary as is deemed necessary; *provided, however*, that any public land of the United States of America adjoining the boundaries of any irrigation district may be included within the boundaries of any such irrigation district by order or resolution of the board of directors of such district without any petition being filed asking for such inclusion; *and provided, further*, that when additional land is included within said district and the board of directors of such district finds either that such inclusion without condition would work an injury to the land already in the district either by an impairment of water right or by requiring a greater expense for furnishing water to the lands proposed to be included, the board may prescribe conditions upon such inclusion of land, either by providing for priority of right to water or for the payment of an additional annual charge of such other conditions as may to the board seem just. If such inclusion is upon petition of property owners all such property owners must sign and acknowledge an agreement with the district, specifying such conditions and describing the land so to be included. Such agreement must be recorded in the office of the county recorder of Santa Clara County, together with a certified copy of the order including such lands, and thereupon such lands shall become a part of said district subject to such conditions.

SEC. 108. If any person interested in said district or the proposed change of its boundaries shall show cause as aforesaid why such boundaries should not be changed and shall not withdraw the same or if the board of directors deem it not for the best interests of the district that the boundaries thereof be changed so as to include therein the lands mentioned in the petition or some part thereof, the board shall adopt a resolution to that effect. The resolution shall describe the exterior boundaries of the land which will be included within the boundaries of the district when changed, but before calling the election provided for in the next section, the board may require an undertaking, with sufficient sureties, from the petitioners that they will pay all of the cost of holding such election for the inclusion of such lands in case such inclusion should be denied.

SEC. 109. Upon the adoption of the resolution mentioned in the last preceding section, the board shall order that an election be held within said district, to determine whether the boundaries of the district shall be changed as mentioned in said resolution; and shall fix the time at which such election shall be held, and cause notice thereof to be given and published. Such notice shall be given and published, and such election shall be held and conducted, the returns thereof shall be made and canvassed, and the result of the election ascertained and declared, and all things per-

taining thereto conducted in the manner prescribed by said act in case of a special election to determine whether bonds of the district shall be issued. The ballots cast at said election shall contain the words "For change of boundary," or "Against change of boundary," or words equivalent thereto. The notice of election shall describe the proposed change of the boundaries in such manner and terms that it can readily be traced.

SEC. 110. If at such election a majority of all the votes cast at said election shall be against such change of the boundaries of the district, the board shall order that said petition be denied, and shall proceed no further in that matter. But if a majority of such votes be in favor of such change of the boundaries of the district, the board shall thereupon order that the boundaries be changed in accordance with said resolution adopted by the board. The said order shall describe the entire boundaries of said district, and for that purpose the board may cause a survey of such portions thereof to be made as the board may deem necessary.

SEC. 111. Upon a change of the boundaries of a district being made, a copy of the order of the board of directors ordering such change, certified by the president and secretary of the board, shall be filed for record in the recorder's office of Santa Clara County, and thereupon the district shall be and remain an irrigation district, as fully, and to every intent and purpose, as if the lands which are included in the district by the change of the boundaries, as aforesaid, had been included therein at the original organization of the district.

SEC. 112. Upon the filing of the copies of the order, as in the last preceding section mentioned, the secretary shall record in the minutes of the board the petition aforesaid; and the said minutes, or a certified copy thereof, shall be admissible in evidence, with the same effect as the petition.

SEC. 113. A guardian, an executor, or an administrator of an estate, who is appointed as such under the laws of this State, and who, as such guardian, executor or administrator, is entitled to the possession of the lands belonging to the estate which he represents, may, on behalf of his ward, or the estate which he represents, upon being thereunto authorized by the proper court, sign and acknowledge the petition in this act mentioned, and may show cause, as in this act mentioned, why the boundaries of the district should not be changed.

SEC. 114. In case of the inclusion of any land within any district by proceedings under this act, the board of directors must, at least thirty days prior to the next succeeding general election, make an order redividing such district into seven divisions, which shall be numbered first, second, third, and so on, and a director, or directors, shall thereafter be elected by each division as hereinabove provided. For the purposes of elections, the board of directors must establish a convenient number of election precincts in said districts, and define the boundaries thereof, which said precincts may be changed from time to time, as the board may deem necessary.

SEC. 115. All laws of the State of California providing for the dissolution of irrigation districts shall apply to said Santa Clara County Irrigation District as to other irrigation districts.

Amendment adopted.

Bill read second time, ordered to print, and re-referred to Committee on Irrigation.

RUSH ORDER TO PRINTER.

On motion of Senator Jones, the Secretary was directed to issue a rush order for the printing of Senate Bill No. 192.

THIRD READING OF SENATE BILLS.

Senate Bill No. 334—An act to amend section 1880 of the Political Code, relating to the issuance of bonds by school districts for the erecting of buildings needed by the district.

On motion of Senator Slater, Senate Bill No. 334 was passed on file.

Senate Bill No. 335—An act to amend section 1608 and section 1830 of the Political Code, relating to the voting of taxes for the purpose of erecting a residence in which to house employees of school districts.

On motion of Senator Slater, Senate Bill No. 335 was passed on file.

Senate Bill No. 338—An act to amend section 1838 of the Political Code, relating to the powers and duties of the governing boards of school districts in levying taxes for building and equipment purposes.

On motion of Senator Slater, Senate Bill No. 338 was passed on file.

Senate Bill No. 279—An act to amend section 1770 of the Political Code, relating to county boards of education and their meetings, compensation and expenses.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 279 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE (OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 7, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Allen to introduce a bill entitled—An act to establish, construct, complete, maintain and manage a State hospital for the care, custody, confinement, maintenance and treatment of insane convicts, and of certain other insane persons charged with the commission of a felony, near the State Prison at Folsom, California; to provide for the government, management and conduct thereof; to authorize and direct appropriation of public money and funds therefor; to empower, authorize and direct the use and expenditure of public money and funds heretofore authorized and appropriated by that certain act entitled "An act to provide for the erection at Folsom State Prison of a building for the accommodation of insane prisoners and making an appropriation therefor," approved March 26, 1903, and all acts amendatory thereof or supplemental thereto—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provision of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS (OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Allen: Senate Bill No. 933—An act to establish, construct, complete, maintain and manage a State hospital for the care, custody, confinement, maintenance and treatment of insane convicts, and of certain other insane persons charged with the commission of a felony, near the State Prison at Folsom, California; to provide for the government, management and conduct thereof; to authorize and direct appropriation of public money and funds therefor; to empower, authorize and direct the use and expenditure of public money and funds heretofore authorized and appropriated by that certain act

entitled "An act to provide for the erection at Folsom State Prison of a building for the accommodation of insane prisoners and making an appropriation therefor," approved March 26, 1903, and all acts amendatory thereof or supplemental thereto.

Bill read first time, and referred to Committee on Hospitals and Asylums.

REPORT OF STANDING COMMITTEE (OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 7, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Allen to introduce a bill entitled "An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party" has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS (OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Allen: Senate Bill No. 934—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party.

Bill read first time, and referred to Committee on Judiciary.

REPORT OF STANDING COMMITTEE (OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 7, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Irwin to introduce a bill entitled "An act to add a new section to the Political Code, to be numbered 4041*f*, providing for homes and meeting places for veterans and associations of veterans" has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman,

[illegible]

[illegible]

[illegible]

The following bill was introduced, out of the regular order:

By Senator [illegible]: Senate Bill No. [illegible]—An act to add a new section to the Penal Code, to be numbered [illegible], providing for [illegible] and meeting places for [illegible] and [illegible] of [illegible].

Bill read first time and referred to Committee on Military Affairs.

[illegible]

The following report of standing committee was received and read out of the regular order:

[illegible]

[illegible]

[illegible]

The question being on the adoption of the report,

The roll was called in accordance with the provisions of section 2 of Article IV of the constitution and the report adopted by the following vote:

[illegible]

[illegible]

[illegible]

The following bill was introduced, out of the regular order:

By Senator [illegible]: Senate Bill No. [illegible]—An act to add a new section to be known as [illegible] to an act entitled "An act to provide for the organization and maintenance of county free libraries in the State of California and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read first time and referred to Committee on Education.

[illegible]

The following report of standing committee was received and read out of the regular order:

[illegible]

[illegible]

[illegible]

all proceedings in Grenada Irrigation District—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—OUT OF ORDER.

The following bill was introduced, out of the regular order:

By Senator Shearer: Senate Bill No. 937—An act to recognize and declare valid all proceedings in Grenada Irrigation District.

Bill read first time, and referred to Committee on Judiciary.

MOTION.

Senator Breed moved that the bills to be reported in from the committees this morning be placed on second reading by unanimous consent.

Motion carried.

REPORTS OF STANDING COMMITTEES—OUT OF ORDER.

The following reports of standing committees were received and read out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 598, entitled—An act to add a new section to the Code of Civil Procedure, to be numbered section 1528, for the purpose of authorizing executors and administrators and guardians to borrow money and to give as security therefor mortgages or other liens on personal property of decedents, minors and incompetent persons;

Committee membership—17; committee vote: Ayes—8; absentees—9.

Also: Senate Bill No. 74, entitled—An act to amend section 690 of the Code of Civil Procedure, relating to exemptions from execution or attachment;

Committee vote: Ayes—7; absentees—10;

Also: Senate Bill No. 645—An act to add a new section to the Political Code, to be numbered 3638*a*, relating to situs of property in transit;

Committee vote: Ayes—8; absentees—9;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass as amended.

JONES, Chairman.

Senate Bills Nos. 598, 74 and 645 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 178, entitled—An act to amend section 1373 of the Code of Civil Procedure, relating to notice of petitions for letters of administration;

Also: Senate Bill No. 179, entitled—An act to add a new section to the Code of Civil Procedure, to be numbered 561, relating to attachment of personal property pending administration;

Also: Senate Bill No. 312, entitled—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department;

Committee membership 17; committee vote: Ayes 7; absentees—10. Same vote on all bills;
Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass as amended.

JONES, Chairman.

Senate Bills Nos. 178, 179 and 312 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 278, entitled—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department;

Also: Senate Bill No. 311, entitled—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department;

Committee membership—17; committee vote: Ayes—7; absentees—10. Same vote on both bills;
Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass as amended.

JONES, Chairman.

Senate Bills Nos. 278 and 311 ordered on file for second reading.

REPORTS OF STANDING COMMITTEES — (OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 903, entitled—An act to amend section 245 of the Penal Code, relating to assault with a deadly weapon—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—17; committee vote: Ayes—7; noes—1; absentees—9.

JONES, Chairman.

Senate Bill No. 903 ordered on file for second reading.

ON NORMAL SCHOOLS.

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: Your Committee on Normal Schools, to which was referred Senate Bill No. 9—An act creating a San Joaquin State Normal School, and making an appropriation for the maintenance thereof—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended, and be re-referred to Committee on Finance.

Committee membership—7; committee vote: Ayes—5; absentees—2.

NELSON, Chairman.

Senate Bill No. 9 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Normal Schools, to which was referred Senate Bill No. 257—An act appropriating money for repairs and improvements to the buildings and grounds and equipment for the Santa Barbara State Normal School;

Also: Senate Bill No. 333—An act appropriating money for repairs and improvements including a new well and equipment at the San Jose State Normal School;

Also: Senate Bill No. 357—An act appropriating money for the completion of buildings, improvements to grounds and the purchase of equipment at the Humboldt State Normal School;

Also: Senate Bill No. 497—An act appropriating money for improvements to streets and grounds at Fresno State Normal School;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass, and be re-referred to Committee on Finance.

Committee membership—7; committee vote: Ayes—5; absentees—2. Vote same on all bills.

NELSON, Chairman.

Senate Bills Nos. 257, 333, 357 and 497 re-referred to Committee on Finance:

Also:

MR. PRESIDENT: Your Committee on Normal Schools, to which was referred Senate Bill No. 332—An act appropriating money for the construction of a building or buildings for manual arts and home economics and the equipping and furnishing of the same at the San Jose State Normal School;

Also: Senate Bill No. 803—An act appropriating money for the construction of a dormitory at the San Jose State Normal School;

Also: Senate Bill No. 851—An act providing for the selection of an area within which the State Normal School at San Francisco shall be located; authorizing the board of trustees thereof to acquire by purchase, gift, condemnation or otherwise such tracts of land within said selected area as may be necessary for the uses of said school; authorizing the construction or reconstruction of suitable and necessary buildings and improvements thereon, and the purchase of necessary and appropriate furniture and equipment therefor; making appropriations therefor, and repealing all acts or parts of acts inconsistent herewith;

Has had the same under consideration, and respectfully reports the same back, without recommendation, and recommends that they be re-referred to Committee on Finance.

Committee membership—7; committee vote: Ayes—5; absentees—2. Same vote on all bills.

NELSON, Chairman.

Senate Bills Nos. 332, 803 and 851 re-referred to Committee on Finance.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 439, entitled "An act to amend sections 2, 20 and 25 of an act entitled 'An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations;

Also: Senate Bill No. 93, entitled "An act to add a new section to the Code of Civil Procedure, to be numbered 1580a, relating to the payment of commissions upon the mortgaging, leasing, or sale of, or other contracts relating to, real property, mining claims, and interests therein, under order of court;

Also: Senate Bill No. 110, entitled "An act validating applications for a sixteenth or thirty-sixth section which was not surveyed at date application was filed therefor;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—8; absentees—9. Same vote on all bills.

JONES, Chairman.

Senate Bills Nos. 439, 93 and 110 ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 722—An act to amend section 1 of an act entitled "An act to create a reclamation district to be called 'Reclamation District No. 883,' and providing for the control and management thereof," approved April 8, 1911—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—6; absent—3.

RUSH, Chairman.

Senate Bill No. 722 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 443, entitled "An act to amend section 3 of an act entitled 'An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights

and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weight and Measures Act," and amended June 8, 1917—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Finance.

Committee membership—17; committee vote: Ayes—8; absentees—9.

JONES, Chairman.

Senate Bill No. 443 re-referred to Committee on Finance.

SECOND READING OF SENATE BILLS—(OUT OF ORDER).

Senate Bill No. 558—An act to amend section 21 of an act entitled, "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 903—An act to amend section 245 of the Penal Code, relating to assault with a deadly weapon.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 439—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations."

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 93—An act to add a new section to the Code of Civil Procedure, to be numbered 1580*a*, relating to the payment of commissions upon the mortgaging, leasing, or sale of, or other contracts relating to, real property, mining claims, and interests therein, under order of court.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 110—An act validating applications for a sixteenth or thirty-sixth section which was not surveyed at date application was filed therefor.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 722—An act to amend section 1 of an act entitled "An act to create a reclamation district to be called 'Reclamation District No. 833,' and providing for the control and management thereof," approved April 8, 1911.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 645—An act to add a new section to the Political Code to be numbered 3638*a*, relating to situs of property in transit.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 21, of the printed bill, strike out the word and figure "Sec. 2."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 4, of the printed bill, strike out the word and figure "Sec. 2."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 7, of the printed bill, after the word "exceed" insert the following "$500.00".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 74—An act to amend section 690 of the Code of Civil Procedure, relating to exemptions from execution or attachment.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 35, of the printed bill, after the comma following the word "drayman" insert the following: "truckman."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 598—An act to add a new section to the Code of Civil Procedure, to be numbered section 1528, for the purpose of authorizing executors and administrators and guardians to borrow money and to give as security therefor mortgages or other liens on personal property of decedents, minors and incompetent persons.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

After the enacting clause insert the following paragraph:

"SECTION 1. A new section is hereby added to the Code of Civil Procedure to be numbered 1528 and to read as follows:"

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 178—An act to amend section 1373 of the Code of Civil Procedure, relating to notice of petitions for letters of administration.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In lines 12 and 14 of the printed bill, strike out the word "petitioner" and insert in lieu thereof the word "clerk".

Amendment adopted.

Bill read second time, ordered to print, engrossment and third reading.

Senate Bill No. 179—An act to add a new section to the Code of Civil Procedure, to be numbered 561, relating to attachment of personal property pending administration.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On line 8 of the printed bill, after the period following the word "attach" add the following: "A copy of said writ of attachment and of said notice shall also be filed in the office of the clerk in which said estate proceeding is pending."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 312—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 8, of the printed bill, strike out the following: "be, and the same".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 278—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department.

COMMITTEE AMENDMENT

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On line 21 of the printed bill, strike out the following: "be, and the same".

Amendment adopted.

Bill read second time, ordered to print, engrossment and third reading.

Senate Bill No. 311—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 16, of the printed bill, strike out the following "the, and the same".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read, out of the regular order:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 38—An act to amend section 154 of the Penal Code, relating to a debtor's fraudulent removal, disposal or concealment of his property or effects;

Also: Senate Bill No. 925—An act to recognize and declare valid the Knightsen Irrigation District, and all proceedings in relation thereto and to the organization thereof;

Also: Senate Bill No. 302—An act to amend an act entitled "An act to establish police courts in cities of the first and one-half class, to fix the jurisdiction of said courts and to provide for the officers thereof, to prescribe the powers and duties of the officers of said courts and to fix the compensation of certain officers thereof, and to repeal an act entitled 'An act to establish police courts in cities of the first and one-half class, to fix their jurisdiction and provide for officers of said courts and fix the compensation of certain officers thereof,' which became a law under the provisions of the constitution of the State of California without the Governor's approval on the fifth day of March, 1901, and all acts amendatory of said act or supplementary thereto," approved June 6, 1913, by amending section 6 thereof, providing for a clerk and deputy clerks for police courts in cities of the first and one-half class, fixing their compensation, providing for their duties and responsibilities, and providing for the care and disposition of moneys in their hands, and their removal and tenure of office;

Also: Senate Bill No. 472—An act to amend sections 2 and 3 of an act entitled "An act to provide for the establishment and maintenance of a bureau of tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of state aid to cities, counties, cities and counties and groups of counties for the support and care of persons affected with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended;

Also: Senate Bill No. 917—An act to add a new section to the Penal Code to be numbered 654c, regarding the advertisement of the sale of second-hand or defective merchandise;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 472—An act to amend an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of

California," approved June 12, 1915, as amended, by amending section 3 of said act by providing ———

Bill read third time.

On motion of Senator Jones, Senate Bill No. 472 was passed on file.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Sample:

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of Coronado in furtherance of navigation, commerce and fisheries, and providing for the government, management and control thereof.

Request referred to Committee on Rules.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Chamberlin, Senate Bill No. 705 was withdrawn from Committee on Finance, to which it had heretofore been referred, and re-referred to Committee on Judiciary.

By Senator Carr, W. J.:

SAN JOSE, March 8, 1921.

Have not made study of appropriations and specific items incorporated in each. Do not feel my suggestions would assist in budget discussion. Would appreciate being excused from appearing before Senate tomorrow.

W. E. BLAUER.

Also:

FRESNO, March 7, 1921.

I hold the view that the revenue of the State would be conserved at all times and disbursements should be limited to essentials, and only such things that will insure the conduct of the State's business in an orderly and an economical manner. My presence as a witness or otherwise would not add anything to the testimony of those preceding me who are qualified to speak on account of their extensive study on taxation matters. Will therefore greatly appreciate being excused from service.

WM. F. WOODS.

Also:

SAN FRANCISCO, March 6, 1921.

As I have some exceedingly important business engagements in San Francisco on Tuesday next, I will appreciate very much if I may be excused attending the Senate hearing. I have no information to add to that already in the possession of the Senate.

MORTIMER FLEISHHACKER.

Also:

STOCKTON, March 7, 1921.

DEAR SIR: I acknowledge receipt of subpoena to appear before the Senate as Committee of the Whole with reference to the matter of taxation, on Wednesday, March 9, 1921, at 2 o'clock p.m., for the purpose, as stated, "of submitting any figures in their possession showing what item or items can be eliminated without impairing the efficiency of the State government."

In regard to the above quoted requirement, I desire to say that I have no figures in my possession, or do I expect to have by the date mentioned, or at any other time for that matter, any figures showing what item or items can be eliminated from the budget, without impairing the efficiency of the State government.

I desire, further, to state that I do not recall of having made any specific charge as to any specific item or items being unnecessary, or that they could be eliminated without impairing the efficiency of the State government, and I am now and will be on the date specified unable to give any testimony which in my opinion would

throw any light whatsoever on the subject, or be of benefit to the Committee of the Whole. If I were able to be of any service I should be exceedingly well pleased to do so, but knowing that I cannot, and desiring to conserve the time of the committee and expedite the business of the Legislature, as well as incidentally to care for important business arising on Wednesday, March 9, 1921, in connection with the affairs of the bank, of which I am cashier, I respectfully request that I may be excused from attendance.

Respectfully yours,

THOMAS E. CONNOLLY,
Cashier of Stockton Savings and Loan Bank.

Also:

CHICO, March 8, 1921.

Will you kindly excuse me from appearing before Senate Budget Committee on Wednesday, March 9. Mr. Thelen and Mr. Fisher have all the facts in detail, and I have no further information.

ARTHUR H. SMITH.

MOTION.

Senator Carr, W. J., moved that in view of the preceding communications received from W. E. Blauer, William F. Woods, Mortimer Fleishhacker, Thomas E. Connolly, and Arthur H. Smith, that the foregoing named persons be excused from attendance on the budget hearings.

Motion carried.

REQUEST FOR USE OF SENATE CHAMBER GRANTED.

Senator Rush asked for and was granted unanimous consent for use of the Senate Chamber, Wednesday evening, March 16, 1921, for meeting of Committee on Drainage, Swamp and Overflowed Lands.

RECESS.

At eleven o'clock and thirty-five minutes a.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON ROADS AND HIGHWAYS.

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Senate Bill No. 298—An act to declare certain public roads in the county of Alameda State highways and providing for their improvement and maintenance by the Department of Engineering—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—15; committee vote: Ayes—10; absentees—5.

JOHNSON, Chairman.

Senate Bill No. 298 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Senate Bill No. 314—An act appropriating money to complete the construction of

the trail in the Sierra Nevada mountains known as the "John Muir trail" and laterals therefrom—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.

Committee membership—15; committee vote: Ayes—10; absentees—5.

JOHNSON, Chairman.

Senate Bill No. 314 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Senate Bill No. 655—An act to regulate and license the sale of motor vehicle tires in the State of California, and providing penalties for the violation of the provisions thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Revenue and Taxation, without recommendation.

Committee membership—15; committee vote: Ayes—10; absentees—5.

JOHNSON, Chairman.

Senate Bill No. 655 re-referred to Committee on Revenue and Taxation.

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 81—An act to amend section 31 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended:

Also: Senate Bill No. 481—An act validating the formation and organization and proceedings of Glenn-Colusa Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition, or construction thereby of works for the irrigation of the lands embraced within such district, and, also, to provide for the distribution of water for irrigation purposes," as amended:

Also: Senate Bill No. 482—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," as amended:

Also: Senate Bill No. 488—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—9; committee vote: Ayes—8; absent—1. Same vote on all bills.

IRWIN, Chairman.

Senate Bills Nos. 81, 481, 482 and 488 ordered on file for second reading.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 16—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—4; committee vote: Ayes—4.

EDEN, Chairman.

Senate Joint Resolution No. 16 ordered engrossed and on file.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Senator Carr, W. J.:

SAN FRANCISCO, March 7, 1921.

Pursuant to our understanding over the phone this morning, I enclose a letter from my medical adviser, Dr. Saxton Pope, explaining my inability to comply with your subpoena for tomorrow.

With many thanks for your courtesy and consideration in this matter, I remain,

Yours very truly,

A. H. PAYSON.

This is to certify that during the past two weeks I have been in attendance upon Capt. A. H. Payson, who has been sick in bed with tonsilitis and grippe. He has just recovered from the sickness and is still in a very weak condition. At present he is not able to travel nor to undertake any business whatever.

SAXTON POPE, M. D.

March 7, 1921.

MOTION EXCUSING FROM ATTENDANCE.

On motion of Senator Carr, W. J., Captain A. H. Payson was, in view of the foregoing communication, excused from attendance on budget hearings.

At two o'clock and five minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following persons appeared before the Committee of the Whole:

W. R. Alberger, vice president and general manager San Francisco-Oakland Terminal Railways, San Francisco, California.

R. H. Ballard, vice president Southern California Edison Company, Los Angeles, California.

Frank Karr, general counsel Pacific Electric Co., Los Angeles, California.

Max Thelen, general counsel California Bankers Association, and other public utilities of California, San Francisco, California.

COMMITTEE OF THE WHOLE RISES.

At four o'clock and fifty-five minutes p.m., Senator Carr, W. J., moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Wednesday, March 9, 1921.

Motion carried.

IN SENATE.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

MOTION.

Senator McDonald moved that such portions of Mr. Max Thelen's discussion of the budget as practicable be ordered published in the Journal.

Motion carried.

PORTION OF MR. THELEN'S REMARKS ON BUDGET.

March 8, 1921.

After a very careful analysis of the proposed State budget of $81,387,692.51, I make the statement that this budget can and should be reduced at least $8,146,815.50.

In making an analysis of any State budget at this time, it is necessary to apply certain fundamental principles of State finance. I have applied the following principles:

1. No higher wage scales and no additional jobs.
2. Due consideration to the falling prices of food, clothing and supplies.
3. No other unnecessary maintenance or operating expenses.
4. No new functions or State aid.
5. New building projects and purchases of additional land to be deferred unless really necessary now.
6. Substantial permanent improvements in so far as urgently necessary to be included in the Governor's proposed $10,000,000 bond election.

The foregoing principles are, of course, subject to exceptions but each exception should be clearly proved.

My deductions from the budget may be summarized as follows:

1. Further salary increases and new jobs		$1,571,523 00
2. Failure to give effect to falling costs of food, clothing and supplies		412,959 00
3. Other unnecessary operating and maintenance expenses		1,144,820 00
4. Such new building projects and purchase of additional lands as can be deferred or abandoned		1,665,950 00
5. New or additional State functions or aid		839,676 00
6. Substantial permanent improvements to be included in the Governor's proposed $10,000,000 bond issue—		
University of California	$1,127,887 50	
Other State institutions	1,034,000 00	
Total		2,211,887 50
7. Additional savings from reorganization of State government (taking the Governor's plan as the minimum)		300,000 00
Total deductions		$8,145,815 50

In making these deductions, I have reduced no existing salary and have abolished no State institution or agency. Full allowance has been made for support and maintenance. At every institution which needs additional housing facilities, full allowance has been made, either by retaining the items in the budget or by placing them in the Governor's proposed $10,000,000 bond issue.

What I have done, however, is to say that of the $14,000,000 increase recommended by the Budget Board over the budget of 1919, after making allowance for the increased expenditures voted by the people last November, the State shall at this time spend only about $6,000,000. In other words, a proposed increase for new and additional expenditures of $14,000,000 over the budget of 1919 is to be reduced to an increase of $6,000,000.

I know that these deductions can be made without in any way interfering with the proper and satisfactory performance of the State's obligations and that I speak the voice of every citizen and taxpayer in this State, other than a few office holders, when I earnestly urge that every effort be made to bring about these deductions.

ADJOURNMENT.

At five o'clock p. m., on motion of Senator Breed, the President declared the Senate adjourned..

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Wednesday, March 9, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, E. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Tuesday, March 8, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Ingram, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. J. E. Taylor of Grass Valley, representing the Nevada County Development Association.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the following members of the Contra Costa Federation of Women's Clubs:

Mrs. C. L. Dodge, president, Crockett; Mrs. G. A. Mellon, Crockett; Mrs. J. A. Augustus, Crockett; Mrs. Mary E. Dolphus, Crockett; Mrs. A. C. Rampendahl, Crockett; Mrs. Ray Standish, Crockett; Mrs. A. Aljets, Crockett; Mrs. J. Hutchinson, Crockett; Mrs. George Coulter, Crockett; Mrs. L. A. Jacobsen, Crockett; Mrs. Robert Williams, Crockett; Mrs. E. R. Harris, Crockett; Mrs. L. C. Mershan, Crockett; Mrs. Edith Powers, Crockett; Mrs. George Dupen, Mrs. Nellie K. Cushing, Mrs. A. B. McKenzie, Mrs. H. J. Curry, Mrs. J. F. Hoadley, Martinez; Mrs. Lena Anderson, Walnut Creek; Mrs. C. H. Mitchell, press chairman, Oakland; Mrs. J. Donlon, Mrs. Ralph Beede, Mrs. Ralph Harrison, Mrs. Harry Beede, Mrs. Robert J. White, Antioch; Mrs. E. M. Wriston, Mrs. C. Murphy, Miss Elaine Wallace, Mrs. W. W. Morgans, Brentwood; Mrs. R. Love, Antioch; Mrs. A. F. Portman, Mrs. Helen Oetken, Mrs. A. Burness, Brentwood; Mrs. Thomas E. Chadbourne, Antioch; Mrs. G. W. Vaughn, Antioch; Mrs. Harry Austen, Antioch; Mrs. Elizabeth Templar, Antioch; Miss Anna Templar, Antioch; Mrs. Robert Wallace, Brentwood; Mrs. F. S. Cook, Brentwood; Mrs. Frank Nye, Sacramento; Mrs. Burdick, Mrs. Newcomb, Mrs. Smith, Mrs. Brown, Mrs. Patterson, Mrs. Alexander, Mrs. Wilson, Mrs. Smith, Mrs. Maxwell, Mrs. Powell, Mrs. Miller, Mrs. Faber, Mrs. Gibson, Mrs. Ovenlend, Mrs. Stout, Mrs. Ripley, Mrs. Osborne, Mrs. Farr, Mrs. Stewart, Mrs. Stiver, Mrs. Gerlach, Mrs. Donnelly, Mrs. Milnes, Richmond.

LEAVE OF ABSENCE.

Senator Anderson was, on motion of Senator Otis, granted leave of absence for this day.

PETITION.

The following petition by Senator Sample was ordered printed in the Journal:

We, the undersigned, residents of California, believing in the principles of American liberty and the entire separation of church and state, do hereby protest against the passage by the California Legislature of Senate Bill No. 713 and Assembly Bill No. 501, entitled "An act to provide for the more general observance of Sunday as a day of rest," or any other such measure.

MRS. WILLIAM L. BUCK, San Diego.
And 750 others.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 8 passed the following:

Assembly Bill No. 8—An act to recognize and declare valid the Crooks Canyon Irrigation District, and all proceedings in relation thereto and to the organization thereof;

Also: Assembly Bill No. 116—An act to recognize and declare valid all proceedings in and relative to the organization of Lemoore Irrigation District;

Also: Assembly Bill No. 120—An act to recognize and declare valid all proceedings in Foothill Irrigation District;

Also: Assembly Bill No. 133—An act to add a new section to the Political Code to be numbered 3202, relating to copyrights;

Also: Assembly Bill No. 164—An act recognizing and declaring valid the Naglee Burk Irrigation District and approving and declaring valid all proceedings on formation and organization of said district;

Also: Assembly Bill No. 165—An act to amend section 1492 of the Code of Civil Procedure, relating to recording decree of notice to creditors;

Also: Assembly Bill No. 208—An act to recognize and declare valid all proceedings in Hot Spring Valley Irrigation District;

Also: Assembly Bill No. 209—An act to recognize and declare valid all proceedings in and relative to the organization of Riverdale Irrigation District.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 8, 116, 120, 133, 164, 165, 208 and 209 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 8 passed the following:

Assembly Bill No. 210—An act to recognize and declare valid all proceedings in and relative to the organization of Laguna Irrigation District;

Also: Assembly Bill No. 262—An act to amend section 3607 of the Political Code, relating to property subject to taxation;

Also: Assembly Bill No. 263—An act to amend section 3617 of the Political Code, relating to the definition of certain terms and words;

Also: Assembly Bill No. 296—An act to amend section 1261 of the Civil Code, relating to homesteads;

Also: Assembly Bill No. 302—An act to validate bonds of Beaumont Irrigation District of Riverside County, State of California, and all proceedings relating thereto;

Also: Assembly Bill No. 303—An act to legalize and declare valid all proceedings in Beaumont Irrigation District;

Also: Assembly Bill No. 315—An act to recognize and declare valid all proceedings in James Irrigation District;

Also: Assembly Bill No. 324—An act to amend section 1388 of the Civil Code, relating to succession.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 262 and 263 read first time, and referred to Committee on Revenue and Taxation.

Assembly Bills Nos. 210, 296, 302, 303, 315 and 324 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 8 passed the following:

Assembly Bill No. 390—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands other than swamp and overflowed lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 1, 28 and 76 thereof;

Also: Assembly Bill No. 391—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands other than swamp and overflowed lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 29, 36, 38 and 39 thereof;

Also: Assembly Bill No. 499—An act to amend section 8 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter, the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 27, 1919;

Also: Assembly Bill No. 706—An act to recognize and declare valid all proceedings in Honcut-Yuba Irrigation District;

Also: Assembly Bill No. 707—An act to recognize and declare valid all proceedings in Oroville-Wyandotte Irrigation District;

Also: Assembly Bill No. 1197—An act to confirm and declare valid all proceedings on the organization of Kasson Irrigation District and recognizing and validating said district.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 390 and 391 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Assembly Bill No. 499 read first time, and referred to Committee on Public Health.

Assembly Bills Nos. 706, 707 and 1197 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Assembly Bill No. 1130—An act to validate bonds of Tomales Joint Union High School District.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bill No. 1130 read first time, and referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 117—An act to provide for the filing of names, marks or other devices used to indicate ownership, providing for certain benefits therefrom, and prescribing penalties for violating the provisions hereof; repealing an act (approved March 21, 1911) entitled "An act to protect the owners of bottles, boxes, siphons and kegs used in the sale of olives, olive oil, salad oil, soda waters, mineral or aerated water, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, white beer or other beverages, repealing 'An act to protect the owners of bottles, boxes, siphons, and kegs used in the sale of soda waters, mineral or aerated

waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer, or other beverages,' approved March 31, 1891, also repealing an act to amend an act entitled 'An act to protect the owners of bottles, boxes, siphons, and kegs, used in the sale of soda waters, mineral and aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer or other beverages (approved March 31, 1891) by adding thereto a new section after section 4 thereof relating to deposits, to be numbered as section 5 of said act, by renumbering section 5 of said act as section 6 thereof, and amending the same relating to assignments, and by renumbering section 6 of said act as section 7 thereof,' approved March 5, 1903;"

Also: Senate Bill No. 87—An act to amend section 94 of the Penal Code, relating to crimes against public justice;

Also: Senate Bill No. 441—An act concerning corporations of this State and the issue to employees and to persons actively engaged in the conduct of their business of their stock;

Also: Senate Bill No. 558—An act to amend section 21 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, as amended;

Also: Senate Bill No. 903—An act to amend section 245 of the Penal Code, relating to assault with a deadly weapon;

Also: Senate Bill No. 439—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations;"

Also: Senate Bill No. 93—An act to add a new section to the Code of Civil Procedure, to be numbered 1580*a*, relating to the payment of commissions upon the mortgaging, leasing, or sale of, or other contracts relating to, real property, mining claims, and interests therein, under order of court;

Also: Senate Bill No. 110—An act validating applications for a sixteenth or thirty-sixth section which was not surveyed at date application was filed therefor;

Also: Senate Bill No. 722—An act to amend section 1 of an act entitled "An act to create a reclamation district to be called 'Reclamation District No. 833,' and providing for the control and management thereof," approved April 8, 1911;

Also: Senate Bill No. 598—An act to add a new section to the Code of Civil Procedure, to be numbered section 1528, for the purpose of authorizing executors and administrators and guardians to borrow money and to give as security therefor mortgages or other liens on personal property of decedents, minors and incompetent persons;

Also: Senate Bill No. 74—An act to amend section 690 of the Code of Civil Procedure, relating to exemptions from execution or attachment;

Also: Senate Bill No. 645—An act to amend section 690 of the Code of Civil Procedure, relating to exemptions from execution or attachment;

Also: Senate Bill No. 178—An act to amend section 1373 of the Code of Civil Procedure, relating to notice of petitions for letters of administration;

Also: Senate Bill No. 179—An act to add a new section to the Code of Civil Procedure, to be numbered 561, relating to attachment of personal property pending administration;

Also: Senate Bill No. 312—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department;

Also: Senate Bill No. 278—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department;

Also: Senate Bill No. 311—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Joint Resolution No. 16—Relative to remount appropriation—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

APPOINTMENT BY THE PRESIDENT.

The following notice of appointment by the President was read:

SENATE CHAMBER, SACRAMENTO, March 9, 1921.

To the Senate of the State of California.

I beg leave to inform you that I have appointed Bill Duncan as Page, at a per diem of $2.50, and respectfully request the consent of the Senate thereto.

C. C. YOUNG,
President of the Senate.

Senator Breed moved that the Senate consent to the appointment by the President of the Senate.

The roll was called, and the consent of the Senate was granted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Senator Carr, F. M.:

OAKLAND, CALIFORNIA, March 8, 1921.

GENTLEMEN: The City Council of the city of Oakland most cordially invites you, as members of the Legislature of the State of California, to visit the city of Oakland in conjunction with your contemplated visit to the city of Berkeley concerning matters relating to the University of the State of California, and particularly to inspect the waterfront development and the other commercial and industrial activities and developments of the city of Oakland.

This invitation I have the honor to extend to you on behalf of the City Council and of the city of Oakland, and it is sincerely hoped that the members of your honorable bodies will accept it, and will be present in this city at a future time which you may be pleased to designate.

I inclose herewith a certified copy of the resolution of the City Council of the city of Oakland for your information.

Very truly yours,

FREDERICK SODERBERG,
Commissioner of Public Works.

OAKLAND CITY COUNCIL.

Resolution inviting the members of the Legislature of the State of California to visit the city of Oakland.

Resolved, That the members of the Legislature of the State of California be and they are hereby cordially invited to visit the city of Oakland, and particularly to inspect the waterfront and the other commercial and industrial activity and development of the municipality.

I certify that the foregoing is a full, true and correct copy of a resolution passed by the City Council of the city of Oakland on March 8, 1921.

[SEAL]

L. W. CUMMINGS, City Clerk.
Per F. C. MERRITT, Deputy.

MOTION.

Senator McDonald moved that the Secretary read the communication from the Sacramento Church Federation appearing on pages 40, 41 and 42 of the Senate Journal of March 8, 1921.

MOTION TO LAY ON TABLE.

Senator Duncan moved to lay Senator McDonald's motion on the table.

Motion seconded by Senator Arbuckle.

The question being on the motion to lay on the table.

A roll call was demanded by Senators McDonald, Scott and Godsil.

The roll was called, on the motion to lay on the table.

CALL OF THE SENATE.

Pending announcement of the vote, Senator McDonald moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Carr, E. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—32.

The Secretary announced the absentees.

Time, ten o'clock and thirty minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senator Sample: Senate Constitutional Amendment No. 28—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending section 17 of article VI, relating to the salaries of the Justices of the Supreme Court, the Justices of the District Courts of Appeal, and of the judges of the superior courts.

Amendment referred to Committee on Constitutional Amendments.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 298—An act to declare certain public roads in the county of Alameda State highways, and providing for their improvement and maintenance by the Department of Engineering.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 81—An act to amend section 31 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 481—An act validating the formation and organization and proceedings of Glenn-Colusa Irrigation District under the provisions of an act of the Legislature of the State of California, approved March 31, 1897, entitled "An act to provide for the organization and

government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of lands embraced within such district, and also to provide for the distribution of water for irrigation purposes," as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 482—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the Legislature of State of California, approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and also to provide for the distribution of water for irrigation purposes," as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 488—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the Legislature of State of California, approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and also to provide for the distribution of water for irrigation purposes," as amended.

Bill read second time, ordered engrossed, and on file for third reading

THIRD READING OF SENATE BILLS.

Senate Bill No. 334—An act to amend section 1880 of the Political Code, relating to the issuance of bonds by school districts for the erecting of buildings needed by the district.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 334 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Sharkey, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 335—An act to amend section 1608 and section 1830 of the Political Code, relating to the voting of taxes for the purpose of erecting a residence in which to house employees of school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 335 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Ingram, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 338—An act to amend section 1838 of the Political Code, relating to the powers and duties of the governing boards of school districts in levying taxes for building and equipment purposes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 338 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At ten o'clock and forty minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Burnett.

The Secretary was directed to call the roll of the Senators who had not answered to their names on the motion to lay on the table.

The roll was called, and the motion to lay on the table lost by the following vote:

AYES—Senators Allen, Boggs, Burnett, Carr, W. J., Dennett, Duncan, Eden, Harris, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Sample, and Yonkin—17.

NOES—Senators Arbuckle, Breed, Carr, F. M., Chamberlin, Crowley, Flaherty, Gates, Godsil, Hart, Inman, Lyon, McDonald, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, and Slater—21.

The question being on the motion of Senator McDonald that the Secretary read the communication from the Sacramento Church Federation appearing in the Senate Journal of March 8, 1921, on pages 40, 41 and 42.

MOTION WITHDRAWN.

By unanimous consent, Senator McDonald withdrew his motion directing the Secretary to read the communication from the Sacramento Church Federation.

MOTION TO EXPUNGE FROM RECORDS.

Senator McDonald moved that the communication from the Sacramento Church Federation appearing on pages 40, 41 and 42 of the Senate Journal of March 8, 1921, be expunged from the records of the Senate.

ROLL CALL DEMANDED.

A roll call was demanded by Senators Duncan, Dennett and Chamberlin.

The roll was called, and the motion carried by the following vote:

AYES—Senators Burnett, Carr, F. M., Chamberlin, Crowley, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—21.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Dennett, Duncan, Eden, Gates, Harris, Johnson, King, Rush, and Yonkin—14.

ORDER EXPUNGING FROM RECORD.

The communication from the Sacramento Church Federation was accordingly ordered expunged from the record of the Senate.

MOTION TO EXPUNGE FROM RECORDS.

Senator Inman moved that the Senate expunge from the Senate Journal of March 2, 1921, on page 4, the resolution by Senator Flaherty in reference to Miss Mary MacSwiney addressing the Senate.

REQUEST FOR UNANIMOUS CONSENT.

Senator Inman asked for and was granted unanimous consent to withdraw his motion to expunge from the Senate Journal of March 2, 1921, on page 4, Senator Flaherty's resolution in reference to Miss MacSwiney addressing the Senate.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Inman:

Resolved, That the resolution offered by Senator Flaherty granting Miss Mary MacSwiney permission to address the Senate, be expunged from the Journal, said resolution appearing on page 4 of the proceedings of March 2, 1921.

Resolution read, and lost.

EXPLANATION OF VOTE.

Explanation of vote of Senator J. M. Inman, on motion to expunge from Journal communication dated March 8, 1921, statement signed by Sacramento Church Federation:

In the first place, I can not subscribe to these words contained in this communication, "The Senate in California has felt the power of this group."

In the second place, the communication contains the words "The Senate is the victim of insidious propaganda." This I can not subscribe to.

In the third place, I can not permit to go unchallenged this statement also contained in this communication: "if we did not again protest against the humiliating action of the Senate of the great State of California in receiving the agent of a foreign political power unrecognized by the federal government, and seek to disrupt our friendly relations with our chief ally during the great war".

J. M. INMAN.

NOTICE OF MOTION TO AMEND STANDING RULES OF THE SENATE.

Senator Burnett gave notice that on the next legislative day he would move, with the approbation of the President of the Senate, to amend Rule No. 61 of the Standing Rules of the Senate to read as follows:

STATEMENT OF PETITIONS TO BE PRINTED.

61. Every vote and a brief statement of the contents of each petition, memorial, or paper presented to the Senate shall be entered in the Journal, such petition, memorial, or resolution to be presented only by a Senator in regular session, and to be briefly explained by him.

MOTION TO EXPUNGE FROM RECORD.

Senator Chamberlin moved to expunge from the Journal of March 1, 1921, on page 2, the communication from Senator Crowley.

Motion carried.

ORDER EXPUNGING FROM SENATE RECORD.

The above mentioned communication from Senator Crowley was accordingly ordered expunged from the record.

Senate Bill No. 472—An act to amend an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended, by amending section 3 of said act by providing ———

On motion of Senator Jones, Senate Bill No. 472 was passed on file.

Senate Bill No. 38—An act to amend section 154 of the Penal Code, relating to a debtor's fraudulent removal, disposal or concealment of his property or effects.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 38 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 925—An act to recognize and declare valid the Knightsen Irrigation District, and all proceedings in relation thereto and to the organization thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 925 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 302—An act to amend an act entitled "An act to establish police courts in cities of the first and one-half class, to fix the jurisdiction of said courts and to provide for the officers thereof, to prescribe the powers and duties of the officers of said courts and to fix the compensation of certain officers thereof, and to repeal an act entitled 'An act to establish police courts in cities of the first and one-half class, to fix their jurisdiction and provide for officers of said courts and fix the compensation of certain officers thereof,' which became a law under the provisions of the constitution of the State of California without the Governor's approval on the fifth day of March,

1901, and all acts amendatory of said act or supplementary thereto," approved June 6, 1913, by amending section 6 thereof, providing for a clerk and deputy clerks for police courts in cities of the first and one-half class, fixing their compensation, providing for their duties and responsibilities, and providing for the care and disposition of moneys in their hands, and their removal and tenure of office.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 302 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Parkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 917—An act to add a new section to the Penal Code to be numbered 654*b*, regarding the advertisement of the sale of second-hand or defective merchandise.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 917 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—35.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 117—An act to provide for the filing of names, marks or other devices used to indicate ownership, providing for certain benefits therefrom, and prescribing penalties for violating the provisions hereof; repealing an act (approved March 21, 1911) entitled "An act to protect the owners of bottles, boxes, siphons and kegs used in the sale of olives, olive oil, salad oil, soda waters, mineral or aerated water, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, white beer or other beverages, repealing 'An act to protect the owners of bottles, boxes, siphons, and kegs used in the sale of soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer, or other beverages,' approved March 31, 1891, also repealing an act to amend an act entitled 'An act to protect the owners of bottles, boxes, siphons, and kegs, used in the sale of soda waters, mineral and aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer or other beverages (approved March 31, 1891) by adding thereto a new section after section 4 thereof relating to deposits, to be numbered as section 5 of said act, by renumbering section 5 of said act as section 6 thereof, and amending the same relating to assignments, and by renumbering section 6 of said act as section 7 thereof,' approved March 5, 1903."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 117 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 87—An act to amend section 94 of the Penal Code, relating to crimes against public justice.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 87 passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Irwin, Johnson, King, Lyon, McDonald, Otis, Purkitt, Rominger, Rush, Sample, Scott, Shearer, and Slater—26.

NOES—Senators Allen, Boggs, Carr, W. J., Duncan, Ingram, Inman, Jones, Nelson, and Osborne—9.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 441—An act concerning corporations of this State and the issue to employees and to persons actively engaged in the conduct of their business of their stock.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 441 passed by the following vote:

AYES—Senators Allen, Arbuckle Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 558—An act to amend section 21 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 558 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Shearer, and Slater—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

ASSISTANT SECRETARY G. MELVIN WARREN AT DESK.

Senate Bill No. 903—An act to amend section 245 of the Penal Code, relating to assault with a deadly weapon.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 903 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Crowley, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, and Slater—26.
NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

REQUESTS FOR INTRODUCTION OF BILLS.

The following requests for permission to introduce bills were presented:

By Senator McDonald:

SENATE CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

To amend sections 2, 3, 4, 8, 11, 13, and 15 of an act entitled "An act defining mattresses, regulating the making, remaking and sale thereof; prohibiting the use of insanitary and unhealthy materials therein; requiring that materials used shall be accurately described and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915.

Request referred to Committee on Rules.

By Senator Osborne:

SENATE CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to amend section 641 of the Civil Code, relating to guarantee stock surplus of building and loan associations.

Request referred to Committee on Rules.

By Senator Purkitt:

SENATE CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

"An act to create a levee district to be called and designated Sacramento River West Side Levee District, to prevent the overflow of flood waters from the Sacramento River from flooding onto the lands within said district by the construction of levees along the west bank of the Sacramento River and adjacent thereto and maintain the same; providing for the election and appointment of officers of said levee district; defining the powers, duties and compensation of such officers; and providing for the levying and collecting assessments upon the lands within said levee district," and approved May 18, 1915.

Request referred to Committee on Rules.

COMMUNICATION.

The following communication was received, and ordered printed in Journal:

By Senator Lyon:

LOS ANGELES, CALIFORNIA, January 18, 1921.

DEAR SIR: At a meeting of the City Council held this day, the following report of the committee of the whole was adopted, to wit

"In the matter of the communication from the efficiency director relative to bill increasing number of clerks of the police courts, and also increasing their salaries, there were present at the meeting of the committee of whole, held January 17, 1921, Judges Chichester and Chambers, and your committee of the whole begs to report recommending the approval of said bill, and requesting that a letter to that effect be forwarded the police judges."

The act referred to is:

"An act to amend an act entitled 'An act to establish police courts in cities of the first and one-half class, to fix the jurisdiction of said courts and to provide for the officers thereof, to prescribe the powers and duties of officers of said courts, and to fix the compensation of certain officers of said courts, and to fix the compensation of certain officers thereof, and to repeal an act entitled "An act to establish police courts in cities of the first class and one half class, to fix their jurisdiction and to provide for officers thereof," which became a law under the provisions of the constitution of the State of California without the Governor's approval on the fifth day of March, 1901, and all acts amendatory of said act or supplementary thereto,' approved June 6, 1913, by amending section 6 of said act."

Respectfully,

ORFA JEAN SHONTZ, City Clerk.

County of Los Angeles, State of California—ss.

I, David M. Carroll, notary public in and for the county of Los Angeles, State of California, do hereby certify that the signature attached to the letter which accompanies this certificate, is the genuine signature of Orfa Jean Shontz, and I further certify that she was confirmed by the City Council of the city of Los Angeles as city clerk, and did on the third day of January, 1921, assume the duties of city clerk in and for the city of Los Angeles, State of California.

[SEAL] DAVID M. CARROLL,

Notary Public in and for the County of Los Angeles, State of California.

MOTION EXCUSING FROM ATTENDANCE ON BUDGET HEARING.

Senator Carr, W. J., asked for and was granted unanimous consent to have excused from the mandatory effect of the Senate resolution in reference to budget hearings those remaining persons who had been duly summoned and had not been excused or appeared.

Motion carried.

COMMUNICATION.

The following communication was received, and ordered printed in Journal:

By Senator Carr, W. J.:

SACRAMENTO, CALIFORNIA, March 8, 1921.

Miss Grace S. Stoermer, Secretary of the Senate, Sacramento.

MADAM: I am here in answer to a subpoena to attend on the Senate in relation to the budget and the possibility of its reduction.

While I am one of the signatories to the signed advertisements issued by the Tax Economy League, I have not been in a position to personally go into the question of the economies that might be adopted, but Mr. Max Thelen, whose services have been retained by the league for this express purpose, can and will give information on the subject that will be valuable, and be based upon a precise and careful survey of the subject.

As I am personally unable to shed any light on the subject, and am urgently needed elsewhere, I most respectfully ask to be dispensed with.

I am, madam, yours very respectfully,

W. CLAYTON.

Vice President and Managing Director, San Diego Electric Railway Company.

By Senator Scott:

SAN FRANCISCO, March 8, 1921.

Will you ask the President of the Senate to excuse me from appearing tomorrow before the Budget Committee? I am ill.

GEORGE SKALLER.

EXCUSED FROM ATTENDING BUDGET HEARINGS.

Senator Carr, W. J., moved, in view of the foregoing communications received from W. Clayton and Geo. Skaller that they be excused from attendance on the budget hearings.

Motion carried.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until twelve o'clock and forty minutes p.m.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 299, entitled—An act to repeal section 2013 of the Civil Code, relating to time of service;

Also: Senate Bill No. 180, entitled—An act to amend section 1389 of the Code of Civil Procedure, relating to bonds of executors and administrators;

Also: Senate Bill No. 438, entitled—An act authorizing suits against the State of California concerning real property purchased under the provisions of an act entitled "An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California," approved March 30, 1868, and of an act entitled "An act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868," approved April 1, 1870, and of an act entitled "An act supplementary to and amendatory of an act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868; also, an act approved April 1, 1870," approved March 30, 1874;

Also: Senate Bill No. 182, entitled—An act to amend section 1464 of the Code of Civil Procedure, relating to notice of petitions for family allowance;

Also: Senate Bill No. 52, entitled—An act to amend section 703 of the Code of Civil Procedure, relating to the redemption of property sold on execution;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership -17; committee vote: Ayes—7; absentees—10. Same vote on all bills.

JONES, Chairman.

Senate Bills Nos. 299, 180, 438, 182 and 52 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 31, entitled—An act to amend section 1057*a* of the Code of Civil Procedure, relating to justification by corporate surety on bonds or undertakings;

Committee membership—17; committee vote: Ayes—7; absentees—10;

Also: Senate Bill No. 22, entitled—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts;

Committee vote: Ayes—8; absentees—9;

Also: Senate Bill No. 47, entitled—An act to amend section 4312 of the Political Code, relating to public officers;

Committee vote: Ayes—8; absentees—9;

Also: Senate Bill No. 766, entitled "An act to amend section 1860 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding house and lodging house keepers";

Committee vote: Ayes—7; absentees—10;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass as amended.

JONES, Chairman.

Senate Bills Nos. 31, 22, 47 and 766 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 767, entitled "An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding or lodging house keepers";

Also: Senate Bill No. 768, entitled "An act to add a new section to the Code of Civil Procedure, to be numbered 344a, relating to the time for the commencement of actions other than for the recovery of real property";

Also: Senate Bill No. 224, entitled "An act to amend section 949 of the Code of Civil Procedure, relative to stay of proceedings upon filing and undertaking in case of an appeal";

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass as amended.

Committee membership—17; committee vote: Ayes—7; absentees—10. Same vote on all bills.

JONES, Chairman.

Senate Bills Nos. 767, 768 and 224 ordered on file for second reading.

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 173—"An act to amend an act entitled 'An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act,' approved May 10, 1917, as amended, by amending the title thereof and adding a new section thereto, to be numbered 5a, relating to powers of counties and cities in respect thereto"—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Public Utilities.

Committee membership—13; committee vote: Ayes—9; absentees—4.

KING, Chairman.

Senate Bill No. 173 re-referred to Committee on Public Utilities.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By the Committee on Contingent Expenses:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Senate in the sum of three hundred ($300) dollars in favor of the Secretary of the Senate, for the purchase of postage stamps, and the State Treasurer is hereby directed to pay the same.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution,

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Slater, and Yonkin—27.

NOES—None.

RECESS.

At twelve o'clock and forty minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

REPORTS OF STANDING COMMITTEES—OUT OF ORDER.

The following reports of standing committee were received and read out of the regular order:

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, March 8, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 71—An act authorizing the city of San Diego and the authorities thereof to convey certain portions of Balboa Park in said city to the San Diego school district for school purposes;

Also: Senate Bill No. 88—An act granting certain lands in the city of San Diego to the United States of America; and ratifying and declaring valid a conveyance of said lands heretofore made by the said city to the said United States of America;

Also: Senate Bill No. 820—An act to ratify and confirm ordinance No. 92, passed by the city council of the city of Stockton, and approved by the mayor of said city on the seventeenth day of March, A. D. 1879, and to ratify and confirm the conveyance made under and pursuant to the terms of said ordinance;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—9; committee vote: Ayes—7; absentees—2. Same vote on all bills.

CARR, F. M., Chairman.

Senate Bills Nos. 71, 88 and 820 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 22—Approving three certain amendments to the charter of the city of Palo Alto, county of Santa Clara, State of California, voted for and ratified by the qualified electors of the said city of Palo Alto, at a special municipal election held therein for that purpose on the fifteenth day of February, 1921—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee vote: Ayes—7; absentees—2.

CARR, F. M., Chairman.

Senate Concurrent Resolution No. 22 ordered to engrossment and on file.

At two o'clock and ten minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following person appeared before the Committee of the Whole:

Max Thelen, general counsel California Bankers' Association, and other public utilities of California, San Francisco, California.

MOTION.

Senator Carr, W. J., moved that when the Senate rise from Committee of the Whole today, it do so to resolve itself into Committee of the Whole at one o'clock and forty-five minutes p.m., Thursday, March 10, 1921.

Motion carried.

COMMITTEE OF THE WHOLE RISES.

At five o'clock p.m., Senator Carr, W. J., moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at one o'clock and forty-five minutes p.m., Thursday, March 10, 1921.

Motion carried.

IN SENATE.

Lieutenant Governor C. C. Young, President of the Senate in the chair.

Secretary Grace S. Stoermer at the desk.

COMMUNICATION.

The following communication was received and ordered printed in Journal:

By the President:

SAN FRANCISCO, March 9, 1921.

I should be very glad to appear before the special committee on the budget, and be of any service possible, but as I am not prepared to go into this matter in detail and give you any suggestions that would be helpful, trust I may be excused from appearing.

ATHOLL McBEAN.

ADJOURNMENT.

At five o'clock and five minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Thursday, March 10, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gerdes, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—38.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL

During the reading of the Journal of Wednesday, March 9, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE EXTENDED

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. J. L. Matthews, editor of *Covina Argus*, of Covina, California.

PETITIONS

The following petitions were presented and ordered printed in the Journal:

By Senator Rush:

We, the undersigned residents of California, believing in the principles of American liberty and the entire separation of church and state, do hereby protest against the passage by the California Legislature of Senate Bill No. 715 and Assembly Bill No. 501, entitled "An act to provide for the [illegible] of Sunday as a day of rest, and to prohibit certain [illegible] of Sunday, and to prescribe penalties for the violation thereof."

JOHN H. HANCOCK, Vallejo,
And 3,000 others.

By Senator Carr, F. M.: A petition of similar nature, signed by James H. Hoyle of Oakland, and 6189 others.

By Senator Irwin: A petition of similar nature, signed by J. H. Jordan of Bakersfield, and 922 others.

By Senator Rominger: A petition of similar nature, signed by R. Harvey of Long Beach, and 226 others.

By Senator Boggs: A petition of similar nature, signed by J. M. Hutchison, of Stockton, and 1485 others.

By Senator Allen: A petition of similar nature, signed by Martin Petersen of Glendale, and 2836 others.

By Senator Duncan:

FRESNO, CALIFORNIA, March 8, 1921.

DEAR SIR: The Journeymen Barbers' Union No. 332, of Fresno, at their last regular meeting, March 7, passed a resolution requesting the Senate Finance Committee and do state that the bill is favorably reported, and have that the Finance Committee rather would report the bill one favorably, as the same is to the Committee on Commerce and Labor or on Public Morals.

Very truly yours,

EMILE MANGE, Secretary-Treasurer.

REPORTS OF STANDING COMMITTEES

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 278: An act to declare certain public roads in the county of Alameda State highways and providing for their improvement and maintenance by the Department of Engineering.

Also: Senate Bill No. 81: An act to amend section 31 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide

for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended;

Also: Senate Bill No. 481—An act validating the formation and organization and proceedings of Glenn-Colusa Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition, or construction thereby of works for the irrigation of the lands embraced within such district, and, also, to provide for the distribution of water for irrigation purposes," as amended;

Also: Senate Bill No. 482—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," as amended:

Also: Senate Bill No. 488—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," as amended;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

RE-REFERENCE OF SENATE BILL.

Senator Purkitt asked for and was granted unanimous consent to have Senate Bill No. 488 re-referred to Committee on Irrigation.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of the Legislative Counsel Bureau for the sum of fifty dollars, for the preparation of a supplement to the Legislative Digest, covering the bills introduced since the recess, said sum to be payable out of the Contingent Fund of the Senate, and the Treasurer is hereby directed to pay the same.

Resolution read, and referred to Committee on Contingent Expenses.

Also:

Resolved, That the following named person be and is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite his name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount and the Treasurer is directed to pay the same:

Charles Weathers, Assistant Engrossing and Enrolling Clerk____at $5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Scott, Sharkey, Shearer, and Slater—28.

NOES—None.

USE OF SENATE CHAMBER GRANTED.

Senator Rush asked for and was granted unanimous consent for use of the Senate Chamber Wednesday, March 16, 1921, at eight o'clock p.m., by the Committee on Drainage, Swamp and Overflowed Lands.

N. B. This announcement corrects the day previously announced in the Journal for the meeting, from Thursday to Wednesday.

APPOINTMENT OF SPECIAL COMMITTEE.

The President appointed Senators Breed, Irwin and Rush as a Special Committee on Arrangements to take charge of the ceremonies in the Senate Chamber today in honor of the late John M. Eshleman, former Lieutenant Governor of the State of California.

MOTION TO AMEND STANDING RULE OF SENATE.

Pursuant to his motion to amend, made on the previous legislative day, Senator Burnett moved to amend Rule 61 of the Standing Rules of the Senate as follows:

STATEMENT OF PETITIONS TO BE PRINTED.

61. Every vote and a brief statement of the contents of each petition, memorial, or paper presented to the Senate shall be entered on the Journal; each petition, memorial, or resolution to be presented only by a Senator in regular session, and to be briefly explained by him.

The question being on the adoption of the amendment.

The roll was called, and the amendment adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gerdes, Inigoe, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Parkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—33.

NOES—None.

REPORT OF STANDING COMMITTEE—[OUT OF ORDER.]

The following report of standing committee was received and read:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT—Your Committee on Rules, to which was referred the request of Senator Purkitt to introduce a bill entitled—An act to create a levee district to be called and designated Sacramento River West Side Levee District, to provide for the overflow of flood waters from the Sacramento River from flowing onto the lands within said district by the construction of levees along the west bank of the Sacramento River and adjacent thereto, and relative to the powers, duties and liabilities and appointment of officers of said levee district, defining the powers, duties and compensation of such officers, and providing for the levying and collecting assessments upon the lands within said levee district, and approved May 18, 1905, has had the same under consideration, and respectfully reports the same back and recommends that the request be granted.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hare, Inigoe, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Parkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senator Purkitt: Senate Bill No. 938—An act to amend section 4 of an act entitled "An act to create a levee district to be called and

designated Sacramento River West Side Levee District; to prevent the overflow of flood waters from the Sacramento River from flooding on to the lands within said district by the construction of levees along the west bank of the Sacramento River and adjacent thereto and maintain the same; providing for the election and appointment of officers of said levee district; defining the powers, duties and compensation of such officers, and providing for the levying and collecting assessments upon the lands within said levee district," and approved May 18, 1915.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

REPORT OF STANDING COMMITTEE — OUT OF ORDER.

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator McDonald to introduce a bill entitled "An act to amend sections 2, 3, 4, 8, 11, 13 and 15 of an act entitled "An act defining mattresses; regulating the making, remaking and sale thereof; prohibiting the use of insanitary and unhealthy materials therein; requiring that materials used shall be accurately described and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled, and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915" has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

BREED, Chairman.

Committee membership—5; committee vote: ayes—3; absent—2.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator McDonald: Senate Bill No. 939—An act to amend sections 2, 3, 4, 8, 11, 13 and 15 of an act entitled "An act defining mattresses; regulating the making, remaking and sale thereof; prohibiting the use of insanitary and unhealthy materials therein; requiring that materials used shall be accurately described and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915.

Bill read first time, and referred to Committee on Public Health and Quarantine.

REPORT OF STANDING COMMITTEE — OUT OF ORDER

The following report of standing committee was received and read, out of the regular order:

ON RULES

SENATE CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Osborne, to introduce a bill entitled—An act to amend section 641 of the Civil Code, relating to guarantee stock surplus of building and loan associations—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

BREED, Chairman.

Committee membership—5; committee vote: ayes—3; absent—2.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gedsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Osborne: Senate Bill No. 940—An act to amend section 641 of the Civil Code, relating to guarantee stock surplus of building and loan associations.

Bill read first time, and referred to Committee on Building and Loan Associations.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES

SENATE CHAMBER, SACRAMENTO, March 9, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Sample to introduce a bill entitled—An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of Coronado in furtherance of navigation, commerce and fisheries and providing for the government, management and control thereof—has had the same under consideration and respectfully reports the same back, and recommends that the request be granted.

BREED, Chairman.

Committee membership—5; committee vote: ayes—3; absent—2.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gedsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Sample: Senate Bill No. 941—An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of Coronado in furtherance of navigation, commerce and fisheries and providing for the government, management and control thereof.

Bill read first time, and referred to Committee on Commerce and Navigation.

RE-REFERENCE OF SENATE BILL.

Senator Shearer asked for and was granted unanimous consent to withdraw Senate Bill No. 493 from Committee on Judiciary and have the same re-referred to Committee on Manufactures.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator King:

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act amending section 534 of the Political Code, relating to the salary of the Deputy State Printer.

Request referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 417—An act to add a new section to the Political Code, to be numbered 3897*a*, relating to miscellaneous provisions relating to taxation—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Judiciary.

Committee membership—13; committee vote: Ayes—8; absentees—5.

KING, Chairman.

Senate Bill No. 417 re-referred to Committee on Judiciary.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 670—An act to amend section 1608 of the Political Code, relating to powers and duties of boards of school trustees and city boards of education, approved May 16, 1919—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee membership—15; committee vote: Ayes—12; absentees—3.

HARRIS, Chairman.

Senate Bill No. 670 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 54—An act to amend section 15 of an act entitled "An act to provide for the

payment of retirement salaries to public school teachers of the State, creating a Public School Teachers' Retirement Fund, and also a Public School Teachers Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds, approved June 16, 1913, as amended.

Also: Senate Bill No. 321—An act to amend section 1753 of the Political Code, relating to conventions of county and city superintendents.

Has had the same under consideration, and respectfully reports the same back and recommends that they do pass.

Committee membership—15; committee vote—Ayes—12; absences—3. Same vote on both bills.

HARRIS, Chairman.

Senate Bills Nos. 54 and 321 ordered on file for second reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT—Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 22—Approving three certain amendments to the charter of the city of Palo Alto, county of Santa Clara, State of California, voted for and ratified by the qualified electors of the said city of Palo Alto, at a special municipal election held therein for that purpose on the fifteenth day of February, 1921—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

MESSAGES FROM THE ASSEMBLY—OUT OF ORDER.

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT—I am directed to inform your honorable body that the Assembly on March 9, 1921, passed the following:

Assembly Bill No. 101—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais Forest Fire District, to prevent and extinguish forest, brush and grass fires therein, and protect persons and property from injury, loss or damage resulting from any such fires, and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein, and the construction or purchase of public lands therefor," approved May 21, 1917, relating to the boundaries of Tamalpais Forest Fire District, and providing for the inclusion therein of additional territory;

Also: Assembly Bill No. 129—An act granting to the city of Manchester Beach the tidelands and submerged lands of the State of California with the boundaries of the said city;

Also: Assembly Bill No. 173—An act to amend section 1509 of the Political Code, relating to school elections;

Also: Assembly Bill No. 199—An act to require the furnishing of seats for elevator operators;

Also: Assembly Bill No. 257—An act to add a new section to the Political Code, to be numbered 1764b, relating to the raising of a tuition fund in counties having high school pupils attending school in an adjoining state.

JEROME B. KAVANAUGH, Chief Clerk
By C. WM. BOOTH, Assistant Clerk.

Assembly Bill No. 101 read first time, and referred to Committee on Conservation.

Assembly Bill No. 129 read first time, and referred to Committee on Commerce and Navigation.

Assembly Bill No. 173 read first time, and referred to Committee on Education.

Assembly Bill No. 199 read first time, and referred to Committee on Labor and Capital.

Assembly Bill No. 257 read first time, and referred to Committee on Education.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 9, 1921, passed the following:

Assembly Bill No. 387—An act to amend section 1587 of the Penal Code, relating to prisoners;

Also: Assembly Bill No. 541—An act to amend the Code of Civil Procedure by amending section 683 thereof;

Also: Assembly Bill No. 630—An act to add a new section to the Penal Code, to be numbered 1559, relating to the payments out of the general fund of the county by order of the superior court for advance expense for returning fugitives;

Also: Assembly Bill No. 1245—An act to amend section 1600 of the Code of Civil Procedure, relating to estates of decedents.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bill No. 387 read first time, and referred to Committee on Prisons and Reformatories.

Assembly Bills Nos. 541, 630, 1245 read first time, and referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 299—An act to repeal section 2013 of the Civil Code, relating to time of service.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 180—An act to amend section 1389 of the Code of Civil Procedure, relating to bonds of executors and administrators.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 438—An act authorizing suits against the State of California concerning real property purchased under the provisions of an act entitled "An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California," approved March 30, 1868, and of an act entitled "An act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868," approved April 1, 1870, and of an act entitled "An act supplementary to and amendatory of an act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868; also, an act approved April 1, 1870," approved March 30, 1874.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 182—An act to amend section 1464 of the Code of Civil Procedure, relating to notice of petitions for family allowance.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 52—An act to amend section 703 of the Code of Civil Procedure, relating to the redemption of property sold on execution.

On motion of Senator Otis, Senate Bill No. 52 was passed on file.

Senate Bill No. 31—An act to amend section 1057*a* of the Code of Civil Procedure, relating to justification by corporate surety on bonds or undertakings.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 3, of the printed bill, strike out the words "forty" and insert in lieu thereof the word "thirty."

Amendment adopted.

Bill read second time, ordered to print, engrossment and third reading.

Senate Bill No. 22—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, after the word "that" insert the following: "in counties of the first class".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 6, of the printed bill after the word "sitting" insert the following: "in counties of the first class".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 47—An act to amend section 4312 of the Political Code, relating to public officers.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 6, of the printed bill after the word "court" insert the following: "must have chambers at the county seat and".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 7, of the printed bill, strike out the period after the word "thereof" and insert the following: a comma and the words "provided, however, in counties of the first class where a department of the superior court has been established in a city other than the county seat, the judge of such department may have his chambers in such city."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 766—An act to amend section 1860 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding house and lodging house keepers.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 13 of the printed bill, after the word "case" insert the word "for".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 767—An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding or lodging house keepers.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 4 of the printed bill, strike out the word "injury" and insert in lieu thereof the word "injuries".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 12 of the printed bill, strike out the word "fifty" and insert in lieu thereof the words "one hundred".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 768—An act to add a new section to the Code of Civil Procedure, to be numbered 341*a*, relating to the time for the commencement of actions other than for the recovery of real property.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 7 of the printed bill, strike out the word "sixty" and insert in lieu thereof the word "ninety".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 224—An act to amend section 949 of the Code of Civil Procedure, relative to stay of proceedings upon filing and undertaking in case of an appeal.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

After the enacting clause add the following: "SECTION 1. Section nine hundred forty nine of the Code of Civil Procedure is hereby amended to read as follows:"

Amendment adopted.

Bill read second time, ordered to print, engrossment and third reading.

Senate Bill No. 71—An act authorizing the city of San Diego and the authorities thereof to convey certain portions of Balboa Park in said city to the San Diego School District for school purposes.

Bill read second time, ordered engrossed and on file for third reading.

Senate Bill No. 88—An act granting certain lands in the city of San Diego to the United States of America, and ratifying and confirming valid a conveyance of said lands heretofore made by the said city to the said United States of America.

Bill read second time, ordered engrossed and on file for third reading.

Senate Bill No. 820—An act to ratify and confirm Ordinance No. 32 passed by the city council of the city of Stockton and approved by the mayor of said city on the seventeenth day of March, A. D. 1879, and to ratify and confirm the conveyance made under and pursuant to the terms of said ordinance.

Bill read second time, ordered engrossed and on file for third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 472—An act to amend an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health, defining its powers and duties, providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis, making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended, by amending section 3 of said act by providing ———

On motion of Senator Jones, Senate Bill No. 472 was passed on file.

Senate Bill No. 439—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are herein defined, and to prevent fraud in the sale of securities, providing for the enforcement of said act and penalties for the violation thereof, and creating a State Corporation Department and the office of Commissioner of Corporations."

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE

During third reading of the bill, Senator Breed moved to refer Senate Bill No. 439 to Senator Carr, F. M., as a Special Committee of One to amend as follows:

AMENDMENT NUMBER ONE

On page 1, line 8, of the title of the printed bill, after the word "corporations" strike out the period and quotation mark and add the following: "approved May 18, 1917, as amended".

AMENDMENT NUMBER TWO

On page 1, line 1, of the printed bill, strike out the words "Sections two, twenty and twenty-five", and insert in lieu thereof the words, "Sec. 1. Section two".

AMENDMENT NUMBER THREE

On page 1, line 8, of the printed bill, after the word "corporations" strike out the word "are", and insert in lieu thereof the words, "approved May 18, 1917, as amended, is".

AMENDMENT NUMBER FOUR.

On page 4, line 8, of the printed bill, strike out the words "Sec. 20.", and insert in lieu thereof the words, "Sec. 2. Section twenty of said act is hereby amended to read as follows: Sec. 20."

AMENDMENT NUMBER FIVE.

On page 5, line 24, of the printed bill, strike out the words "Sec. 25.", and insert in lieu thereof the words, "Sec. 7. Section twenty-five of said act is hereby amended to read as follows: Sec. 25."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 439, with instructions to amend, respectfully reports the same back, amended as per instructions.

CARR, F. M., Committee.

Report read, and on motion of Senator Breed adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 93—An act to add a new section to the Code of Civil Procedure, to be numbered 1580*a*, relating to the payment of commissions upon the mortgaging, leasing, or sale of, or other contracts relating to, real property, mining claims, and interests therein, under order of court.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 93 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Godsil, Hart, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Shearer, Slater, and Youkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 110—An act validating applications for a sixteenth or thirty-sixth section which was not surveyed at date application was filed therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 110 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Shearer, Slater, and Youkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 722—An act to amend section 1 of an act entitled "An act to create a reclamation district to be called 'Reclamation District No. 833,' and providing for the control and management thereof," approved April 8, 1911.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 722 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Sharkey, Slater and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 598—An act to add a new section to the Code of Civil Procedure, to be numbered section 1528, for the purpose of authorizing executors and administrators and guardians to borrow money and to give as security therefor mortgages or other liens on personal property of decedents, minors and incompetent persons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 598 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Carr, F. M. Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Sharkey, Slater and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 74—An act to amend section 690 of the Code of Civil Procedure, relating to exemptions from execution or attachment.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 74 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Sharkey, Slater, Slater and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 645—An act to add a new section to the Political Code, to be numbered 3638a, relating to situs of property in transit.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 645 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Carr, F. M. Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Sharkey, Slater, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 178—An act to amend section 1373 of the Code of Civil Procedure, relating to notice of petitions for letters of administration.

Bill read third time.

On motion of Senator Jones, Senate Bill No. 178 was passed on file.

Senate Bill No. 179—An act to add a new section to the Code of Civil Procedure, to be numbered 561, relating to attachment of personal property pending administration.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 179 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Parkitt, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 312—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 312 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Carr, F. M., Chamberlin, Crowley, Duncan, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Parkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 278—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 278 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Parkitt, Sample, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 311—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 311 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Carr, F. M., Chamberlin, Crowley, Dennett, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Parkitt, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATE JOINT RESOLUTION No. 16.

Relative to remount appropriation.

WHEREAS, During the World War a shortage of proper type of sturdy and riding horses in the United States was most noticeable, and more horses died than did in all other nations who attempted to secure them in the United States; and

WHEREAS, A misconception exists in the minds of the [illegible] needed in warfare and that cavalry has been rendered obsolete; and

WHEREAS, This statement is a direct [illegible] the fact that [illegible] used per man in the World War being greater relatively than the number used in the Civil War, therefore, be it

Resolved by the Senate, the Assembly concurring, That we urge that the remount appropriation as presented to Congress in the sum of [illegible] dollars ($250,000), be adopted without reduction, to the end that the breeding of proper horses for artillery and cavalry purposes may be encouraged, and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to forward copies of these resolutions to the Honorable Secretary of War, the Chairman of the Committee on Military Affairs in the House of Representatives, the Chairman on Military Affairs in the United States Senate, and to each of California Senators and Representatives in Congress.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 16 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, E. M. Carr, W. J. Carr, Chamberlin, Dennett, Duncan, Eden, Gates, Gedsil, Harris, Hastings, Inman, Johnson, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sharkey, Simpson, Stanley, Strobridge, Wallace, Wolfe, Yonkin—27.

NOES—Senators Chamberlain, Irwin, Parkin, Rominger, Sample, Shearer, Slater—7.

Senate Joint Resolution No. 16 ordered transmitted to the Assembly.

Senate Bill No. 298.—An act to declare certain public roads in the county of Alameda State highways, and providing for their improvement and maintenance by the Department of Engineering.

On motion of Senator Carr, E. M., Senate Bill No. 298 was passed on file.

Senate Bill No. 81.—An act to amend section 31 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 81 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Crowley, Dennett, Duncan, Eden, Gates, Gedsil, Harris, Hast, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 481—An act validating the formation and organization and proceedings of Glenn-Colusa Irrigation District under the provisions of an act of the Legislature of the State of California, approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition

or construction thereby of works for the irrigation of lands embraced within such district, and also to provide for the distribution of water for irrigation purposes," as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 481 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 482—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the Legislature of State of California, approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and also to provide for the distribution of water for irrigation purposes," as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 482 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 22—Relative to the charter of the city of Palo Alto.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 22 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—35.

NOES—None.

Senate Concurrent Resolution No. 22 ordered transmitted to the Assembly.

APPOINTMENT OF SPECIAL COMMITTEES BY THE PRESIDENT

The President appointed the following Special Committees in connection with the ceremony to take place this afternoon in the Senate Chamber in memory of the Honorable John M. Eshleman, late Lieutenant Governor of the State of California:

Committee on Arrangements, Senators Breed, Inman and Rush (previously appointed).

Committee of Escort to Governor Wm. D. Stephens, Senators Jones, Crowley and Sharkey.

Committee of Enrollment—Mrs. Jeffreys and Messrs. Arbuckle and Carr.

Committee to Attend to Engrossed Memorial of Present at the Late Joint Public Session—Senators King, Dennett and Scott.

REPORTS OF STANDING COMMITTEES—(Order of Business 4).

The following reports of standing committees were received and read out of the regular order:

ON CONTINGENT EXPENSES.

Resolved, That the Controller be and hereby is authorized and directed to draw his warrants on the contingent fund of the Senate in the sum of Thirty dollars and ten cents ($30.10) in favor of Hubert Crow, to pay the expenses incurred in subpoenaing the witnesses to appear before the Senate Committee on Elections on the Investigation as a Contestee of the Whole (with the Senate of the State of California as per bills attached.

ARBUCKLE, Chairman,
LYON,
PURKITT.

EXPENSE ACCOUNT OF HARRY CROW.

March 4	Meals	$1	00
	Car Fare		10
March 5	Meals	4	50
	Car Fare		10
March 6	Meals	3	00
March 7	Meals	1	00
		$10	30
	Railroad Fare	7	00
	Hotel	4	00
	Taxi	5	50
	Total	$26	30

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Brosl, Carr, F. M., Carr, W. J., Chamberlain, Crowley, Dennett, Dennegan, Estudillo, Gates, Gerdes, Hewitt, Inman, Irwin, Jones, King, McDonald, Osborne, Price, Purkitt, Rigdon, Rush, Sanford, Sharkey, Shearer, Shortt and Yonkin—26.

NOES—None.

ON COMMERCE AND NAVIGATION.

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Committee on Commerce and Navigation to which was referred Senate Bill No. 435, An act to provide for the accomplishment of the work under the direction of the Department of Engineering for the purpose of controlling and improving the channels of the Sacramento, San Joaquin and Feather Rivers and such other waters of the State as the Department of Engineering may deem necessary, improving the navigability of such waters and acquiring such lands, easements, rights of way therefor, making surveys, investigations and reports upon the feasibility of canalizing the rivers of the State and constructing canals for irrigation and making surveys, investigations and plans for flood control, the construction and maintenance of dams and the investigation of rainfall, snowfall, runoff and stream flow affecting navigation, flood control or irrigation and providing and repealing statutes in certain cases, has had the same under consideration and reports same back with the recommendation that it do pass.

Also: Senate Bill No. 434—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather Rivers of the State of California, by removing the floods, preventing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1920, and transmitted to the Speaker of the House of Representatives of the United States by the Secretary of War on June 27, 1911, and printed in House of Representatives Document No. 81 of the first session of the sixty second United States Congress, as modified by the report of said commission submitted February 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee Document No. 5, sixty-third United States

Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs; and making an appropriation for such work; and providing for the continuance of such work as provided by section 2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership, 9; committee vote: Ayes, 8; absentees, 1. Same vote on both bills.

INMAN, Chairman.

Senate Bills Nos. 425 and 434 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 682—An act authorizing the State Board of Control to fix the price, terms and conditions of sale of abandoned river channels of the San Joaquin River lying in the county of San Joaquin, State of California—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee vote: Ayes—8; absent—1.

INMAN, Chairman.

Senate Bill No. 682 ordered on file for second reading.

RECESS.

At twelve o'clock and fifteen minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of one o'clock and forty-five minutes p.m.

RECONVENED.

At one o'clock and forty-five minutes p.m., the Senate reconvened. Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON MILITARY AFFAIRS.

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Committee on Military Affairs, to which was referred Senate Bill No. 501—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California, to the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State Home for United States Soldiers, Sailors and Marines, and to provide for the government thereof by the State";

Also: Senate Bill No. 51—An act to make available for the use of the United States government suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed;

Also: Senate Bill No. 935—An act to add a new section to the Political Code, to be numbered 4041*f*, providing for homes and meeting places for veterans and associations of veterans;

Also, Senate Bill No. 734—An act to amend section 2230 of the Political Code, relating to the Women's Relief Corps, Home of California.

Also, Senate Bill No. 525—An act to amend section 2078 of the Political Code, relating to allowances for uniforms of officers of the National Guard.

Has had the same under consideration and respectfully reports the same back and recommends that they do pass.

Committee membership—5; committee vote: Ayes, 4; noes, 1.

SCOTT, Chairman.

Senate Bills Nos. 501, 51, 935, 734 and 525 ordered on file for second reading.

At two o'clock p.m., on motion of Senator King, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE

Assistant Secretary G. Melvin Warren at the desk.

Ceremony in memory of the Honorable John M. Eshleman, late Lieutenant Governor of the State of California.

REPORT OF COMMITTEE ON ARRANGEMENTS

The Committee on Arrangements reported that all preparations in connection with the unveiling and presentation of the portrait of the Honorable John M. Eshleman, late Lieutenant Governor of California, had been made.

COMMITTEE OF ESCORT TO MRS. ESHLEMAN AND FAMILY.

At two o'clock and thirty minutes p.m., the committee heretofore appointed, escorted Mrs. John M. Eshleman and children, Kathryn, James, Jack, Jr., and Bobby, to seats in the Senate.

COMMITTEE OF ESCORT TO HIS EXCELLENCY, THE GOVERNOR, WM. D. STEPHENS.

At two o'clock and thirty-five minutes p.m., the committee heretofore appointed escorted the Governor to the rostrum of the Senate.

LIEUTENANT GOVERNOR INTRODUCES THE HONORABLE MARSHALL DEMOTTE.

The Honorable Marshall DeMotte, Chairman of the State Board of Control, upon being introduced to the Senate and the Assembly, presented to the State, in behalf of the Board of Control, the portrait of the Honorable John M. Eshelman, late Lieutenant Governor of California, painting of which portrait was authorized by the Legislature, Statutes of 1919, chapter 385.

LIEUTENANT GOVERNOR PRESENTS GOVERNOR STEPHENS.

Upon presentation by the Lieutenant Governor, Governor William D. Stephens accepted the portrait for the people of the State of California.

SPEAKER HENRY W. WRIGHT PRESENTED.

Whereupon the Lieutenant Governor presented Speaker Henry W. Wright, who accepted the portrait in behalf of the Assembly of the State of California.

SENATOR HERBERT W. SLATER PRESENTED.

Senator Herbert W. Slater of the eighth district, being then presented by the Lieutenant Governor, accepted the portrait in behalf of the Senate of the State of California.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following named person appeared before the Committee of the Whole:

Max Thelen, general counsel California Bankers' Association, and other public utilities of California, San Francisco, California.

COMMITTEE OF THE WHOLE RISES.

At four o'clock and ten minutes p.m., Senator King moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Friday, March 11, 1921.

Motion carried.

IN SENATE.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 924, An act making an appropriation to meet the deficiency in the appropriation for the mileage of State Senators for the seventy-first and seventy-second fiscal years, and reports that the same has been correctly enrolled, and presented the same to the Governor on this tenth day of March, 1921, at nine o'clock and thirty minutes a.m.

OSBORNE, Chairman.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was read, out of the regular order.

ON PUBLIC UTILITIES—(OUT OF ORDER).

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Senate Bill No. 928, An act to amend section 17 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent

with the provisions of this act," approved April 23, 1915—has had the same under consideration, and respectfully reports the same back and recommends that it do pass.

Committee membership—11; committee vote—Ayes—7; absentees—4.

DENNETT, Chairman.

Senate Bill No. 928 ordered on file for second reading.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Arbuckle:

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrant upon the proper fund in favor of the following named Senators and officers of the Senate for the amount set opposite each of their names, and the State Treasurer is hereby directed and ordered to pay the same, being the mileage due them by law:

District	Name	County	Miles	Sum
37	Allen, Newton M.	Los Angeles	[illegible]	[illegible]
16	Anderson, A. P.	Alameda	[illegible]	[illegible]
25	Arbuckle, F. A.	Ventura	[illegible]	[illegible]
10	Boggs, Frank S.	San Joaquin	[illegible]	[illegible]
15	Breed, A. H.	Alameda	[illegible]	[illegible]
19	Burnett, L. G.	San Francisco	[illegible]	[illegible]
18	Canepa, V. J.	San Francisco	[illegible]	[illegible]
13	Carr, Frank M.	Alameda	[illegible]	[illegible]
36	Carr, Wm. J.	Los Angeles	[illegible]	[illegible]
31	Chamberlin, Harry A.	Los Angeles	[illegible]	[illegible]
22	Crowley, J. J.	San Francisco	[illegible]	[illegible]
12	Dennett, L. L.	Stanislaus	[illegible]	[illegible]
6	Duncan, W. F. Jr.	Butte	[illegible]	[illegible]
30	Eden, Walter	Orange	[illegible]	[illegible]
24	Flaherty, L. J.	San Francisco	[illegible]	[illegible]
35	Gates, E. J.	Los Angeles	[illegible]	[illegible]
21	Godsil, Chas. W.	San Francisco	[illegible]	[illegible]
26	Harris, M. B.	Fresno	[illegible]	[illegible]
29	Hart, D. H.	Los Angeles	[illegible]	[illegible]
3	Ingram, Thomas	Nevada	[illegible]	[illegible]
7	Inman, J. M.	Sacramento	[illegible]	[illegible]
32	Irwin, J. L. C.	Kings	[illegible]	[illegible]
11	Johnson, M. B.	San Mateo	[illegible]	[illegible]
28	Jones, H. C.	Santa Clara	[illegible]	[illegible]
39	King, L. M.	San Bernardino	[illegible]	[illegible]
34	Lyon, C. W.	Los Angeles	[illegible]	[illegible]
23	McDonald, Walter	San Francisco	[illegible]	[illegible]
1	Nelson, H. C.	Humboldt	[illegible]	[illegible]
27	Osborne, A. E.	Santa Clara	[illegible]	[illegible]
14	Otis, L. M.	Alameda	[illegible]	[illegible]
4	Purkitt, Claude F.	Colusa	[illegible]	[illegible]
17	Rigdon, E. S.	San Luis Obispo	[illegible]	[illegible]
33	Rominger, J. A.	Los Angeles	[illegible]	[illegible]
5	Rush, Benj. F.	Solano	[illegible]	[illegible]
40	Sample, E. P.	San Diego	1146	[illegible]
20	Scott, W. S.	San Francisco	[illegible]	[illegible]
9	Sharkey, W. R.	Contra Costa	[illegible]	[illegible]
2	Shearer, W. B.	Siskiyou	[illegible]	[illegible]
8	Slater, H. W.	Sonoma	[illegible]	[illegible]
38	Yonkin, H. H.	Los Angeles	[illegible]	[illegible]
	Officers.			
	President, C. C. Young	Alameda	[illegible]	[illegible]
	Minute Clerk, James A. Miller	San Francisco	[illegible]	[illegible]

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Slater, and Yonkin—28.

NOES—None.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Crowley:

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to amend section 718 of the Political Code and to repeal section 719 of said Code, relating to the employees of the Superintendent of Capitol Building and Grounds.

Request referred to Committee on Rules.

REPORTS OF STANDING COMMITTEE—(OUT OF ORDER).

The following reports of standing committee were received and read, out of the regular order:

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 7—An act making an appropriation to carry out the purposes of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof;"

Also: Senate Bill No. 315—An act to amend an act entitled "An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, as amended, by amending sections 4, 11, 22 and 26 thereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they be re-referred to Committee on Finance.

Committee membership—9; committee vote: Ayes—8; absent—1. Vote same on both bills.

RIGDON, Chairman.

Senate Bills Nos. 7 and 315 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 6—An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof;

Committee membership—9; committee vote: Ayes—8; absent—1;

Also: Senate Bill No. 236—An act providing for notice to the Director of Agriculture, of the proposed sale of estray, branded, bovine animals, providing a means for identifying estray animals, and declaring certain sales of such estrays null and void;

Committee vote: Ayes—8; absent—1;

Also: Senate Bill No. 524—An act to amend section 3585 of the Political Code, relating to the use of animals for propagation;

Committee vote: Ayes—7; absent—1;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

RIGDON, Chairman.

Senate Bills Nos. 6, 236 and 524 ordered on file for second reading.

ADJOURNMENT.

At four o'clock and twenty minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Friday, March 11, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlain, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Irwin, Johnson, Juilliard, Kehoe, Lewis, McDonald, Nelson, Osborne, Otis, Parkes, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—29.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, March 10, 1921, the further reading was dispensed with, on motion of Senator Sample.

PRIVILEGE OF THE FLOOR OF SENATE EXTENDED.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. A. G. Eames of Chico, California.

LEAVES OF ABSENCE.

Senator Gates was, on motion of Senator Breed, granted leave of absence until Tuesday.

Senator Sharkey was, on motion of Senator Slater, granted leave of absence for this day.

Senator Anderson was, on motion of Senator Otis, granted leave of absence for this day.

Senator Carr, E. M., was, on motion of Senator Otis, granted leave of absence for this day.

Senator Crowley was, on motion of Senator Flaherty, granted leave of absence for this day.

Senator Rush was, on motion of Senator Sample, granted leave of absence for this day.

COMMUNICATION.

The following communication was received and ordered printed in the Journal:

By Senator Flaherty:

WHEREAS, Various measures have been and may be introduced in the Legislature of the State of California which have for their object the creation of a system of censorship of motion pictures or the drama; therefore be it

Resolved, By San Francisco Labor Council in regular meeting assembled that this organization is unalterably opposed to any and all measures, bills or acts which have

for their object censorship in any form, and we are likewise unalterably opposed to any measure, bill or act that has for its object anything that is kindred to censorship or which may be the first step in that direction. Censorship is fundamentally unpatriotic, un-American, illiberal and intolerant. It is a direct blow at direct speech and the right of liberty of action within the law as those rights are guaranteed by the constitution of the United States and that of the State of California. It is a sinister menace to the untrammelled right of organized labor to legitimately and properly present its cause to the American people. It will put in the hands of a small group the power to direct, regulate and control an important medium of information and to pervert and color the news. Censorship of the drama, whether it be silent or spoken, is no more to be justified than censorship of free speech or censorship of the pulpit. Any invasion of the right of free speech is a threat to liberty itself.

There is no need for censorship. Laws of the country, both federal and state, are ample to protect any indecent, lewd, or immoral exhibitions. The exhibition of films or the presentation of plays that shock the moral sensibilities of the people or that are corrupting or indecent, are of rare and infrequent occurrence. Immoral or indecent exhibitions are the exception and not the rule and the people should be permitted to judge both of the character of amusement they desire and the kind of news they want. In short, censorship in its fundamental aspect is an attempt to throttle free speech and if carried to its logical development will produce in America the same sort of conditions that prevailed in Germany and in Russia at the outbreak of the war.

We protest against censorship of any and every sort as an attempt on the part of an intolerant and illiberal few to subvert American principles and to overthrow American institutions.

Adopted by San Francisco Labor Council March 4, 1921.

[SEAL]

JNO. A. O'CONNELL,
Secretary San Francisco Labor Council.

PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Senator Harris:

We the undersigned residents of California, believing in the principles of American liberty and the entire separation of church and state, do hereby protest against the passage by the California Legislature of Senate Bill No. 743 and Assembly Bill No. 501, entitled "An act to provide for the more general observance of Sunday as a day of rest," or any other such measure.

W. A. HOPKINS, Fresno.
And 4672 others.

By Senator Boggs: A petition of similar nature, signed by Mrs. A. S. Peterson, Lodi, and 2869 others.

By Senator Nelson: A petition of similar nature, signed by Mrs. L. F. Shields, Eureka, and 1069 others.

By Senator Inman: A petition of similar nature, signed by W. A. Mason, Sacramento, and 2613 others.

By Senator Duncan: A petition of similar nature, signed by Mrs. H. H. Howard, Oroville, and 2245 others.

By Senator Eden: A petition of similar nature, signed by Walter L. Hunting, Santa Ana, and 2559 others.

EXPLANATION BY SENATOR PURKITT IN REFERENCE TO PETITIONS.

MR. PRESIDENT: I am in receipt of petitions containing several thousand names protesting against the passage of Senate Bill No. 743 (Sunday closing). Not desiring to encumber the record by such lengthy petitions, I respectfully ask that this tsatement be printed in the Journal in lieu thereof.

CLAUDE F. PURKITT.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 10 passed the following:

Assembly Bill No. 87—An act to amend sections 1768, 1770, 1777, 1778, 1788, 1789, and 1791 of the Code of Civil Procedure, and to repeal sections 1781, 1782,

1783, 1784, 1785, 1786, 1787 and 1790 of the Code of Civil Procedure, all relating to the sale by a guardian of real property belonging to the estate of his ward, and the disposition of the proceeds of the sale.

Also: Assembly Bill No. 123—An act to amend section 21 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years," and in certain cases providing for their care, custody and maintenance, providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions, establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes, and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all acts or parts of acts inconsistent herewith, approved June 5, 1915, as amended.

Also: Assembly Bill No. 258—An act repealing sections 1807, 1808, 1901, 1901 and 1902 of the Political Code, relating to the military fund.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Assembly Bills Nos. 87 and 123 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 258 read first time, and referred to Committee on Military Affairs.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 11, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 10 passed the following:

Assembly Bill No. 457—An act to amend sections 1545 and 1859 of the Political Code, relating to the length of time in elementary school districts.

Also: Assembly Bill No. 518—An act to amend section 165 of the Penal Code, relating to attempt of prisoners to escape.

Also: Assembly Bill No. 570—An act amending the Code of Civil Procedure by amending section 27 *ba* thereof, relating to the transcription of testimony in superior courts;

Also: Assembly Bill No. 617—An act amending the Penal Code by amending section 928, relating to duties of the grand jury.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bill No. 457 read first time, and referred to Committee on Education.

Assembly Bill No. 518 read first time, and referred to Committee on Prisons and Reformatories.

Assembly Bills Nos. 570 and 617 read first time, and referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 447—An act to add a new section to be numbered section 196-14 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and to certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such

crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Senate Bill No. 447 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 320—An act to amend section 4270 of the Political Code, relating to salaries, fees and compensation of officers of counties of the forty-first class—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Senate Bill No. 320 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 160—An act to amend section 4271 of the Political Code, relating to salaries of county and township officers and their deputies in counties of the forty-second class, and fixing the mileage and per diem of grand and trial jurors in such counties—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Senate Bill No. 160 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 18—An act providing for the joint exercise of powers by counties, by such counties or by municipalities and counties—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Senate Bill No. 18 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 420—An act to add a new section, to be known as 9a 20, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Senate Bill No. 420 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 424—An act to amend section 1041 of the Political Code, relating to the general powers of boards of supervisors—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Senate Bill No. 424 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 128—An act to amend section 1911 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment

of such persons to the Western State School and the Preston School of Industry, the California School for Girls, and other institutions, providing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment of such persons; providing for appeals to be taken by such persons; prescribing the qualifications of probation officers; providing for reference to such officers and hearing such reports; and repealing the Juvenile Court Law approved March 3, 1909, and all acts amendatory thereof and supplemental thereto, and as amended by an act approved June 16, 1913, and all acts amendatory thereof and supplemental thereto, approved June 3, 1915, as amended by an act entitled [illegible] approved June 3, 1919, as amended by an act entitled [illegible] approved June 3, 1919, as amended by an act entitled [illegible] approved June 3, 1919

ON MINES AND MINING.

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Committee on Mines and Mining, to which was referred Senate Bill No. 10—An act to provide a Mining and Metallurgical Experimenting Station at the Mining Building at the University of California, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be referred to Committee on Finance.

Committee membership 5; committee vote—Ayes 4, absent 1.

SHEARER, Chairman.

Senate Bill No. 10 re-referred to Committee on Finance.

REPORTS OF SELECT COMMITTEES.

The following report of Select Committee was received, and ordered printed in the Journal:

By Senator Inman:

REPORT OF JOINT COMMITTEE.

Your joint committee of the Senate and the Assembly appointed pursuant to Senate Concurrent Resolution No. 20, by Senator J. M. Inman, organized by selecting Senator Inman chairman.

It was decided to hold hearings at different points in the state in order that citizens might be enabled without undue expense or loss of time to present any matters they might desire and concerning which the committee had jurisdiction. Pursuant thereto your committee held a hearing lasting two days at Sacramento, January 31 and February 1; at San Francisco on February 2 and 3; at Stockton February 4; at Modesto February 7; at Fresno February 8; at Los Angeles February 9 and 10, at which time individual consumers, as distinguished from municipalities, were heard, and on February 11, when municipalities were heard; at Bakersfield February 14 and at Visalia February 15, where individual consumers were heard, and at San Francisco on February 16 and 17 where municipalities were heard and a general discussion was had with the railroad commission, at which time the commission and heads of departments expected to detail the work of their departments and the committee went over the plant of the commission and viewed the work of the commission in operation.

In presenting this report your committee approaches the task with a good deal of hesitancy, knowing that upon this report much depends and that perhaps to a large extent the future policy of the State rests upon questions that are considered. And many of the preconceived ideas of members of the committee with regard to the work of the commission and of the Public Utilities Act have undergone a complete change as a result of this investigation. And it is perhaps only fair to say that it is with some degree of embarrassment that these members of the committee have been compelled to abandon their preconceived conclusions in the light of the facts that have been disclosed.

Honesty and desire for fair dealing, with only the best interests of the state in view, however, renders it incumbent upon these members of the committee to join without restraint or reservation in this report.

The belief of your committee is that this investigation will be of great value in the free expression of views by the consumers and the opportunity extended for the people of the state to come to an understanding of the work of the commission, to say nothing of the findings and recommendations of this committee, hereinafter set out.

We think it only fair to say that the commission and its members have worked in perfect accord with the committee throughout these hearings and that the members have placed themselves and their records and employees unreservedly at the disposal of the committee and have at all times been entirely fair and frank in their discussions of matters coming before the committee.

Of the personnel of the employees of the commission we think a word should be said. We cannot speak too highly of the heads of the departments with which the committee came in contact during these hearings. It is apparent that only loyalty to their work hold many of these men with the state and were pecuniary benefit only held in view by them the public service corporations would have long since added these men to their forces.

Respectfully submitted.

Senator J. M. INMAN, *Chairman.*
Senator WALTER EDEN.
Assemblyman C. W. CLEARY.
Assemblyman B. S. CRITTENDEN.
Assemblyman ISAAC JONES.

The abrogation of contracts existing at the time of the passage of the Public Utilities Act.

One of the most difficult [illegible] the abrogation of contracts between consumers and public service corporations. In numerous cases the [illegible] forced consumers to [illegible] of course was the cause of much [illegible] of the utilities insisted to [illegible] And the underlying reasons for these abrogations were not understood by the consumers.

Your committee finds, however, that the theory of [illegible] inatory and preferential rates is sound and, in fact, without applying that theory [illegible] effect of the Public Utilities Act [illegible] we accept the theory that a public [illegible] consumer must pay that [illegible] SUMERS RECEIVING THE SAME CLASS OF SERVICE SHOULD BE COMPELLED TO CONTRIBUTE ALIKE TO THAT FAIR RETURN [illegible] many cases the abrogation of [illegible] consumers, the failure of the [illegible] hardship upon all other consumers.

And further, to permit one consumer to have a preferential rate, [illegible] doubtless would place [illegible] in a like pursuit competing [illegible] the ultimate destruction of [illegible] that if this discrimination [illegible] a better position [illegible] rates ultimately [illegible]

In many instances consumers had paid value received in rights of way or other concessions for these [illegible] the power of the comm[illegible] restore that which [illegible] then one for the courts alone to decide.

Regulated monopolies.

Your committee, without [illegible] ownership of public utilities, is of the opinion that, in the abs[illegible] solution of this problem is [illegible] Commissioner John M. [illegible] regulated monopoly is the [illegible] page 231.)

At first glance this [illegible] nation, leads to the [illegible] along with others of our traditions, go into [illegible] utility service is fundamentally [illegible] regulation regulates and [illegible] more economically served by two or more utility [illegible]

The commission has encouraged, and we think rightly so, the consolidation of utilities, especially where [illegible] the rendering of good service [illegible] tion. This is no longer necessary [illegible] regulates."

In the past it was a common [illegible] a field already occupied and well served by a first [illegible] Sometimes this invasion was [illegible] often by the desire or belief that the first [illegible] the invading company, which usually [illegible] bills. For it must be apparent [illegible] BETTER and CHEAPER than two. At all times having in mind [illegible] MONOPOLIES IN NAME ONLY [illegible] REGULATION.

Permitting municipalities to withdraw from the jurisdiction of the commission.

An amendment to the constitution is pending before this Legislature to permit municipal corporations to withdraw from the jurisdiction of the Railroad Commission, at least in so far as the fixing of rates is concerned.

Many elements enter into a fair consideration of this question.

In the first place, to permit a municipality to withdraw, might, and we think ultimately would, work a great hardship upon consumers outside municipalities. Probably one of the prime reasons for dissatisfaction and desire to withdraw (if the desire now really exists, and the committee found little if any expression of such desire) is the belief that rates have been unduly raised.

That reason alone convinces us that such withdrawal should not be permitted. For, if the municipalities were permitted to withdraw and should lower rates, and we accept the proposition that the utility company should receive a "fair return."

then it becomes evident that consumers outside municipalities would be compelled to make good that reduction.

Another objection that might be logically raised against this amendment, would be the utter impossibility of the general run of municipalities being able to fix a fair return, owing to the lack of proper facilities for determining that fair return. In fixing a rate the entire properties of the utility company must be taken into consideration and a large portion of the investment is outside the municipality, in many cases. One of the most insistent complaints on the part of municipalities that has been called to our attention, is their inability to cope with the large utilities in rate making cases. How utterly impossible then would it be to fix a fair rate if left alone without the assistance of the commission and its records.

Another element that might enter into the fixing of rates by municipalities is the danger of politics entering into the question to the exclusion of fairness. If a municipal body had the question of rate making in its power, in many cases a struggle would ensue between the utility on the one hand and the consumer on the other, as to who would control that body.

And finally if we are to accept the principle of rate making as sound, then that principle should apply to all consumers alike.

The committee is convinced that rates for all consumers should be fixed by a central state body.

Activities to which should be applied the Corporations Act.

One of the most distressing and dangerous conditions found to exist and one for which there is no apparent remedy relates to certain districts where individuals or corporations sold agricultural land or town lots, agreeing to furnish water or other commodities at a very low rate, as an inducement to the purchase of that land or lot. A period of time would elapse, the land would all be sold and the seller, either through downright dishonesty or honest inability to continue that service, abandons it. In most of the instances noted the commission could not enforce an order to furnish service owing to the financial inability of the seller to respond. In many instances the cost of reproduction, maintenance and service, not taking into consideration any return whatever upon the properties, is wholly out of proportion to the value of the goods covered. As before stated in many of these distressing cases there seems to be no remedy whatever. BUT YOUR COMMITTEE DESIRES TO IMPRESS UPON THE LEGISLATURE AS STRONGLY AS POSSIBLE THE NECESSITY OF PREVENTING BY APPROPRIATE LEGISLATION THE RECURRENCE OF THESE CONDITIONS. We recommend that legislation be passed, placing under the appropriate state department, all enterprises hereafter undertaken whereby any of the commodities covered by the Public Utilities Act are agreed to be furnished, to the end that such agency shall see to it that the person promoting such enterprise shall be in a position to furnish service as agreed.

Minor complaints.

Many consumers appeared before the committee with complaints against the commission growing out of poor service, overcharges and general dealings with public service corporations and their employees.

Many of these complaints, while apparently trivial in themselves, pointed to much of the dissatisfaction found to exist. We think it only fair to say that in a large percentage of cases these complaints were found to rest upon misunderstanding, misinformation and lack of knowledge of the laws and of the policies of the commission. We think, too, that much of this dissatisfaction could be removed by the public utilities and their employees by adopting a different attitude toward their consumers. If the utilities would come to the realization that the good will of their consumers is one of their greatest assets they would be more careful in the selection of those of their employees who come into direct contact with the public.

As to many of the other complaints coming before the committee we are of the belief that calling them to the attention of the commission will result in their immediate correction, and their specific review would be of no value in this report.

Delays and postponements.

It is apparent that delays and postponements are frequent. But in most instances these delays and postponements are unavoidable. It must be apparent where so large a number of cases are considered and such a large amount of business is transacted that delay and continuance of matters is inevitable. Much of the time covered by this report the commission was severely handicapped by depleted forces. During the war most of the engineering and other forces enlisted in the service and to a large extent did not again join the state service after their discharge.

We are of the belief that the business of the commission has been transacted, on the whole, as expeditiously as possible.

If a hearing is set for a particular day and it becomes necessary to consume two or three times the amount of time allotted to it, it at once becomes plain that other cases set for the intervening time must go over.

In the years 1919 and 1920 approximately 2447 formal cases and formal opinions and orders were issued by the commission; that during the same period approximately 5261 informal complaints have been received and acted upon and that 372 communications of general official character and letters have been received and answered daily by the commission.

So large a volume of work must necessarily entail overlapping, delay and postponement.

Regarding the raising of rates of utilities.

As your committee progressed with this work it became more and more apparent that of the several causes of dissatisfaction with the commission, at least one of the prime causes was the raise of rates allowed utilities. That this feeling should exist was inevitable, but it was just as inevitable, in our opinion, that these rates should be raised. In fact, it appears that while the cost of operation went up, the rates were kept down to the lowest level consistent with reasonable service. For instance, while the cost of oil, one of those ingredients entering most largely into the manufacture of some of the commodities, raised in price 180 per cent, and skilled labor 60 per cent, and the cost of living generally 96 per cent, the electric rate raise during a corresponding period but 36 per cent, and gas rates but 18 per cent. And while the gross revenue increased during the years from 1916 to 1919, 36 per cent, the net revenues increased but 10 per cent during a like period, and the operating expense mounted 61 per cent. And while the gross revenue of water companies increased 20 per cent during a like period, the net return was but 84 per cent, and the operating expense increased 28 per cent.

Three years of drought during the period that other abnormal conditions prevailed was an element entering into the increase of rates.

It appeared that poor service or lack of service was as bitterly complained against as was increased cost of service. So if we concede that good service is essential, we must concede that the utilities should receive sufficient revenue to furnish that service. No one was found to contend that a utility was not entitled to a fair return.

Uniformity of fixing rates by the commission as to time.

One of the situations which appeals to your committee was that existing where municipalities were called upon to fix a budget for an ensuing period and were faced with the possibility that the rates upon public utility [illegible] during the time covered by that budget, thereby rendering the budget to that extent at least, and the amounts called for thereunder insufficient, and working a real hardship.

The committee can make but one suggestion, and that with some hesitancy, owing to the apparent difficulty of carrying this out. That suggestion is that the commission might fix a certain period of time for fixing rates, or stating it contrariwise, have a certain time in which rates will not be changed. Therefore the consumer would be in a position to enable him to estimate exactly what the cost of the commodity would be for a given period of time.

We repeat that there are numerous apparent difficulties to be encountered in carrying out this suggestion.

The "cost plus" fallacy in rate fixing.

Many people are of the mistaken belief that the commission fixes a rate that guarantees a certain return on the money invested regardless of the extravagance of that investment or of the cost of operations. In other words, that a condition has come about through regulation and the elimination of competition that renders the utility company extravagant and careless in the expenditure of its money. In fact, it has been openly charged that the California Railroad Commission is fixing rates on a "cost plus" basis.

Your committee finds that the facts in no wise justify such a conclusion. It is apparent that the commission cannot prevent extravagant expenditures either in construction or operating costs, but by reason of its cost data records it can and does prevent the utility company from being protected in such extravagance.

The commission does not in any sense "guarantee" anything. In fixing a rate, the commission proceeds to find the fair value of the property of the utility used and useful in the service of the public. It then puts its accountants to work analyzing and checking up the operating expense. It then fixes a fair return on the value of the property and fixes the rate accordingly. Out of that fair return must come interest on bonded indebtedness and borrowed money, amortization and losses before dividends can be paid. If the fair return happens to pay interest on the outstanding bonds and stocks of the utility, the company is fortunate. Otherwise it is unfortunate. Whether or not that fair return will pay a dividend to the stockholders or interest upon outstanding bonds is not taken into consideration by the commission.

Consequently the only too common belief that "the more a company spends the more it earns," should be completely and finally discarded. And the further belief that the commission allows dividends on "watered stock" is also without justification.

Some errors were found to have been made by the commission, but the committee is of the opinion that the commission's record in that regard is an enviable one.

Bringing the work of the commission closer to the people.

The work turned out by the commission in the past few years has been tremendous. Of their work the public has seen but the results. The means by which these results have been attained and the reasons underlying them are not so readily apparent. We are of the belief that should the people actually see the workings of the commission, much of the misunderstanding would be eliminated and a much more satisfactory feeling would result.

As the work of the committee advanced it became clear that some means must be devised to bring the people and commission into closer touch.

The average citizen views the commission with mingled feelings of awe and fear. He believes it to be an august body, sitting wrapped about with legal forms and formalities, with which he has nothing in common, and which if approached at all, must be by devious method and with reverent mien. Of course, nothing is further from the truth, but it is a condition and not a theory with which we are faced and so your committee cast about for a possible means of bringing this most valuable state agency into closer touch with the people.

This, we are of the opinion, can only be done by bringing the commission TO THE PEOPLE. This can be accomplished by having a representative of the commission in each community. The organization of a NEW FORCE is neither desirable, nor do we believe necessary. We have now a body functioning in every community and whose work is closely allied with the work of the commission. We refer to the Department of Weights and Measures.

This department, we think, can and should be consolidated with the Railroad Commission and be placed under complete control thereof. This can be done, we believe, without in any degree lessening the splendid results achieved by the Department of Weights and Measures, and without any added costs to the state to speak of, and at the same time place within the reach of the average citizen an agent and representative of the commission, to whom he could take his complaint or suggestion without formality and with the knowledge that he would receive prompt and effective results.

This consolidation we earnestly recommend.

Appropriation for the work of the Railroad Commission.

One of the considerations coming most often and most prominently before the committee was the feeling on the part of the consumers that a fair representation of their side of the case was not had before the commission in rate making cases owing to the lack of facilities for the investigation and presentation of their case. One of the demands on the part of the consumer most frequently voiced was that the commission should have increased appropriations in order that the rights of the consumer might be more adequately protected through augmentation of the working forces of the commission. We call this matter to the attention of the Legislature in order that it may take such action as the matter seems to justify and the state of our finances permit.

In this connection many complainants coming before the committee expressed the belief that much could be gained by having an attorney or representative of the commission vigorously and openly prosecute the case of the consumer at hearings where evidence was being presented upon which rates were later to be determined. The committee was not unanimously convinced, however, that the amount of practical benefit to be derived from such procedure would be sufficient to justify the added expense, but was of the opinion that the effect of such open and vigorous prosecution, while admittedly satisfying to the consumer, would be more psychological than practical.

Recommendations.

We recommend that a standard form of contract for service be formulated by the commission and that utilities be compelled to use such general form. We further recommend that such general form of contract contain a provision in plain type showing that the rates therein set forth are subject to change by the commission at any time, anything in the contract to the contrary notwithstanding.

We recommend that all literature relating to the sale and advertising of the stocks, bonds and securities of any public service corporation or its agents be supervised by the commission and that nothing in that literature be permitted which can in any manner be construed by the public as being an endorsement or guarantee of said stocks, bonds and securities or of the rate of the return thereon by said commission or the State of California.

We recommend that the commission more strictly enforce the penalties provided by the Public Utilities Act for violations of the act and of the rules and regulations of the commission and more particularly with regard to overcharges for extensions and service.

Conclusion.

And in conclusion permit us to call attention to the fact that the public utilities are as necessary a part of our future economic development as any other agency; that they are entitled to fair treatment at the hands of the people, and to a fair and just return upon their money invested in property used and useful in the public service. That the time is rapidly approaching when our fuel and supply will be exhausted, or so nearly so as to become prohibitive in cost, and that the development of the State depends largely upon hydro-electric energy.

That capital must be encouraged to enter that field and the only manner in which capital can be interested is to give it to understand that investments in utilities will be respected and will be permitted to earn a fair return. Otherwise, capital will look for fields where they can expect such treatment. The sooner that these public service corporations and the people learn that their interests are mutual and not antagonistic, the better off both will be.

And finally the committee earnestly commends this great law, the Public Utilities Act, to the commendation of the people. It has worked well and is working well today. Strengthen it rather than weaken it. During times such as have just passed have faith in your commission that they will be a tribunal between you and the utilities, so that the people on the one hand will receive good service at a fair price and that the utility will receive such treatment at the hands of the people that will encourage capital to come to the state and help develop our wonderful resources.

Senator J. M. INMAN, *Chairman.*
Senator WALTER EDEN
Assemblyman C. W. CLEARY
Assemblyman B. S. CRITTENDEN
Assemblyman ISAAC JONES

REQUEST BY SENATOR INMAN

Senator Inman asked for and was granted unanimous consent to place the testimony adduced before the Senate and Assembly Joint Committee hearings in reference to the Railroad Commission of California in the archives of the State Library.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILLS

The following bill was introduced:

By Senator Eden: Senate Joint Resolution No. 17—Relative to authorizing the Attorney General to institute and prosecute such suits in equity, actions at law, or other appropriate proceedings as may be necessary to protect certain rights and enforce certain remedies of the State of California.

Resolution referred to Committee on Federal Relations.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 52—An act to amend section 703 of the Code of Civil Procedure, relating to the redemption of property sold on execution.

AMENDMENTS FROM THE FLOOR.

During second reading of the bill, the following amendments were offered and their adoption moved by Senator Otis:

AMENDMENT NUMBER ONE

In line 1 of the title, strike out the words "section seven hundred three," and insert in lieu thereof the following: "sections seven hundred two and seven hundred three."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, after the enacting clause insert the following:
"SECTION 1. Section seven hundred two of the Code of Civil Procedure is hereby amended to read as follows:
702. The judgment debtor, or redemptioner, may redeem the property from the purchaser any time within (six months) after the sale on paying the purchaser the amount of his purchase with one per cent per month thereon in addition, up to the time of redemption, together with the amount of any assessment or taxes which the purchaser may have paid thereon after purchase, and interest on such amount. And if the purchaser be also a creditor, having a prior lien to that of the redemptioner, other than the judgment under which said purchase was made, the amount of such lien with interest."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, strike out all of line 26.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 670—An act to amend section 1608 of the Political Code, relating to powers and duties of boards of school trustees and city boards of education, approved May 16, 1919.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title, after the comma insert the following: "and to add a new section to said code to be numbered one thousand six hundred eight *a*."

Amendment adopted.

AMENDMENT NUMBER TWO.

Strike out all of line 3 of the title following the word "education", and all of line 4, and insert in lieu thereof a period.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, line 13, after the period insert the following:
"SEC. 2. A new section is hereby added to the Political Code to be numbered one thousand six hundred eight *a*, and to read as follows:".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, strike out all of line 14 preceding the word "grade", and insert in lieu thereof the following:
"1608*a*. Boards of school trustees and city boards of education shall have power and may in their discretion".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 54—An act to amend section 15 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appro-

priation for the uses of said funds," approved June 16, 1913, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 321—An act to amend section 1533 of the Political Code, relating to conventions of county and city superintendents.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 425—An act to appropriate money to be expended by and under the direction of the Department of Engineering for the purpose of rectifying and improving the channels of the Sacramento, San Joaquin and Feather rivers and such other waters of the State as the Department of Engineering may determine; improving the navigability of such waters and acquiring land for necessary rights of way therefor; making surveys, investigations and report upon the feasibility of canalizing the rivers of the State and constructing canals for navigation, and making surveys, investigations and plans for flood control, the examination and supervision of dams and the investigation of rainfall, snowfall, runoff, and stream flow affecting navigation, flood control or irrigation and preventing and repairing damage in certain cases.

Senate Bill No. 425 re-referred to Committee on Finance.

Senate Bill No. 434—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather rivers of the State of California by controlling the floods, removing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1910, and transmitted to the Speaker of the House of Representatives of the United States by the Secretary of War on June 27, 1911, and printed in House of Representatives Document No. 81 of the first session of the sixty-second United States Congress, as modified by the report of said commission submitted February 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee Document No. 5, sixty-third United States Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs; and making an appropriation for such work, and providing for the continuance of such work as provided by section 2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 682—An act authorizing the State Board of Control to fix the price, terms and conditions of sale of abandoned river channels of the San Joaquin River lying in the county of San Joaquin, State of California.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, after the colon strike out everything up to and including the period in line 10, and insert in lieu thereof the following:

"SEC. 2. The city of Stockton and the remaining owners of lands abutting upon said parcels shall be preferred purchasers for a period of sixty days following the

date upon which the Board of Control shall determine the prices and conditions of sale of said parcels. The center line of the abandoned channel shall, in each case, constitute the boundary line between the parcels or parts so situate upon opposite sides thereof."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 501—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California, to the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State Home for United States Soldiers, Sailors and Marines, and to provide for the government thereof by the State."

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 51—An act to make available for the use of the United States Government suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 935—An act to add a new section to the Political Code, to be numbered 4041f, providing for homes and meeting places for veterans and associations of veterans.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 734—An act to amend section 2210 of the Political Code, relating to the Women's Relief Corps Home of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 525—An act to amend section 2078 of the Political Code, relating to allowances for uniforms of officers of the National Guard.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 928—An act to amend section 17 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division first of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 6—An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violation of the provisions hereof.

AMENDMENTS FROM THE FLOOR.

During second reading of the bill, the following amendments were offered and their adoption moved by Senator Rigdon:

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, after the word "flower" insert the following: "sugar beets, and garden vegetables."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 8, after the word "seeds" strike out the remainder of the paragraph and insert the following: "those other kinds of seeds distinguishable by their appearance and from mere matter."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 27, after the word "thereof" change the period to a comma and insert the following: "provided, however, That the agreement shall not be a bar for prosecution under this act until after a hearing has been had thereon before the Director of Agriculture under such general rules and regulations as may be adopted by the Director of Agriculture."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 46, after the word "thereof" change the period to a comma and insert the following: "provided, however, That this agreement shall not be a bar for prosecution under this act until after a hearing has been had thereon before the Director of Agriculture under such general rules and regulations as may be adopted by the Director of Agriculture."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 3, strike out lines 16 to 20 inclusive.

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 3, line 21, change figure "6" to "5" and so on throughout.

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 4, strike out lines 34 to 36 inclusive, and insert in lieu thereof the following:

"SEC. 10. Any person, firm or corporation that shall sell, expose or offer to affix to the packages or other containers in which agricultural seeds are sold, offered or exposed for sale, the labels required by the provisions of this act, or shall affix to any such package or other container any seed containing any false statement of the matters or things required by the provisions hereof, or shall in any manner interfere with or obstruct the taking of samples of such seed as herein provided, shall be guilty of".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 236—An act providing for notice to the Director of Agriculture of the proposed sale of estray, branded, bovine animals, providing a means for identifying estray animals, and declaring certain sales of such estrays null and void.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

Bill read second time, ordered engrossed, and on file for third reading.

THIRD READING OF SENATE BILLS.

Senate Bill No. 178—An act to amend section 1373 of the Code of Civil Procedure, relating to notice of petitions for letters of administration.

Bill read third time previously.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 178 to Senator Nelson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, lines 13 and 14, of the printed bill, strike out the words "so far as known to the clerk", and insert in lieu thereof the words "named in the petition".

AMENDMENT NUMBER TWO.

In line 15, of the printed bill, strike out the words "if known", and insert in lieu thereof the words "as set forth in the petition".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 178, with instructions to amend, respectfully reports the same back, amended as per instructions.

NELSON, Committee.

Report read, and on motion of Senator Jones, adopted.

Bill ordered to print, and re-engrossment.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 11, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 299—An act to repeal section 2013 of the Civil Code, relating to time of service;

Also: Senate Bill No. 189—An act to amend section 1389 of the Code of Civil Procedure, relating to bonds of executors and administrators;

Also: Senate Bill No. 478—An act authorizing suits against the State of California concerning real property purchased under the provisions of an act entitled "An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California," approved March 30, 1868, and of an act entitled "An act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868," approved April 1, 1870, and of an act entitled "An act supplementary to and amendatory of an act supplementary to and amendatory of an act entitled 'An act

to survey and dispose of certain salt marsh and tidelands belonging to the State of California," approved March 30, 1868, also, an act approved April 1, 1870," approved March 30, 1874;

Also: Senate Bill No. 182—An act to amend section 1464 of the Code of Civil Procedure, relating to notice of petitions for family allowance;

Also: Senate Bill No. 31—An act to amend section 1057a of the Code of Civil Procedure, relating to justification by corporate surety on bonds or undertakings;

Also: Senate Bill No. 22—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts;

Also: Senate Bill No. 47—An act to amend section 4312 of the Political Code, relating to public officers;

Also: Senate Bill No. 766—An act to amend section 1860 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding house and lodging house keepers;

Also: Senate Bill No. 767—An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding or lodging house keepers;

Also: Senate Bill No. 768—An act to add a new section to the Code of Civil Procedure to be numbered 344a, relating to the time for the commencement of actions other than for the recovery of real property;

Also: Senate Bill No. 224—An act to amend section 949 of the Code of Civil Procedure, relative to stay of proceedings upon filing and undertaking in case of an appeal;

Also: Senate Bill No. 71—An act authorizing the city of San Diego and the authorities thereof to convey certain portions of Balboa Park in said city to the San Diego School District for school purposes;

Also: Senate Bill No. 88—An act granting certain lands in the city of San Diego to the United States of America, and ratifying and decreeing valid a conveyance of said lands heretofore made by the said city to the said United States of America;

Also: Senate Bill No. 820—An act to ratify and confirm ordinance No. 92 passed by the city council of the city of Stockton and approved by the mayor of said city on the seventeenth day of March, A. D. 1879, and to ratify and confirm the conveyance made under and pursuant to the terms of said ordinance;

And reports that the same have been correctly engrossed.

CHAMBERLIN, Vice Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 439—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof, and creating a State Corporation Department and the office of Commissioner of Corporations, approved May 18, 1917, as amended"—and reports that the same has been correctly re-engrossed.

CHAMBERLIN, Vice Chairman.

Senate Bill No. 439—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities, providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations, approved May 18, 1917, as amended.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 439 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Carr, W. J., Chamberlin, Duncan, Eden, Flaherty, Hart, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Parkitt, Rigdon, Rominger, Sample, Shearer, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 298—An act to declare certain public roads in the county of Alameda State highways, and providing for their improvement and maintenance by the Department of Engineering.

In absence of the author, Senate Bill No. 298 was passed on file.

Senate Bill No. 299—An act to repeal section 2013 of the Civil Code, relating to time of service.

In absence of the author, Senate Bill No. 299 was passed on file.

Senate Bill No. 180—An act to amend section 1389 of the Code of Civil Procedure, relating to bonds of executors and administrators.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 180 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Duncan, Eden, Hart, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 438—An act authorizing suits against the State of California concerning real property purchased under the provisions of an act entitled "An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California," approved March 30, 1868, and of an act entitled "An act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868," approved April 1, 1870, and of an act entitled "An act supplementary to and amendatory of an act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868; also, an act approved April 1, 1870," approved March 30, 1874.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 438 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Chamberlin, Duncan, Eden, Hart, Inman, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rominger, Sample, Shearer, Slater, and Yonkin—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 31—An act to amend section 1057*a* of the Code of Civil Procedure, relating to justification by corporate surety on bonds or undertakings.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 31 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Duncan, Eden, Flaherty, Hart, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 22—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts.

On motion of Senator Rominger, Senate Bill No. 22 was passed on file.

Senate Bill No. 47—An act to amend section 4312 of the Political Code, relating to public officers.

On motion of Senator Rominger, Senate Bill No. 47 was passed on file.

Senate Bill No. 766—An act to amend section 1860 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding house and lodging house keepers.

Bill read third time.

The question being on the passage of the bill,

The roll was called, and Senate Bill No. 766 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Chandler, Dennett, Eden, Flaherty, Hart, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 767—An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding or lodging house keepers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 767 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Cogswell, W. J. Chandler, Dennett, Eden, Flaherty, Hart, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 768—An act to add a new section to the Code of Civil Procedure, to be numbered 341*a*, relating to the time for the commencement of actions other than for the recovery of real property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 768 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Cogswell, Eden, Flaherty, Hart, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Sample, Shearer, Slater, and Yonkin—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 224—An act to amend section 949 of the Code of Civil Procedure, relative to stay of proceedings upon filing and undertaking in case of appeal.

On motion of Senator Duncan, Senate Bill No. 224 was passed on file.

Senate Bill No. 71—An act authorizing the city of San Diego and the authorities thereof to convey certain portions of Balboa Park in said city to the San Diego School District for school purposes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 71 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Duncan, Eden, Flaherty, Hart, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 88—An act granting certain lands in the city of San Diego to the United States of America; and ratifying and declaring valid a conveyance of said lands heretofore made by the said city to the said United States of America.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 88 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Chamberlin, Duncan, Eden, Flaherty, Hart, Inman, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 820—An act to ratify and confirm Ordinance No. 92, passed by the city council of the city of Stockton, and approved by the mayor of said city on the seventeenth day of March, A. D. 1879, and to ratify and confirm the conveyance made under and pursuant to the terms of said ordinance.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 820 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Chamberlin, Duncan, Eden, Flaherty, Hart, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 472—An act to amend an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended, by amending section 3 of said act by providing ———

On motion of Senator Jones, Senate Bill No. 472 was passed on file.

Senate Bill No. 182—An act to amend section 1464 of the Code of Civil Procedure, relating to notice of petitions for family allowance.

On motion of Senator Jones, Senate Bill No. 182 was passed out temporarily.

INVITATION TO SENATE TO ATTEND BARBECUE.

In behalf of the citizens of Yolo County, Senator Duncan extended an invitation to the Senate to attend a barbecue and celebration in honor of Red Bud Day, at Esparto on Sunday, March 13, 1921.

REPORTS OF STANDING COMMITTEES OUT OF ORDER.

The following reports of standing committees were received and read out of the regular order:

JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 11, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 105, entitled "An act to amend section 700 of an act entitled 'An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance, providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and to Preston School of Industry, the California School for Girls and other institutions; establishing probation officers, and a probation committee to deal with persons and cases coming before the courts providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where children have been committed by such persons; providing for the appointment of those guilty of offenses with reference to such persons, and defining such offenses; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 10, 1915, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, has had the same under consideration, and respectfully returns the same back with amendments, and recommends that it do pass as amended.

Committee membership—17; committee vote: Ayes—7; absentees—10.

JONES, Chairman.

Senate Bill No. 105 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 59, entitled "An act to reorganize and govern valid proceedings of Sonoma Valley Irrigation District."

Committee vote: Ayes—9; absentees—8.

Also: Senate Bill No. 12, entitled "An act to add a new section to the Penal Code, to be numbered 337f, prohibiting contracts for sale or purchase of agricultural products on futures, and prescribing penalties for violation of the provisions hereof."

Committee vote: Ayes—13; absentees—4.

Also: Senate Bill No. 243, entitled "An act to add a new section to the Civil Code, to be numbered 206f, relating to the duties of the parents of married men and the parents of wives of such men while serving with or in the naval military or naval service of the United States in time of war;"

Committee vote: Ayes—13; absentees—4;

Has had the same under consideration, and respectfully returns the same back with amendments, and recommends that they do pass, as amended.

JONES, Chairman.

Senate Bills Nos. 59, 12 and 243 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 302, entitled "An act to validate bonds of Beaumont Irrigation District of Riverside County, State of California, and all proceedings relating thereto."

Committee vote: Ayes—12; absentees—5.

Also: Assembly Bill No. 303, entitled "An act to legalize and declare valid all proceedings in Beaumont Irrigation District."

Committee vote: Ayes—12; absentees—5.

Also: Assembly Bill No. 1130. An act to validate bonds of Tomales Joint Union High School District;

Committee vote: Ayes—9; absentees—8;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JONES, Chairman.

Assembly Bills Nos. 302, 303 and 1130 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 476, entitled "An act to add a new section to be numbered section 24a 5 to an act entitled 'An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probation officer, the duties of such officer, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or entertainment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers," has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—7; absentees—10.

JONES, Chairman.

Senate Bill No. 476 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 40, entitled "An act to amend section 2968 and to repeal sections 2969 and 2970 of the Civil Code, relating to attachments and executions upon mortgaged personal property," has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—14; absentees—3.

JONES, Chairman.

Senate Bill No. 40 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 58, entitled "An act to recognize and declare valid all proceedings in Butte Valley Irrigation District;

Committee vote: Ayes—9; absentees—8;

Also: Senate Bill No. 60, entitled "An act to recognize and declare valid all proceedings in Scott Valley Irrigation District;

Committee vote: Ayes—9; absentees—8;

Also: Senate Bill No. 526, entitled "An act to amend section 1032 of the Political Code, relating to inspection of public records;

Committee vote: Ayes—12; absentees—5;

Also: Senate Bill No. 36, entitled "An act to amend sections 1107, 1214, and 1217 of the Civil Code, relating to the effect of unrecorded deeds and conveyances;

Committee vote: Ayes—14; absentees—3.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JONES, Chairman.

Senate Bills Nos. 58, 60, 526 and 36 ordered on file for second reading.

MOTION.

Senator King moved that Senator Carr, W. J., be chosen to preside this afternoon at the budget hearing, in the absence of the President.

Motion carried.

LEAVE OF ABSENCE GRANTED

Senator Breed asked for and was granted unanimous consent for leave of absence for the balance of this legislative day.

SENATOR JONES IN CHAIR

At eleven o'clock and thirty-five minutes a.m., Senator Jones of the Twenty-eighth District in the chair.

RECESS

At eleven o'clock and forty minutes a.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED

At two o'clock p.m., the Senate reconvened.
Senator Jones of the Twenty-eighth District in the chair.
Secretary Grace S. Stoermer at the desk.

THIRD READING OF SENATE BILLS—(OUT OF ORDER)

Senate Bill No. 182—An act to amend section 1464 of the Code of Civil Procedure, relating to notice of petitions for family allowance.
Bill read third time previously.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 182 to Senator Nelson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE

On page 1, line 7, of the printed bill, after the word "[illegible]" insert the following: "or family residence."

AMENDMENT NUMBER TWO

In lines 13 and 14 of the printed bill, strike out the words "in the manner prescribed by section one thousand four hundred sixty-five of this code."

AMENDMENT NUMBER THREE

In line 16 of the printed bill, strike out the semicolon and insert in lieu thereof a comma and the following: "[illegible] if known, and if not known then to the county seat of the county where the [illegible] ings are pending, proof of which [illegible]."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE

SENATE CHAMBER, SACRAMENTO, March 11, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 182, with instructions to amend, respectfully reports the same bill amended as per instructions.

NELSON, Special Committee.

Report read, and on motion of Senator Jones adopted.
Bill ordered to print, and re-engrossment.

Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Parkins, Rhodes, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—33.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL

During the reading of the Journal of Friday, March 11, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVES OF ABSENCE

Senator Otis was, on motion of Senator Nelson, granted leave of absence for this day.

Senator Sharkey was, on motion of Senator Carr, F. M., granted leave of absence for this day.

Senator Anderson was, on motion of Senator Carr, F. M., granted leave of absence for this day.

Senator Crowley was, on motion of Senator Godsil, granted leave of absence for this day.

Senator Flaherty was, on motion of Senator Slater, granted leave of absence for this day.

Senator Gates was, on motion of Senator Breed, granted leave of absence until Monday morning, March 21, 1921.

PRIVILEGE OF THE FLOOR OF SENATE EXTENDED

On request of Senator Irwin, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. and Mrs. A. F. Jemett and son Augustus of Hanford; to Dr. G. C. Sabaski and Hon. Henry Schnider of Bakersfield.

PETITIONS

The following petitions were presented by Senator Carr, W. J., and ordered printed in the Journal:

LOS ANGELES, CALIFORNIA, March 10, 1921.

WHEREAS, There is imperative need of State aid to complete the flood control work now under way in Los Angeles County; and

WHEREAS, In its present state of [illegible] there is constant danger of flood waters destroying approximately $[illegible] worth of work already done; and

WHEREAS, Approximately one-third of the State's [illegible] from taxes is derived from the property that will be protected by a completion of the flood control work, thus making any appropriation by the State for this work in effect merely a guarantee that future taxes will be paid; therefore be it

Resolved, By the board of directors of the Los Angeles Chamber of Commerce, that we do endorse heartily and urge the passage of Assembly Bill No. 611 now before the Legislature, entitled "An act appropriating money in furtherance of the objects of the Los Angeles County flood control work."

I hereby certify that the above is a true and correct copy of resolution adopted by the board of directors of the Los Angeles Chamber of Commerce, at the regular meeting on Thursday, March 10, 1921.

SYLVESTER L. WEAVER, President.

Attest: FRANK WIGGINS, Secretary.

COMMUNICATION.

The following communication from His Excellency Warren G. Harding, President of the United States, was received and ordered printed in the Journal:

By the President:

THE WHITE HOUSE, WASHINGTON, March 7, 1921.

MY DEAR MISS STOERMER: Please convey to the Senate the assurance of my great appreciation of the message of congratulation and assurance which has been received.

Such communications as this are calculated to hold up the hands of our nation's chief servants in these times when the fullest measure of national understanding and cooperation is so necessary.

I cannot tell you how greatly I appreciate your kind wishes.

Sincerely, yours,

WARREN G. HARDING.

Miss Grace S. Stoermer,
Secretary of Senate,
Sacramento, California.

By Senator Rush:

We the undersigned residents of California, believing in the principles of American liberty and the entire separation of church and state, do hereby protest against the passage by the California Legislature of Senate Bill No. 713 and Assembly Bill No. 501, entitled "An act to provide for the more general observance of Sunday as a day of rest," or any other such measure.

MRS. LOUISE PETERSEN, St. Helena,
And 2223 others.

By Senator Purkitt: A similar petition signed by Frank Proctor, Princeton, California, and 1500 others.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved, That the following named persons be stricken from the list of Senate attaches and their names be stricken from the pay roll of the Senate:

Mrs. Esta Mitchell, Stenographer ..... at $5 00 per day
Bill Duncan, Page ..... at 2 50 per day

Resolution read, and on motion of Senator Breed adopted.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senator Carr, W. J.: Senate Constitutional Amendment No. 29—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article XI thereof a new section, to be known as section 20.

Amendment referred to Committee on Constitutional Amendments.

REQUESTS FOR INTRODUCTION OF BILLS.

The following requests for permission to introduce a bill were presented:

By Senator Boggs:

SENATE CHAMBER, SACRAMENTO, March 14, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to add one new section, to be numbered 1617c, to the Political Code, providing for the cooperative purchase of staple apparatus and supplies by trustees

of common school districts, high school boards and boards of education of city school districts through the county purchasing agent or the office of the county superintendent of schools.

Request referred to Committee on Rules.

Also:

By Senator Godsil:

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act authorizing the California Highway Commission to accept deeds and rights of way for a road extending from a point on the Tioga Road in section 26, township 1 south, range 19 east, M. D. B. and M., to Mother Station on the Hetch Hetchy Railroad, in section 2, township 1 south, range 19 East, M. D. B. and M., declaring said road to be a public highway and authorizing the maintenance, reconstruction and improvement of the same.

Request referred to Committee on Rules.

Also:

By Senator Eden:

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to amend section 400 of the Civil Code, relating to corporations.

Request referred to Committee on Rules.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 447—An act to add a new section, to be numbered section 19x14, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 320—An act to amend section 4270 of the Political Code, relating to salaries, fees and compensation of officers of counties of the forty-first class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

Strike out all of printed bill after line 31, page 2, and insert the following:

11. The superintendent of schools, one thousand six hundred dollars per annum, and actual traveling expenses when visiting the schools of his county; *provided* that

in counties of this class there shall be one deputy superintendent of schools who shall be appointed by the superintendent of schools, which deputy shall receive a salary of not more than seven dollars and fifty cents per day and which salary shall not in any one calendar year exceed the sum of four hundred dollars, said salary to be paid upon presentation of regularly filed claims therefor with the board of supervisors.

12. Each supervisor, fifty dollars per month, and his necessary and actual expenses when attending to the business of the county by order of the board, and mileage at the rate of twenty cents per mile for traveling from his residence to the county seat to attend the sessions of the board, and mileage at the rate of twenty cents per mile one way for all actual distances traveled by him in the performance of his duties as road commissioner.

13. In counties of this class the township officers shall receive the following compensation. For the purpose of fixing the compensation of justices of the peace and constables according to their duties townships in counties of this class are hereby classified according to their population as follows: Townships having a population of eight thousand or more shall belong to and be known as townships of the first class; townships having a population of two thousand five hundred or more and less than eight thousand shall belong to and be known as townships of the second class; and townships having a population of less than two thousand five hundred shall belong to and be known as townships of the third class.

Justices of the peace shall receive the following salaries: In townships of the first class one hundred dollars per month; in townships of the second class forty dollars per month; and in townships of the third class twenty dollars per month. Such salaries shall be paid in the same manner and out of the same fund as salaries of county officers are paid, and shall be compensation in full for all services rendered. All fees received by justices of the peace shall be paid into the county treasury every month.

Constables shall receive the following salaries: In townships of the first class one hundred dollars per month; in townships of the second class forty dollars per month; and in townships of the third class twenty dollars per month, and also actual traveling and other necessary expenses incurred in the pursuit and arrest of criminals and investigation of criminal offenses; *and provided*, that said constables shall be entitled to retain for their own use the mileage fees in civil cases, and all other fees received by them shall be paid into the county treasury every month.

14. For the purposes of section four on the population of the several townships shall be ascertained by the United States census taken in the year 1920.

15. Grand jurors and jurors in the superior court shall receive for each day's attendance three dollars, and for each mile traveled in attending court as a juror, one way, fifteen cents.

16. The provisions of subdivision 6 shall apply to and affect incumbents during their present term of office.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 160—An act to amend section 4271 of the Political Code, relating to salaries of county and township officers and their deputies in counties of the forty second class, and fixing the mileage and per diem of grand and trial jurors in such counties.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the period add the following: "In counties of the forty-second class, the county officers shall receive as compensation for the services required of them by law, or by virtue of their offices, the following salaries, to wit:

1. The county clerk, two thousand four hundred dollars per annum; *provided*, that in counties of this class there shall be, and there is hereby allowed the county clerk, one deputy clerk, who shall be appointed by the county clerk, and shall be paid salary as follows: the sum of one thousand dollars per annum, which shall be paid by said county in equal monthly installments at the time and in the same manner and out of the same fund as the salary of the clerk is paid; *provided*, that the county clerk shall appoint as many deputy registration clerks as may be necessary for the convenient registration of voters of the county, which deputy registration clerks in all places in said county other than at the county seat shall receive as compensation for their services the sum of eight cents per name for each and every voter regis-

tered by them, said compensation to be paid out of the general fund of the [illegible] on the presentation of filing with the board of supervisors of the county a duly verified claim therefor, approved by the county [illegible].

2. The recorder shall receive a salary of fifteen hundred dollars per annum, and in addition to his salary, fifty per cent of all fees collected by him as such recorder.

3. The sheriff shall receive four thousand dollars per annum, and the fees or commissions for the service of all papers issued by any court of the State, attaché of this county, also his traveling expenses in the execution of a warrant outside of his county issued by a magistrate or court of his county; *provided*, that in counties of this class the sheriff is having [illegible] who shall be appointed by the sheriff [illegible] hundred dollars per annum, which shall be paid by the county in equal monthly installments, at the time and in the same manner and out of the same funds as the salary of the sheriff is paid.

4. The auditor, two thousand four hundred dollars per annum.

5. The treasurer, two thousand dollars per annum, which shall be in full for all services rendered by him, and he shall pay all fees collected by him into the treasury of the county, in the manner provided by law.

6. The tax collector, one thousand two hundred dollars per annum. He shall also receive as compensation, to be paid to him for his services, one third of one per cent of all moneys collected by him as tax collector.

7. The assessor, three thousand dollars per annum.

8. The district attorney, two thousand four hundred dollars per annum.

9. The coroner, such fees as are now or may hereafter be allowed by law.

10. The public administrator, such fees as are now or may hereafter be allowed by law.

11. The superintendent of schools, two thousand four hundred dollars per annum, and traveling expenses while visiting and examining schools and school properties of the county and in performing such other duties as are incident to the full discharge of the requirements of the office of the superintendent of schools, and [illegible] as secretary of the county board of [illegible] (a) that in counties of this class the superintendent of schools be having allowed one deputy who shall receive a salary of one thousand dollars per annum.

12. The surveyor, one thousand five hundred dollars per annum, which shall be in full for all services required of him by the supervisor court or by the board of supervisors, and as ex officio county recorder; *provided*, that he shall be entitled to receive from the county his actual and necessary traveling expenses incurred in the performance of any order of the court or board of supervisors; for all other services the fees allowed by law.

13. Justices of the peace shall receive the following monthly salaries to be paid each month and in the same manner and out of the same fund as county officers are paid, also their necessary traveling expenses incurred in the performance of their official duties, which shall be in full for all services required by them in criminal cases, in townships having a population of twenty-five hundred or more, one hundred dollars per month; in townships having a population of less than twenty-five hundred and more than nine hundred, seventy-five dollars per month; in townships having a population of less than nine hundred and more than five hundred, fifty dollars per month; in townships having a population of less than five hundred, thirty dollars per month. In addition to the compensation received in criminal cases, each justice of the peace shall receive and retain for his own use such fees as are now or may hereafter be allowed by law for all services performed by him in civil actions; *provided, however*, in counties of this class justices of the peace are required to devote all of their time to the duties of their office.

14. Constables shall receive the following monthly salaries to be paid each month and in the same manner and out of the same fund as county officers are paid, also their necessary traveling expenses incurred while in the performance of their official duties, which shall be in full for all services rendered by them in criminal cases in townships having a population of more than twenty-five hundred, one hundred dollars per month; in townships having a population of less than twenty-five hundred and more than nine hundred, seventy-five dollars per month; in townships having a population less than nine hundred and more than five hundred, fifty dollars per month; in townships having a population of less than five hundred, thirty dollars per month. In addition to the compensation received in criminal cases, each constable shall receive and retain for his own use such fees as are now or may hereafter be allowed by law for all services performed by him in civil actions; *provided, however*, in counties of this class constables are required to devote all of their time to the duties of their office.

15. Supervisors shall each receive one hundred and twenty-five dollars per month, and mileage at the rate of ten cents per mile for each mile actually traveled by them in the discharge of their duties, either as road commissioner or supervisor, not exceeding in the aggregate two hundred and fifty dollars per annum. Supervisors shall also receive their necessary expenses when the performance of duty as supervisor or road commissioner takes them out of the county.

16. The official reporter, such fees as are now provided by law.

17. Assistants to surveyor. The board of supervisors in counties of this class may, by resolution, authorize the county surveyor to employ such assistants as may be necessary to perform such work as may be ordered by the board of supervisors or prescribed by law, and fix the compensation of such assistants and their actual necessary traveling expenses while in the field; such compensation and expenses to be allowed and paid as county charges.

18. Grand and trial jurors of the superior court shall each receive for each day's attendance the sum of three dollars per day, and for each mile of actual travel in attending court, twenty cents per mile one way only.

19. The following provisions of this act, in relation to compensation, deputies, fees and expenses, to wit; subdivision two, and (a) of subdivision eleven, respectively, are intended to affect present incumbents and shall take effect and be in force ninety days after the final adjournment of the Legislature.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 18—An act providing for the joint exercise of powers by counties, by municipalities or by municipalities and counties.

Bill read second time, ordered engrossed, and on file for third reading.

Senate bill No. 420—An act to add a new section, to be known as 9*a*20, to an act entitled "An act to provide for the establishment and maintenance of counties' libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 424—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 128—An act to amend section 191*l* of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, and as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 419—An act to add a new section, to be known as 9*a*36, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out the period at the end of the [illegible] and insert [illegible] and the following: "The assistants, deputies and other employees of said officers."

Amendment adopted.

AMENDMENT NUMBER TWO.

After the colon on line 6 of the printed bill insert the following paragraphs:

1. The county clerk, five thousand dollars per annum; provided, that in counties of this class there shall be and there hereby is allowed to the county clerk one chief deputy whose salary is hereby fixed at the sum of [illegible] thousand [illegible] hundred dollars per annum; one deputy to act as judgment clerk, whose salary is hereby fixed at the sum of two thousand seven hundred dollars per annum; one deputy to act as assistant judgment clerk, whose salary is hereby fixed at the sum of two thousand two hundred and twenty dollars per annum; one deputy to act as assistant clerk of the board of supervisors, whose salary is hereby fixed at the sum of three thousand dollars per annum; one deputy to act as chief registration clerk, whose salary is hereby fixed at the sum of two thousand [illegible] hundred and twenty dollars per annum; four deputies whose salaries are hereby fixed at the sum of two thousand [illegible] hundred and twenty dollars per annum each; twenty deputies whose salaries are hereby fixed at the sum of two thousand dollars per annum each; two deputies whose salaries are hereby fixed at the sum of [illegible] hundred dollars per annum each. All the foregoing deputies herein provided for, shall be appointed by the county clerk of said county, and their salaries shall be paid by the county in equal monthly installments at the same time and in the same manner and out of the same fund as is the salary of the county clerk.

Such additional deputies are also allowed the said county clerk in each year in which a general election is to be held throughout the State, as he may appoint and whose compensation shall not exceed in the aggregate the sum of twelve thousand dollars; also such additional deputies in each year in which a presidential primary election is held, as he may appoint and whose compensation shall not exceed in the aggregate the sum of one thousand five hundred dollars; also such additional deputies in the event of a special election being held within the county as he may appoint and whose compensation shall not exceed in the aggregate the sum of one thousand five hundred dollars; provided, further, that in each year in which a new and complete registration of voters is required by law, the county clerk in counties of this class may appoint for each voting precinct in the county, one additional deputy who shall be a qualified elector of the precinct for which appointed and who shall be paid five cents per name for each elector legally registered by him or her in the same manner as other county claims are paid.

2. The sheriff, four thousand dollars per annum; provided, that in counties of this class there shall be and there hereby is allowed to the sheriff, one undersheriff whose salary is hereby fixed at the sum of three thousand dollars per annum; two deputies whose salaries are hereby fixed at the sum of two thousand four hundred dollars per annum each; one chief [illegible] whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; two deputies who shall act as detectives whose salaries are hereby fixed at the sum of two thousand four hundred dollars per annum each; twenty-one deputies whose salaries are hereby fixed at the sum of two thousand dollars per annum each; two [illegible] for the jail whose salaries are hereby fixed at the sum of two thousand two hundred and eighty dollars per annum each; two deputies who shall act as process servers in addition to their other duties whose salaries are hereby fixed at the sum of two thousand one hundred dollars per annum each; one matron for the jail whose salary is hereby fixed at the sum of one thousand five hundred dollars per annum; one assistant matron for a period of not to exceed two weeks in any one year and to serve only during the vacation of the matron, whose salary is hereby fixed at the sum of sixty-two and one-half dollars for such two weeks; provided, further, that all the foregoing deputies and assistants of such sheriff herein provided for shall be appointed by the sheriff and their salaries shall be paid by the said county in equal monthly installments at the same time and in the same manner and out of the same fund as the salary of the sheriff; the sheriff shall also receive the amount of money necessarily expended by him in serving all process and notices and all expenses necessarily incurred by

him in the pursuit of criminals and the same shall be a charge against the county and allowed as such by the board of supervisors and paid as other county charges are paid.

3. The recorder, five thousand dollars per annum; *provided*, that during the term of office of the present incumbent the salary of the recorder shall be four thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the recorder the following deputies and copyists who shall be appointed by the recorder of such county and who shall be paid salaries and compensations as follows: one chief deputy whose salary is hereby fixed at the sum of three thousand dollars per annum; thirteen deputies whose salaries are hereby fixed at the sum of two thousand dollars per annum each; two deputies whose salaries are hereby fixed at the sum of one thousand eight hundred dollars per annum each; *provided, further*, that the salaries of the deputies herein provided for shall be paid by the said county in equal monthly installments, at the same time and in the same manner and out of the same fund as the salary of the recorder; *provided, further*, that in counties of this class, the recorder shall be entitled to the actual cost incurred by him for the recording of all papers documents and records in his office not to exceed seven and three-fourths cents per folio for long hand recording and not to exceed six cents per folio for typewritten recording for each paper or document so recorded; *and provided, further*, that said recorder shall file monthly with the county auditor a sworn statement showing in detail the persons and the amounts paid to each for such recording.

4. The auditor, five thousand dollars per annum; *provided*, that during the term of office of the present incumbent the salary of the auditor shall be four thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the auditor, one chief deputy, whose salary is hereby fixed at the sum of three thousand dollars per annum; one deputy to act as accountant whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; one deputy to act as registration clerk whose salary is hereby fixed at the sum of two thousand one hundred dollars per annum; one deputy to act as warrant clerk whose salary is hereby fixed at the sum of two thousand one hundred dollars per annum; three deputies whose salaries are hereby fixed at the sum of two thousand dollars per annum each; one deputy to act as stenographer whose salary is hereby fixed at the sum of one thousand five hundred dollars per annum; and such additional assistants during the period in each year from July first to December thirty-first as the auditor may appoint and whose compensation shall not in the aggregate exceed the sum of two thousand dollars per annum; *and provided, further*, that the auditor shall file with the county clerk, a sworn statement showing in detail the amounts paid and the persons to whom such compensation is paid for such extra assistants as aforesaid; *provided, further*, that the deputies and assistants herein provided shall be appointed by the auditor of said county and their salaries paid by the said county in equal monthly installments, at the same time and in the same manner and out of the same fund as is the salary of the auditor.

5. The treasurer, five thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the treasurer, one chief deputy whose salary is hereby fixed at the sum of three thousand dollars per annum; one deputy whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; two deputies whose salaries are hereby fixed at the sum of two thousand dollars per annum each; all of which sums shall be paid by said county in equal monthly installments at the same time and in the same manner and out of the same fund as is the salary of the treasurer; *provided*, that all of said deputies herein provided shall be appointed by the treasurer of said county; *and provided, further*, that all commissions and fees required or permitted by any law of this state or of the United States, to be collected by the treasurer either as an officer or ex officio officer, his deputies or assistants, for the performance of any official duty, shall be collected for the benefit of the county and shall be paid into the salary fund of the county monthly.

6. The tax collector, five thousand dollars per annum; *provided*, that during the term of office of the present incumbent the salary of the tax collector shall be four thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the tax collector, one chief deputy, whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; one deputy who shall act as chief clerk whose salary is hereby fixed at the sum of two thousand seven hundred dollars per annum; one deputy who shall act as cashier whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; twelve deputies whose salaries are hereby fixed at the sum of two thousand dollars per annum each; *provided, further*, that there shall be and there hereby is allowed to the tax collector three extra deputies for a period not to exceed eight months in any one year at a salary of one hundred and thirty-five dollars per month each; six extra deputies for a period not to exceed five months in any one year at a salary of one hundred and thirty-five dollars per month each; six extra deputies for a period not to exceed four months in any one year at a salary of one hundred and thirty-five dollars per month each; *provided, further*, that in counties of this class the tax collector shall appoint six persons to be known as indexers and whose duties it

shall be under the supervision and direction of the tax collector to compute, make out and complete an index of the assessment roll of the county, and of the sanitary assessment rolls for each sanitary district in counties of this class yearly, as soon as the said rolls are completed by the assessor of the county, and each assessor of said sanitary districts and for each year thereafter. The said indexes to be a public record for use of the tax collector and the general public and to be kept in the office of the tax collector during the collection of taxes and to be turned over to the auditor at the same time as the assessment rolls are turned over in the final settlement of the tax collector with the county auditor. Such indexers shall be paid a salary of one hundred and thirty-five dollars per month each, payable at the same time and in the same manner as other county officers are paid, but such indexers shall not be employed to exceed four months in any one year; *provided, further*, that the chief deputy and all other deputies and assistants herein provided for shall be appointed by the tax collector of said county, and the salaries of said chief deputy and all other deputies and assistants herein provided for, shall be paid by said county at the same time and in the same manner and out of the same fund as the salary of the tax collector.

7. The license collector shall receive fifteen per cent of all licenses collected by him.

8. The assessor, seven thousand dollars per annum and necessary traveling expenses in the performance of the duties of his office; *provided*, that in counties of this class there shall be, and there is hereby allowed to the assessor, the following assistants and deputies who shall be appointed by the assessor and paid salaries as follows: One assistant assessor whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; one chief deputy whose salary is hereby fixed at the sum of three thousand dollars per annum; one deputy who shall act as chief clerk whose salary is hereby fixed at the sum of three thousand dollars per annum; eleven deputies whose salaries are hereby fixed at the sum of two thousand one hundred sixty dollars per annum each; fourteen deputies whose salaries are hereby fixed at the sum of two thousand dollars per annum each; one deputy whose salary is hereby fixed at the sum of two thousand seven hundred dollars per annum; one deputy whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; two deputies for a period not to exceed six months in any one year whose salaries are hereby fixed at the sum of one hundred and sixty-six and two-thirds dollars per month each; ten deputies for a period not to exceed five months in any one year whose salaries are fixed at the sum of one hundred and thirty-five dollars per month each; and such additional deputies as the assessor may appoint and whose compensation shall not in the aggregate exceed the sum of three thousand dollars per annum; *provided*, that the assessor shall file with the county auditor a verified statement showing in detail the amount paid and the persons to whom such compensation is paid for such extra assistants as aforesaid; *provided, further*, that the number of deputies not to exceed four, which are assigned by the assessor to do field work outside of incorporated cities or towns within counties of this class shall be allowed their actual and necessary traveling expenses while engaged in assessing personal property in the said unincorporated territory.

The salaries herein provided for shall be paid by the said county in equal monthly installments at the same time and in the same manner and out of the same fund as the salary of the assessor; *provided, however*, that should the assessor be directed by any law or by any order of the board of supervisors or by any municipality within the counties of the third class to prepare maps, plats or block books for the use of the county or assessment rolls for the use of any municipality, then said assessor shall make said maps, plats or block books or assessment rolls for the use of any municipality but shall only receive the actual cost by him incurred in making or preparing said maps, plats, block books or assessment rolls; *and provided further*, that he shall file with the county auditor a sworn statement showing the persons to whom and the amounts paid to each for such maps, plats, block books or assessment rolls, and shall account forthwith and pay to the county any difference between such costs and the amount allowed him for such work; *and provided, further*, that the salaries herein named shall be in full compensation for all services of every kind and description rendered by the assessor, his deputies or assistants; *and it is further provided*, that in counties of this class the assessor shall receive no commission for his collection of taxes on personal property, nor shall said assessor receive any compensation for making out the military roll of persons returned by him as subject to military duty as provided by section one thousand nine hundred one of the Political Code.

9. The district attorney, six thousand dollars per annum; *provided*, that during the term of office of the present incumbent the salary of the district attorney shall be four thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the district attorney the following assistants, deputies and employees who shall be appointed by the district attorney and who shall be paid salaries as follows: One assistant district attorney whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; one chief deputy district attorney whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; two deputies whose salaries are hereby fixed at the sum of three thousand three hundred dollars per annum each; two deputies whose salaries are hereby fixed at the sum of three thousand dollars per annum each; two

deputies whose salaries are hereby fixed at the sum of two thousand seven hundred dollars per annum each; two deputies whose salaries are hereby fixed at the sum of two thousand four hundred dollars per annum each; one deputy to act as bond and warrant clerk in addition to his other duties whose salary is hereby fixed at the sum of one thousand eight hundred dollars per annum; two deputies whose salaries are hereby fixed at the sum of two thousand four hundred dollars per annum each whose duty it shall be in addition to performing services as deputies district attorney to attend the sessions of the police courts in cities of the second class and conduct on behalf of the people all prosecutions for public offenses of which said police court shall have jurisdiction; one clerk whose salary is hereby fixed at the sum of two thousand dollars per annum; one clerk and private exchange operator at a salary of nine hundred sixty dollars per annum; three stenographers whose salaries are hereby fixed at the sum of one thousand five hundred dollars per annum each; one detective who shall assist the district attorney in the detection of crime and prosecution of criminal cases whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; *and provided, further*, that nothing herein contained shall be construed as preventing the board of supervisors of counties of this class from employing special counsel in civil cases when the judgment of said board determines the interests of said counties to require it.

The salaries of said assistant district attorney, deputies, and all other persons in this subdivision provided for, shall be payable by the county in monthly installments at the same time and in the same manner and out of the same fund as the salary of the district attorney is paid.

10. The coroner, four thousand dollars per annum; and his necessary traveling expenses as follows: ten cents per mile for distance actually traveled outside the cities of Oakland, Berkeley, Alameda, Piedmont, Emeryville and San Leandro, said traveling expenses not to exceed twenty dollars in any one calendar month; *provided, further*, that in counties of this class, there shall be and there hereby is allowed to the coroner, one autopsy physician and surgeon, whose salary is hereby fixed at the sum of one thousand eight hundred dollars per annum, who shall perform all autopsies and inspections in all cases required by the coroner except that where the distance from the county seat exceeds twenty miles the coroner may subpoena a physician or surgeon to perform such autopsy or inspect the body; one deputy, whose salary is hereby fixed at the sum of two thousand dollars per annum, and one stenographer whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum and who shall be paid in addition thereto, for transcribing all the testimony and proceedings taken by him at any inquest, the sum of ten cents per one hundred words for one copy and five cents per one hundred words for two copies made at one time and in every case where the death of any person shall have been caused by the criminal act of another such stenographer shall make a copy of the transcript of the testimony and proceedings taken at said inquest for the use of the distrtict attorney of said county; in all inquests so reported the fees for transcribing as provided herein shall be paid out of the county treasury upon the order of the coroner.

When such testimony is taken down by such stenographer as herein set forth his transcription thereof duly certified to by him shall constitute the deposition of the witnesses testifying at such inquest so reported by such stenographer. The autopsy physician and surgeon, deputy and stenographer herein provided for shall be appointed by the coroner and their salaries shall be paid by said county in equal monthly installments at the same time and in the same manner and out of the same fund as the salary of the coroner is paid.

11. The public administrator, such fees as are now or may hereafter be allowed by law.

12. The superintendent of schools four thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the superintendent of schools, one assistant superintendent of schools whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum; one chief deputy whose salary is hereby fixed at the sum of two thousand four hundred dollars per annum; one deputy whose salary is hereby fixed at the sum of two thousand one hundred dollars per annum; one deputy whose salary is hereby fixed at the sum of two thousand dollars per annum; said assistants and deputies shall all be appointed by the said superintendent of schools of said county and their salaries shall be paid in equal monthly installments out of the same fund and in the same manner as the salary of the superintendent of schools is paid.

13. The surveyor, five thousand dollars per annum; *provided*, that during the term of office of the present incumbent the salary of the surveyor shall be four thousand dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the surveyor one chief deputy whose salary is hereby fixed at the sum of three thousand six hundred dollars per annum, one stenographer whose salary is hereby fixed at the sum of one thousand five hundred dollars per annum. The salary of such surveyor shall be paid by said county in equal monthly installments at the same time and in the same manner and out of the same fund as the salaries of other county officers are paid. All work which the surveyor is directed or charged to perform by law, or by order of the board of supervisors of such county, shall be performed by the surveyor at actual cost; *provided, however*,

that on all such work other than hard road work hereafter provided for [illegible] and other men when actually employed on such work shall receive a per diem of not to exceed ten dollars, and chain men when actually employed on such work shall receive a per diem of not to exceed six dollars; and provided, further, that for the making, blazing, tracing or otherwise surveying, platting or locating any new road of the county or any re-survey of any such county there shall be and there hereby is allowed to the surveyor the following compensation, that shall be paid relative as follows: Two dollars per mile relative to the length of the road to the nearest one thousand four hundred dollars per annum each first assistant draughtsman whose salaries are hereby fixed at the sum of one thousand dollars per annum each: and provided, further, that the surveyor shall be allowed all necessary expenses for work performed for the county by virtue of his office and all necessary expenses and transportation for such purposes to be paid. The said surveyor shall render to the auditor of said county a monthly account showing therein the kind and nature of work performed, the claims amounts paid to assistants and paid for expenses. The salary herein fixed for said surveyor shall be in lieu of all other fees, commissions or compensation of whatever kind he may receive for services performed by said surveyor for said county. The deputy and all persons regularly employed by him shall be appointed by the surveyor and their salaries shall be paid by said county in equal monthly installments at the same time and in the same manner and out of the same fund as are the salaries of county officers or employes of this class.

14. Justices of the peace shall receive the following annually salaries, to be paid each month in the manner and out of the same fund as county officers are paid which salaries shall be in full for all services rendered by such justices of the peace: in townships having a population of more than seventy-five thousand and less than seventy-five thousand, two thousand five hundred dollars per annum; in townships having a population of twenty thousand and less than forty-five thousand, two thousand four hundred dollars per annum; in townships having a population of less than twenty thousand, two thousand six hundred twenty dollars per annum; and provided, further, that such justice of the peace must keep a book, open for the inspection of the public during office hours, in which must be entered at once and in detail the amount of all fees and fines received by him as such justice of the peace and on the first Monday of each and every month he must pay over such fees and fines so collected into the county treasury or will commence an action and sue for and recover provided, further, that the board of supervisors of counties of the third class shall furnish each justice of the peace with a suitable office in which to hold court and shall also furnish the necessary furniture, books, blanks and supplies for said office; and provided, further, that in counties of this class of more than seventy-five thousand three hundred and one thousand seven hundred, and one thousand two hundred shall be appointed by the justice of the peace of said townships as justices, if none reside there, and who shall perform such duties as are required of them by law as the justices of said township. The salary of said office is hereby fixed at the sum of two thousand two hundred twenty dollars per annum and that of the deputy clerk at one thousand six hundred twenty dollars per annum, payable in equal monthly installments out of the same fund and in the same manner and at the same time as the salary of the justice of the peace is paid. For the purpose of this section the population of townships in counties of this class is hereby determined to be the population of such townships as shown by the federal census taken in the year nineteen hundred and ten (1910).

15. Constables shall receive the following annually salaries to be paid each month in the same manner and out of the same fund as other county officers are paid which shall be in full for all services rendered by them in criminal cases: In townships having a population of more than seventy-five thousand and less than seventy-five thousand, one hundred sixty-six and two-thirds dollars; in townships having a population of twenty thousand and less than seventy-five thousand, one hundred thirty-three dollars; in townships having a population of less than twenty thousand, one hundred thirty-three dollars. In addition to the compensation provided in criminal cases such constable may receive and retain for his own use such fees as are now or may hereafter be allowed by law for all services performed by him in civil cases: provided, that in counties of this class constables shall be, and they are hereby allowed such expenses as are actually and necessarily incurred by them in conveying prisoners to and from the county jail, such expenses to be itemized and presented as a claim against the county and to be audited and allowed by the board of supervisors and paid out of the county treasury in the same manner as are other claims. For the purpose of this section the population of townships in counties of this class is hereby determined to be the population of such townships as shown by the federal census taken in the year nineteen hundred and ten (1910): provided, further, that in townships having a population of more than seventy-five thousand, the board of supervisors of counties of the third class shall furnish each constable with a suitable office and supplies for said office.

Any increase in the salary of any constable as herein provided shall not become effective during the term of office of any present incumbent.

16. Each supervisor two thousand seven hundred dollars per annum: provided, that in counties of this class supervisors charged as road commissioners with the

inspection of five hundred or more miles of roads within their respective districts, shall be and they are hereby allowed their actual traveling expenses not to exceed the sum of seventy-five dollars in any one calendar month: *and provided, further*, that, in counties of this class supervisors charged as road commissioners with the inspection of two hundred fifty and not exceeding five hundred miles of roads within their respective districts shall be, and they are hereby allowed their actual traveling expenses not to exceed fifty dollars in any one calendar month: *and provided, further*, that in lieu of the above mentioned amounts for traveling expenses, said supervisors charged as road commissioners may be furnished with automobiles by counties of the third class: *provided, further*, that nothing herein contained shall be construed to prevent the use of county automobiles while engaged in the performance of their official duties, by supervisors of counties of this class not so charged as road commissioners.

17. The county librarian three thousand dollars per annum: *provided*, that during the term of office of the present incumbent the salary of the county librarian shall be two thousand four hundred dollars per annum and the board of supervisors may appoint all necessary employees for the county library as provided by law.

SEC. 2. This act shall take effect ninety days after the final adjournment of the present session of the Legislature."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 158—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of grand and trial jurors in such counties.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out the figures "4275" and insert in lieu thereof "4267".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, strike out the words "three thousand" and insert in lieu thereof the words "twenty-seven hundred".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, in lines 13 and 14, strike out the words "one thousand two" and insert in lieu thereof the word "nine".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, in line 13, commencing with the word "and" strike out the remainder of line 13 and all of lines 14, 15, 16, and 17, and insert in lieu thereof the following: "*provided*, that all commissions and fees authorized by any law to be collected by the treasurer shall be paid to the county."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 18, of the printed bill, strike out the words "four hundred".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 20, of the printed bill, strike out the word "eight" and insert in lieu thereof the word "nine".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 21, of the printed bill, strike out the words "[illegible]" and insert in lieu thereof "one hundred".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 30, of the printed bill, strike out the word "attorney" [illegible] "a" and strike out the word "stenographer" and insert in lieu thereof the word "stenographer".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2, line 31, of the printed bill, strike out the word "[illegible]" and the "comma" [illegible] "s" in the word "[illegible]".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 2, line 32, of the printed bill, strike out the words "exceed", "total" and "and twenty-five".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 2, line 33, of the printed bill, strike out the following: "at the direction of the district attorney" [illegible].

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 2, line 46, of the printed bill, [illegible] out everything down to [illegible] in lieu thereof the following: "[illegible] education without compensation".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 595.—An act to provide for an acceptance by the State of California of the provisions of an act passed by the Congress of the United States, known as the Smith-Lever Act, and entitled "An act to provide for cooperative agricultural extension work between the agricultural colleges in the several states receiving the benefits of an act of Congress approved July 2, 1862, and of acts supplementary thereto, and the United States Department of Agriculture," approved May 8, 1914.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 615.—An act relating to tuition fees in the Leland Stanford Junior University.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 105.—An act to amend section 10c of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance, providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such

persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or confinement where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

Strike out lines 14 to 15, inclusive, page 2 of the printed bill, and insert in lieu thereof the following: "12c. In counties of the third class there shall be one probation officer and eight assistant probation officers. The salaries of said officers shall be as follows: probation officer, three thousand six hundred dollars per annum; one assistant probation officer at a salary of two thousand seven hundred dollars per annum; one assistant probation officer at a salary of two thousand one hundred dollars per annum; one assistant probation officer, who shall also act as collector, at a salary of two thousand one hundred dollars per annum; three assistant probation officers at a salary of two thousand dollars per annum each; two assistant probation officers, who shall also act as stenographers, at a salary of one thousand five hundred dollars per annum each."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 59—An act to recognize and declare valid all proceedings in Surprise Valley Irrigation District.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, strike out the word "Siskiyou" and insert in lieu thereof the word "Modoc".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 12—An act to add a new section to the Penal Code, to be numbered 337*b*, prohibiting contracts for sale or purchase of agricultural products on futures, and prescribing penalties for violation of the provisions hereof.

On motion of Senator Inman Senate Bill No. 12 was passed on file.

Senate Bill No. 243—An act to add a new section to the Civil Code, to be numbered 206½, relating to the duties of the parents of married men and the parents or wives of such men, while such men are in the active military or naval service of the United States in time of war.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

Commencing with line 3 of the printed bill strike out everything and insert in lieu thereof the following:

"2064. It is the duty of the parent or parents of any married woman [illegible] married man having the [illegible] to be to support the wife and [illegible] of such man, while he is engaged in the [illegible] of the United States in time of war."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 476—An act to add a new section, to be numbered section 1975, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance, providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions, establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof, providing for the establishment of detention homes for such persons, fixing the method of procedure and treatment of commitment where crimes have been committed by such persons, providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 40—An act to amend section 2968 and to repeal sections 2969 and 2970 of the Civil Code, relating to attachments and executions upon mortgaged personal property.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 58—An act to recognize and declare valid all proceedings in Butte Valley Irrigation District.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 60—An act to recognize and declare valid all proceedings in Scott Valley Irrigation District.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 526—An act to amend section 1032 of the Political Code, relating to inspection of public records.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 36—An act to amend sections 1107, 1214, and 1217 of the Civil Code, relating to the effect of unrecorded deeds and conveyances.

Bill read second time, ordered engrossed, and on file for third reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 14, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 52—An act to amend sections 702 and 703 of the Code of Civil Procedure, relating to the redemption of property sold on execution;

Also: Senate Bill No. 670—An act to amend section 1608 of the Political Code, and to add a new section to said code to be numbered 1608a, relating to powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 54—An act to amend section 15 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State, creating a Public School Teachers' Retirement Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended;

Also: Senate Bill No. 321—An act to amend section 1533 of the Political Code, relating to conventions of county and city superintendents;

Also: Senate Bill No. 434—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather Rivers of the State of California, by controlling the floods, removing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1910, and transmitted to the Speaker of the House of Representatives of the United States by the Secretary of War on June 27, 1911, and printed in House of Representatives Document No. 81 of the first session of the sixty-second United States Congress, as modified by the report of said commission submitted January 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee Document No. 7, sixty-third United States Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs, and making an appropriation for such work, and providing for the continuance of such work as provided by section 2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917;

Also: Senate Bill No. 682—An act authorizing the State Board of Control to fix the price, terms and conditions of sale of abandoned river channels of the San Joaquin River lying in the county of San Joaquin, State of California;

Also: Senate Bill No. 701—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California, to the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State Home for United States Soldiers, Sailors and Marines, and to provide for the government thereof by the State."

Also: Senate Bill No. 51—An act to make available for the use of the United States government suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed;

Also: Senate Bill No. 925—An act to add a new section to the Political Code, to be numbered 4041b, providing for homes and meeting places for veterans and associations of veterans;

Also: Senate Bill No. 734—An act to amend section 2210 of the Political Code, relating to the Women's Relief Corps Home of California;

Also: Senate Bill No. 525—An act to amend section 2078 of the Political Code, relating to allowances for uniforms of officers of the National Guard;

Also: Senate Bill No. 928—An act to amend section 17 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing

title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act." approved April 28, 1915.
And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS

Senate Bill No. 298—An act to declare certain public roads in the county of Alameda State highways, and providing for their improvement and maintenance by the Department of Engineering.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 298 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Cronin, Curr, E. M. Gerdon, Duncan, Eden, Gedsel, Hare, Inman, Jones, Johnson, Judge Lane, McDonald, Nelson, Osborne, Purkett, Rominger, Sanford, Scott, Shirpser and Yaden—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 299—An act to repeal section 2013 of the Civil Code, relating to time of service.

In the absence of the author, Senate Bill No. 299 was passed on file temporarily.

Senate Bill No. 22—An act to amend sections 74 and 142 of the Code of Civil Procedure, relating to superior courts.

On motion of Senator Rominger, Senate Bill No. 22 was passed on file.

Senate Bill No. 47—An act to amend section 4312 of the Political Code, relating to public officers.

On motion of Senator Rominger, Senate Bill No. 47 was passed on file.

Senate Bill No. 224—An act to amend section 949 of the Code of Civil Procedure, relative to stay of proceedings upon filing and undertaking in case of an appeal.

On motion of Senator Duncan, Senate Bill No. 224 was passed on file.

Senate Bill No. 472—An act to amend an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended, by amending section 3 of said act by providing ———

On motion of Senator Jones, Senate Bill No. 472 was passed on file.

Senate Bill No. 52—An act to amend section 703 of the Code of Civil Procedure, relating to the redemption of property sold on execution.

In the absence of the author, Senate Bill No. 52 was passed on file.

Senate Bill No. 670—An act to amend section 1698 of the Political Code, relating to powers and duties of boards of school trustees and city boards of education, approved May 16, 1919.

Bill read third time.

On motion of Senator Arbuckle, Senate Bill No. 670 was passed on file.

Senate Bill No. 54—An act to amend section 15 of an act entitled "An act to provide for the payment of retirement salaries to public

school teachers of this State; creating a Public School Teachers' Retirement Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 54 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Gedsl, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 321—An act to amend section 1533 of the Political Code, relating to conventions of county and city superintendents.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 321 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Gedsl, Harris, Ingram, Inman, Johnson, King, Nelson, Osborne, Rush, Sample, and Slater—21.

NOES—Senators Chamberlin, Hart, Irwin, Lyon, McDonald, Purkitt, Rominger, and Yonkin—8.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 434—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather rivers of the State of California, by controlling the floods, removing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1910, and transmitted to the Speaker of the House of Representatives of the United States by the Secretary of War on June 27, 1911, and printed in House of Representatives Document No. 81 of the first session of the sixty-second United States Congress, as modified by the report of said commission submitted February 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee Document No. 5, sixty-third United States Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs; and making an appropriation for such work; and providing for the continuance of such work as provided by section 2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917.

On motion of Senator Inman, Senate Bill No. 434 was re-referred to the Committee on Finance.

Senate Bill No. 682—An act authorizing the State Board of Control to fix the price, terms and conditions of sale of abandoned river channels

of the San Joaquin lying in the county of San Joaquin, State of California.

Bill read third time.

On motion of Senator Boggs, Senate Bill No. 682 was passed on file.

Senate Bill No. 501—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California, to the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State Home for United States Soldiers, Sailors and Marines, and to provide for the government thereof by the State."

Bill read third time.

On motion of Senator Rush, Senate Bill No. 501 was passed on file.

Senate Bill No. 51—An act to make available for the use of the United States Government suitable places in this State for the public defense and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States, conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor, granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 51 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Caneva, Carr, F. M. Carr, W. J. Chamberlain, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Irwin, Johnson, James, King, McDonald, Nelson, Osborne, Parkin, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 935—An act to add a new section to the Political Code, to be numbered 4041f, providing for homes and meeting places for veterans and associations of veterans.

Bill read third time.

On motion of Senator Irwin, Senate Bill No. 935 was passed on file.

Senate Bill No. 734—An act to amend section 2210 of the Political Code, relating to the Women's Relief Corps Home of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 734 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Caneva, Carr, W. J. Chamberlain, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Irwin, Johnson, James, King, McDonald, Nelson, Osborne, Parkin, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 525—An act to amend section 2078 of the Political Code, relating to allowances for uniforms of officers of the National Guard.

Bill read third time.

On motion of Senator Chamberlin, Senate Bill No. 525 was referred to the Committee on Finance.

Senate Bill No. 928—An act to amend section 17 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 928 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Chamberlin, Dennett, Duncan, Eden, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read.

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 14, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 6—An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof;

Also: Senate Bill No. 236—An act providing for notice to the Director of Agriculture, of the proposed sale of estray, branded, bovine animals, providing a means for identifying estray animals, and declaring certain sales of such estrays null and void;

Also: Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 178—An act to amend section 1373 of the Code of Civil Procedure, relating to notice of petitions for letters of administration;

Also: Senate Bill No. 182—An act to amend section 1464 of the Code of Civil Procedure, relating to notice of petitions for family allowance;

And reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

RE-REFERENCE OF SENATE BILL.

Senator Shearer asked for and was granted unanimous consent to have Senate Bill No. 660 withdrawn from Committee on Roads and Highways and re-referred to Committee on Revenue and Taxation.

REPORT OF STANDING COMMITTEE — OUT OF ORDER.

The following report of standing committee was received and read, out of the regular order:

ON RULES

SENATE CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator King to introduce a bill entitled "An act amending section 534 of the Political Code, relating to the salary of the Deputy State Printer," has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership, 5; committee vote, Ayes, 5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Gould, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Otis, Parkin, Righetti, Rominger, Rush, Sanford, Shearer, Slater, and Yonkers—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS — OUT OF ORDER.

The following bill was introduced, out of the regular order.

By Senator King: Senate Bill No. 942—An act amending section 534 of the Political Code, relating to the salary of the Deputy State Printer.

Bill read first time, and referred to Committee on Governmental Efficiency.

REPORT OF STANDING COMMITTEE — OUT OF ORDER.

The following report of standing committee was received and read, out of the regular order:

ON RULES

SENATE CHAMBER, SACRAMENTO, March 11, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Crowley to introduce a bill entitled "An act to amend section 718 of the Political Code and to repeal section 719 of said code, relating to the employees of the Superintendent of Capitol Building and Grounds," has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership, 5; committee vote, Ayes, 3, absent, 2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Godsil, Harris, Hart, Ingram, Irwin, Johnson,

Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Crowley: Senate Bill No. 943—An act to amend section 718 of the Political Code and to repeal section 719 of said Code, relating to the employees of the Superintendent of Capitol Building and Grounds.

Bill read first time, and referred to Committee on Governmental Efficiency.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 14, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Godsil to introduce a bill entitled—An act authorizing the California Highway Commission to accept deeds and rights of way for a road extending from a point on the Tioga road in section 26, township 1 south, range 19 east, M. D. B. and M., to Mather Station on the Hetch Hetchy Railroad in section 2, township 1 south, range 19 east, M. D. B. and M., declaring said road to be a public highway and authorizing the maintenance, reconstruction and improvement of the same—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Godsil: Senate Bill No. 944—An act authorizing the California Highway Commission to accept deeds and rights of way for a road extending from a point on the Tioga Road in section 26, township 1 south, range 19 east, M. D. B. and M., to Mather Station on the Hetch Hetchy Railroad in section 2, township 1 south, range 19 east, M. D. B. and M., declaring said road to be a public highway and authorizing the maintenance, reconstruction and improvement of the same.

Bill read first time, and referred to Committee on Roads and Highways.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 14, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Eden to introduce a bill entitled—An act to amend section 40[illegible] of the Civil

Code, relating to corporations—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote—Ayes—4, absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Ashe, Beban, Breed, Cassidy, Carr, W. J. Carpenter, Dennett, Duncan, Eden, Gedsted, Harris, Hare, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Savage, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Eden: Senate Bill No. 945—An act to amend section 400 of the Civil Code, relating to corporations.

Bill read first time, and referred to Committee on Corporations.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 14, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Boggs to introduce a bill entitled "An act to add a new section, to be numbered 1617c, to the Political Code, providing for the cooperate purchase of staple apparatus and supplies by trustees of common school districts, high school boards of education of city school districts through the county purchasing agent or the office of the county superintendent of schools," has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote—Ayes—4, absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Ashe, Boggs, Breed, Cassidy, Carr, W. J. Carpenter, Dennett, Duncan, Eden, Gedsted, Harris, Hare, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Savage, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Boggs: Senate Bill No. 946—An act to add a new section, to be numbered 1617c, to the Political Code, providing for the cooperate purchase of staple apparatus and supplies by trustees of common school districts, high school boards of education of city school districts through the county purchasing agent or the office of the county superintendent of schools.

Bill read first time, and referred to Committee on Education.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 178—An act to amend section 1373 of the Code of Civil Procedure, relating to notice of petitions for letters of administration.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 178 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Duncan, Eden, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 182—An act to amend section 1464 of the Code of Civil Procedure, relating to notice of petitions for family allowance.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 182 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Duncan, Eden, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until twelve o'clock and forty minutes p.m.

Senate Bill No. 6—An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violation of the provisions hereof.

Bill read third time.

On motion of Senator Rigdon, Senate Bill No. 6 was passed on file.

Senate Bill No. 236—An act providing for notice to the Director of Agriculture of the proposed sale of estray, branded, bovine animals, providing a means for identifying estray animals, and declaring certain sales of such estrays null and void.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 236 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Duncan, Eden, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

On motion of Senator Chamberlin, Senate Bill No. 524 was passed on file.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 302—An act to validate bonds of Beaumont Irrigation District of Riverside County, State of California, and all proceedings relating thereto.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 303—An act to legalize and declare valid all proceedings in Beaumont Irrigation District.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1130—An act to validate bonds of school districts and high school districts and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read second time, and ordered on file for third reading.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented By Senator Dennett:

SENATE CHAMBER, SACRAMENTO, March 14, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2 article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act declaring valid all assessments levied so as to be liens on lands assessed or existing under the California Irrigation District Act where such assessment was authorized by a vote of two-thirds of the electors voting at any election held in such district prior to March 1, 1921.

Request referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, March 14, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 17, Authorizing the Attorney General to institute and prosecute such suits in county, actions at law, or other appropriate proceedings as may be necessary to protect certain rights and enforce certain provisions of the State of California, has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—5.

EDEN, Chairman.

Senate Joint Resolution No. 17 ordered to engrossment, and on file.

ON PRISONS AND REFORMATORIES.

SENATE CHAMBER, SACRAMENTO, March 11, 1921.

MR. PRESIDENT: Your Committee on Prisons and Reformatories, to which was referred Senate Bill No. 245—An act to amend section 1202a of the Penal Code, relative to delivery of convicted persons at the State's prisons—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—6; absent—3.

YONKIN, Chairman.

Senate Bill No. 245 ordered on file for second reading.

RE-REFERENCE OF SENATE BILLS.

Senator Slater asked for and was granted unanimous consent to have Senate Bill No. 268 withdrawn from Committee on Fish and Game and re-referred to Committee on Agriculture.

Senator Arbuckle asked for and was granted unanimous consent to have Senate Bill No. 670 re-referred to Committee on Education.

RECESS.

At twelve o'clock and forty minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

At two o'clock and five minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following named persons appeared before the Committee of the Whole:

Clyde L. Seavey, member of the State Board of Control, Sacramento.
William Fisher, representing the California Taxpayers' Association of California.
G. H. Hecke, State Board of Agriculture, Sacramento.
Dr. J. P. Iverson, Chief of State of California Animal Industry, Sacramento.

COMMITTEE OF THE WHOLE RISES.

At five o'clock and thirty minutes p.m., Senator Breed moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Tuesday March 15, 1921.

Motion carried.

IN SENATE.

Hon. C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

RESOLUTIONS—(OUT OF ORDER).

The following resolutions were offered, out of the regular order:

By Senator Breed:

Resolved, That the following named person be stricken from the list of Senate attaches and her name be stricken from the pay roll of the Senate:

Goldyne Robertson, Stenographer.....at $5 00 per day

Resolution read, and on motion of Senator Breed adopted.

Also:

Resolved, That the following named person be, and is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite her name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount, and the Treasurer is directed to pay the same:

Audrey Wallace, Committee Clerk ..... at $4.00 per day.

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Campa, Carr, W. J. Chamberlin, Dennett, Duncan, Eden, Gould, Harris, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rush, Sample, Sharkey, Shearer and Stone—25.

NOES—None.

ADJOURNMENT.

At five o'clock and thirty-five minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Tuesday, March 15, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Campa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gould, Harris, Harr, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Reminger, Rush, Sample, Scott, Sharkey, Shearer, Stone, and Yonkin—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Monday, March 14, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator King, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Francis Cuttle, of Riverside.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. E. D. Armstrong, Superintendent of Hercules Powder Company, of Hercules, California.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Eugene E. Schmitz, Supervisor of the city and county of San Francisco; also, to Hon. Fred C. Scott, formerly a member of the Assembly, and now District Attorney of Tulare County; also, to Hon. Court Smith, Sheriff of Tulare County.

On request of Senator Crowley, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. and Mrs. E. Edwards, of San Francisco; also, to United States District Attorney Frank Silva and Mrs. Silva, of San Francisco.

On request of Senator Inman, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Gertrude Goddard, teacher, and the following students of Lincoln School of Sacramento:

Harriett Brazil, Mary Garcia, Ruth Grell, Mary Gropsorean, Blanche Hershkowitz, Nettie Kauffman, Emma Lenci, Louise Marcho, Annie Markowitz, Rosie Markowitz, Misao Oshima, Faustina Pasquini, Alice Rameles, Shizue Shibao, Akiko Taketa, Yaeko Tsuda, Alice Yee, Jack Barros, George Bodmer, Loni Ferrino, John Gonzales, Claude Hickey, Henry Jan, Clarence Lyles, Paul Morin, Rene Morin, Frank Nordesti, Keizo Osugo, Tony Peters, Toshio Shiba, Morris Stein, Joe Silva, Leslie Womble.

On request of Senator Inman, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Miss Ruth Peterson, teacher, and the following students of Highland Park School, Sacramento:

Edith Cocking, Kenneth Williams, Zelma Cook, Harriet Woollett, Doris Rowe, Rhoda Colclough, Richard Payne, Kent Tillinghast, Maurice Kaiser, Norma Finnie, Helen Koch, Thera Shaver, Ethel Larsen, Helen Enos, Annabel Eath, Helena Eastburn, Lina Sequeira, Rose Bagwill, Margaret Temby, Mary Eby, Amy Cocking, Ray Brotherhood, Earl Wackford, Harmon Rowe, Walter Gerig, Arthur Cook.

On request of Senator Rush, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Orman J. Hull, principal; Mrs. Ada Chisholm, chaperon, and the following members of the class in civics of the Napa Union High School:

Madeline Johnson, Ennice Sohl, Arvilla Bell, Lucy Wheatley, Mrs. Marguerite K. Prince (teacher), Sheldon Rutherford, Clifford Simpkins, Charles Bliss, Edwin E. Roper, Alonzo Rice, Ruth Chisholm, Harriet Satterlee, Jean Donahue, Barbara Chisholm, R. Bickford.

Also, on request of Senator Rush, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Napa Union High School:

F. Theron, A. Horstmeyer, Frances Jordan, Gertrude Lowery, E. P. Crandall, James M. Mackenzie, Bartlette L. Washburn, Gerald Manasse, Clyde Ehrick, Mabel R. Harrison, Thornton S. Scribner, Elizabeth Lees, Lyman M. King, F. L. Gordon, W. D. Fisher, J. T. Underhill, Wm. I. Gardner, Martin Pramme, Ionia M. Gridley, Clara Polzin, Julia H. Guidotti, Irene Johnson, Helen Manasse, Ruth McCormick, Lois Doughty, Blanche Coffield, Louise Michelson, May Atkeson, Verna Tallman, Marian Smith, Alice Baylis, Joy Poston, Dorothy Piercy.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 14 passed the following:

Assembly Bill No. 86—An act to amend section 4300*a* of the Political Code, relating to the payment of calendar fees;

Also: Assembly Bill No. 109—An act to amend section 1543 of the Political Code, relating to the powers and duties of superintendents of schools;

Also: Assembly Bill No. 110—An act to add a new section to the Code of Civil Procedure, to be numbered 1419, relating to special administrators;

Also: Assembly Bill No. 442—An act to amend section 1505 of the Political Code, relating to the fees for the granting of teachers' certificates.

Also: Assembly Bill No. 573—An act to add a new section to the Political Code, to be numbered section 1617c, relating to contracts between community school districts for the education of children.

Also: Assembly Bill No. 794—An act to amend section 2267 of the Political Code, relating to the experience required of the principal in the art of teaching the deaf or the blind.

Also: Assembly Bill No. 913—An act to amend section 4267 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

Also: Assembly Bill No. 1090—An act to amend section 1581 of the Political Code, relating to the opening of schools in elementary school districts.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 81 and 110 read first time, and referred to Committee on Judiciary.

Assembly Bills Nos. 109, 442, 573, 794 and 1090 read first time, and referred to Committee on Education.

Assembly Bill No. 913 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 10, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 14, passed the following

Assembly Bill No. 773—An act approving, confirming and validating [illegible] the organization of Sanitary District number one, Marin County, California, heretofore organized under and by virtue of the provisions of an act entitled "An act to provide for the formation, government, operation and dissolution of sanitary districts in any part of the State for the construction of sewers and other sanitary purposes; the acquisition of property therefor; the calling and conducting elections in such districts, the assessments, levy, collection, custody and disbursement of taxes therein; the issuance and disposal of the bonds thereof, and the determination of their validity and making provisions for the payment of such bonds and the disposal of their proceeds," approved March 31, 1891, and all and singular the provisions of said act entitled "An act to provide for the formation, government, boundaries, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers and other sanitary purposes; the acquisition of property therefor; the calling and conducting elections in such districts; the assessment, levying, collecting, custody and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provisions for the payment of such bonds and the disposal of their proceeds," approved May 27, 1919, which reorganization was voted upon at a special election duly and legally held for that purpose in said Sanitary District No. 1 on the 28th day of September, 1920, and approving, confirming and declaring valid the annexation of certain territory to said Sanitary District No. 1 voted upon at an election held the 17th day of August, 1920;

Also: Assembly Bill No. 1091—An act to add a new section to the Political Code to be numbered 1546a, relating to emergency schools.

Also: Assembly Bill No. 1122—An act to amend section 20 of an act entitled "An act to provide a central bureau for the preservation of records of marriages, births, and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the supervision of the State Bureau of Vital Statistics, the appointment of registrars of burial and disinterment permits and certificates of births and deaths, the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons as relating to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict therewith," approved May 10, 1915.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 773 and 1122 read first time, and referred to Committee on Public Health and Quarantine.

Assembly Bill No. 1091 read first time, and referred to Committee on Education.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 14, passed the following:

Assembly Bill No. 1147—An act to add a new section to an act entitled "An act to provide for public cemetery districts," approved March 6, 1909, as amended, to be numbered 1*a*, relating to cemetery districts.

Also: Assembly Bill No. 1198—An act authorizing suits against the State to quiet title against it to real property entitled to be purchased under the provisions of an act entitled, "An act to survey and dispose of certain marsh and tule lands belonging to the State of California," approved March 30, 1868, or any of the acts supplementary thereto and amendatory thereof, and regulating the procedure therein.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 1147 and 1198 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 14 adopted Assembly Joint Resolution No. 17—Relative to the compensation of counties containing land in national forest reserves exempt from local taxation.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Joint Resolution No. 17 referred to Committee on Federal Relations.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILL.

Senate Bill No. 245—An act to amend section 1202*a* of the Penal Code, relative to delivery of convicted persons at the State's prisons.

Bill read second time, ordered engrossed, and on file for third reading.

CONSIDERATION OF DAILY FILE—THIRD READING OF SENATE BILLS.

Senate Bill No. 299—An act to repeal section 2013 of the Civil Code, relating to time of service.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 299 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Hart, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rominger, Rush, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 22—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts.

On motion of Senator Rominger, Senate Bill No. 22 was passed on file.

Senate Bill No. 47—An act to amend section 4312 of the Political Code, relating to public officers.

On motion of Senator Rominger, Senate Bill No. 47 was passed on file.

Senate Bill No. 52—An act to amend sections 702 and 703 of the Code of Civil Procedure, relating tothe redemption of property sold on execution.

Bill read third time.

The question being on the passage of the bill

The roll was called and Senate Bill No. 52 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Campbell, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Leon, Flaherty, Hart, Ingram, Jones, King, Nelson, Osborne, Otis, Rominger, Rush, Sharkey, Shearer, Sutter, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 682—An act authorizing the State Board of Control to fix the price, terms and conditions of sale of abandoned river channels of the San Joaquin lying in the county of San Joaquin, State of California.

On motion of Senator Boggs, Senate Bill No. 682 was passed on file.

Senate Bill No. 935—An act to add a new section to the Political Code, to be numbered 4041f, providing for homes and meeting places for veterans and associations of veterans.

On motion of Senator Irwin, Senate Bill No. 935 was passed on file.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

On motion of Senator Chamberlin, Senate Bill No. 524 was passed on file.

ORDER TO ENGROSSMENT COMMITTEE.

By unanimous consent the Committee on Engrossment and Enrollment was instructed to return to the Senate, at this time, for consideration, all Senate bills now engrossed, but held in committee pursuant to the Senate rule requiring such bills to be reported back to the Senate in their proper order of progression.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 472—An act to amend an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis, making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended, by amending section 3 of said act by providing ———

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 472 to Senator Chamberlin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 43, of the printed bill, after the word "that" insert a comma and the following: "with the consent of the respective cities, counties, or groups of counties,".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 472, with instructions to amend, respectfully reports the same back, amended as per instructions.

CHAMBERLIN, Committee.

Report read, and on motion of Senator Jones, adopted.

Bill ordered to print, and re-engrossment.

SECOND READING OF SENATE BILL—(OUT OF ORDER).

Senate Bill No. 12—An act to add a new section to the Penal Code, to be numbered 337b, prohibiting contracts for sale or purchase of agricultural products on futures, and prescribing penalties for violation of the provisions hereof.

On motion of Senator Inman, Senate Bill No. 12 was passed on file.

CONSIDERATION OF DAILY FILE.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 302—An act to validate bonds of Beaumont Irrigation District of Riverside County, State of California, and all proceedings relating thereto.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 302 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Duncan, Eden, Flaherty, Hart, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rominger, Rush, Sharkey, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 303—An act to legalize and declare valid all proceedings in Beaumont Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 303 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1130—An act to validate bonds of Tomales Joint Union High School District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1130 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin,

Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Stanley, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MESSAGE FROM THE GOVERNOR—OUT OF ORDER.

The following message from the Governor was received and read, out of the regular order:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate of the State of California:

I have the honor to inform your honorable body that I have this day made the following appointments, and request your confirmation thereof and consent thereto:

Alexander McCabe, of San Francisco, Insurance Commissioner, vice self, term expired.

Frank H. Benson, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice Horace Wilson, term expired.

Respectfully submitted,

WM. D. STEPHENS, Governor.

Dated: Sacramento, Cal., March 15, 1921.

MOTION.

On motion of Senator Breed, the message from the Governor was referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES—OUT OF ORDER.

The following reports of standing committees were received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 133, entitled—An act to add a new section to the Political Code to be numbered 3202, relating to copyrights—has had the same under consideration, and respectfully reports the same back, with amendments and recommends that it do pass, as amended.

Committee membership—17; committee vote: Ayes—9, absentees—8.

JONES, Chairman.

Assembly Bill No. 133 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 937, entitled—An act to recognize and declare valid all proceedings in Grenada Irrigation District—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—17; committee vote: Ayes—10, absentees—7.

JONES, Chairman.

Senate Bill No. 937 ordered on file for second reading.

ON FISH AND GAME.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Senate Bill No. 267—An act to amend section 626 of the Penal Code, relating to the protection of game, approved April 11, 1919—has had the same under considera-

tion, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—15; committee vote: Ayes—9; absentees—6.

SHARKEY, Chairman.

Senate Bill No. 267 ordered on file for second reading.

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 119—An act to restrict the running of dogs at large; to protect live stock from depredations of dogs; to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this act a misdemeanor and providing penalties therefor, and providing for the collection of damages by owners of live stock injured by dogs—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—5; absent—4.

RIGDON, Chairman.

Senate Bill No. 119 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 231—An act to prevent the propagation of noxious weeds;

Also: Senate Bill No. 273—An act to regulate the manufacture, sale, and use of economic poisons; to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement; and creating the Division of Chemistry Fund;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—4. The same vote on both bills.

RIGDON, Chairman.

Senate Bills Nos. 231 and 273 ordered on file for second reading.

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 14, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Dennett to introduce a bill entitled "An act declaring valid all assessments levied or to be levied in districts organized or existing under the California Irrigation District Act where such assessment was authorized by a vote of two-thirds of the electors voting at any election held in such district prior to March 1, 1921"—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report:

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Caminetti, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gedsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—OUT OF ORDER.

The following bill was introduced, out of the regular order:

By Senator Dennett: Senate Bill No. 947—An act declaring valid all assessments levied or to be levied in districts organized or existing under the California Irrigation District Act where such assessment

was authorized by a vote of two-thirds of the electors voting at any election held in such district prior to March 1, 1921.

Bill read first time, and referred to Committee on Judiciary.

REPORT OF STANDING COMMITTEE — OUT OF ORDER.

The following report of standing committee was received and read out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, MARCH 15, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the following message from the Governor:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate of the State of California:

I have the honor to inform your honorable body that I have today made the following appointments, and request your concurrence therein and consent thereto:

Alexander McCabe, of San Francisco, Insurance Commissioner, vice self, term expired.

Frank H. Benson, of San Jose, a member of the Board of Managers of the Agnews State Hospital, vice Horace Wilson, term expired.

Respectfully submitted,

WM. D. STEPHENS, Governor.

Dated: Sacramento, Calif., March 15, 1921.

Has had the same under consideration, and respectfully reports the same back, and recommends that the Senate advise and consent to the several appointments.

Committee membership: 5; committee vote: Ayes, 3; absent, 2.

BREED, Chairman.

MOTION CONFIRMING APPOINTMENTS OF GOVERNOR.

Senator Breed moved that the Senate advise and consent to the several appointments of the Governor.

The President put the question, "Will the Senate advise and consent to the appointment of Alexander McCabe, of San Francisco, Insurance Commissioner, vice self, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Beggs, Breed, Campa, Carr, F. M., Carr, W. J., Crowley, Eden, Flaherty, Gedick, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Sharkey, Shearer, Slater and Yonkin—28.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Alexander McCabe, of San Francisco, Insurance Commissioner, vice self, term expired.

The President put the question, "Will the Senate advise and consent to the appointment of Frank H. Benson, of San Jose, a member of the board of managers of the Agnews State Hospital, vice Horace Wilson, term expired?"

The roll was called, with the following result:

AYES—Senators Allen, Arbuckle, Beggs, Breed, Campa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Whereupon the President announced that the Senate had advised and consented to the appointment of Frank H. Benson, of San Jose, a member of the board of managers of the Agnews State Hospital, vice Horace Wilson, term expired.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Hart:

SENATE CHAMBER, SACRAMENTO, March 14, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to amend that certain act of the Legislature of the State of California, entitled "An act to define and regulate the business of banking," approved March 1, 1909, designated the "Bank Act" by amending sections 1, 5, 13, 15, 17, 19, 21*a*, 23, 25, 26, 28, 31, 37, 48*a*, 56*a*, 58, 60, 61, 64*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking.

Request referred to Committee on Rules.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 689, entitled—An act to amend section 92 of the Civil Code and to add three new sections to said code, to be numbered 108, 109, and 110, relating to divorce—has had the same under consideration, and respectfully reports the same back, with amendments and recommends that it do pass, as amended.

Committee membership—17; committee vote: Ayes—10; absent—7.

JONES, Chairman.

Senate Bill No. 689 ordered on file for second reading.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 501—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California, to the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State Home for United States Soldiers, Sailors and Marines, and to provide for the government thereof by the State."

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Rush moved to refer Senate Bill No. 501 to Senator Chamberlin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

Strike out all of line 8 of the title and insert in lieu thereof the following: "thereof by the state," approved March 11, 1897, as amended."

AMENDMENT NUMBER TWO.

On page 1, in line 2, of the printed bill, after the word "home" insert the word "association".

AMENDMENT NUMBER THREE.

On page 1, in line 7, of the printed bill, after the quotation mark insert the following: "approved March 11, 1897, as amended,".

AMENDMENT NUMBER FOUR.

On page 2, line 38, of the printed bill, strike out the word "effect" and insert in lieu thereof the word "affect".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 501, with instructions to amend, respectfully reports the same back, amended as per instructions.

CHAMBERLIN, Special Committee.

Report read, and on motion of Senator Rush, adopted.

Bill ordered to print, and re-engrossment.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 417—An act to add a new section to be [illegible] to an act entitled "An act to be known as the Juvenile Court Law, and [illegible] persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 18—An act providing for the joint exercise of powers by counties, by municipalities or by municipalities and counties;

Also: Senate Bill No. 420—An act to add a new section, to be known as 9/20, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Senate Bill No. 424—An act to amend section 4041 of the Political Code relating to the general powers of boards of supervisors;

Also: Senate Bill No. 128—An act to amend section 190 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, and as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Senate Bill No. 419—An act to add a new section, to be known as 9/36, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Senate Bill No. 595—An act to provide for an acceptance by the State of California of the provisions of an act passed by the Congress of the United States known as the Smith Lever Act, and entitled, "An act to provide for cooperative agricultural extension work between the agricultural colleges in the several states receiving the benefits of an act of Congress approved July 2, 1862, and of acts supplementary thereto, and the United States Department of Agriculture;" approved May 8, 1914;

Also: Senate Bill No. 615—An act relating to tuition fees in the Leland Stanford Junior University;

Also: Senate Bill No. 476—An act to add a new section to be numbered section 1955 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 40—An act to amend section 2968 and to repeal sections 2969 and 2970 of the Civil Code, relating to attachments and executions upon mortgaged personal property;

Also: Senate Bill No. 58—An act to recognize and declare valid all proceedings in Butte Valley Irrigation District;

Also: Senate Bill No. 60—An act to recognize and declare valid all proceedings in Scott Valley Irrigation District;

Also: Senate Bill No. 526—An act to amend section 1032 of the Political Code, relating to inspection of public records;

Also: Senate Bill No. 36—An act to amend sections 1107, 1214 and 1217 of the Civil Code, relating to the effect of unrecorded deeds and conveyances;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Joint Resolution No. 17—Authorizing the Attorney General to institute and prosecute such suits in equity, actions at law, or other appropriate proceedings as may be necessary to protect certain rights and enforce certain remedies of the State of California—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 447—An act to add a new section, to be numbered section 19½ 14, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof, providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all

acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 447 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, E. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Gerdt, Harris, Hatt, Ingram, Inman, Irwin, Johnson, Jones, Kuhl, Nelson, Osborne, Otis, Rominger, Rush, Starkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 224—An act to amend section 949 of the Code of Civil Procedure, relative to stay of proceedings upon filing and undertaking in case of an appeal.

Bill read third time.

SPECIAL ORDER SET.

On motion of Senator Chamberlain Senate Bill No. 224 was made a special order for Wednesday, March 16, 1921, at eleven o'clock a.m.

Senate Bill No. 18—An act providing for the joint exercise of powers by counties, by municipalities or by municipalities and counties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 18 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlain, Crowley, Dennett, Duncan, Eden, Flaherty, Gerdt, Harris, Hatt, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Starkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

ASSISTANT SECRETARY C. MELVIN WARREN AT THE DESK.

Senate Bill No. 420—An act to add a new section, to be known as 9a20, to an act entitled "An act to provide for the establishment and maintenance of counties' libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 420 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlain, Dennett, Duncan, Eden, Flaherty, Gerdt, Harris, Hatt, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Starkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 424—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read third time.

On motion of Senator Boggs, Senate Bill No. 424 was passed on file.

Senate Bill No. 128—An act to amend section 197 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, and as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 128 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rominger, Rush, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 419—An act to add a new section, to be known as 9a36, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 419 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sharkey, Shearer, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 595—An act to provide for an acceptance by the State of California of the provisions of an act passed by the Congress of the United States, known as the Smith-Lever Act, and entitled "An

act to provide for cooperative agricultural extension work between the agricultural colleges in the several states receiving the benefits of an act of Congress approved July 2, 1862, and of acts supplementary thereto, and the United States Department of Agriculture," approved May 8, 1914.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 595 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Caccpa, Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gedsel, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Otis, Rigdon, Rush, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 615—An act relating to tuition fees in the Leland Stanford Junior University.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 615 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Caccpa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gedsel, Hart, Ingram, Inman, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 6—An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violation of the provisions hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 6 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Caccpa, Carr, W. J., Duncan, Eden, Flaherty, Gedsel, Harris, Hart, Ingram, Inman, Johnson, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sharkey, Shearer, and Slater—25.

NOES—Senators Chamberlin, Irwin, and Lyon—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 476—An act to add a new section, to be numbered section 19.5, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have

been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 476 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

RE-REFERENCE OF SENATE BILL.

Senator Inman asked for and was granted unanimous consent to have Senate Bill No. 273 re-referred to the Committee on Agriculture.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 40—An act to amend section 2968 and to repeal sections 2969 and 2970 of the Civil Code, relating to attachments and executions upon mortgaged personal property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 40 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Rush, Scott, Shearer, Slater, and Yonkin—25.

NOES—Senator McDonald—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 58—An act to recognize and declare valid all proceedings in Butte Valley Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 58 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rush, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 60—An act to recognize and declare valid all proceedings in Scott Valley Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 60 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gedsil, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rosenberg, Rush, Slater, Sharkey, Slater and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 526—An act to amend section 1032 of the Political Code, relating to inspection of public records.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 526 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gedsil, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Osborne, Otis, Rosenberg, Slater, Sharkey, Slater and Yonkin—26.

NOES—Senator McDonald—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 36—An act to amend sections 1107, 1214, and 1217 of the Civil Code, relating to the effect of unrecorded deeds and conveyances.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 36 refused passage by the following vote:

AYES—Senators Dennett, Dunnett, Otis, and Slater—4.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Eden, Flaherty, Gedsil, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Rush, Sharkey, Sharkey, and Slater—26.

SENATE JOINT RESOLUTION No. 17

Authorizing the Attorney General to institute and prosecute such suits in equity, actions at law, or other appropriate proceedings as may be necessary to protect certain rights and enforce certain remedies of the State of California.

WHEREAS, There has arisen and does now exist a controversy between the State of California on the one hand and the United States on the other concerning the proper construction and application of the provisions of that certain act of the legislature of the State of California, entitled "An act authorizing the United States government to lower the water levels of any or all of the following lakes: Lower or Little Klamath Lake, Tule or Rhett Lake, Goose Lake, and Clear Lake, situated in Siskiyou and Modoc Counties, and to use any part or all of the beds of said lakes for the storage of water in connection with the irrigation and reclamation operations conducted by the reclamation service of the United States; also ceding to the United States all right, title, interest or claim of the State of California to any lands uncovered by the lowering of the water levels of any or all of said lakes not already disposed of by the State," approved February 3, 1905; and

WHEREAS, Though more than sixteen years have elapsed since the passage and approval of said act, the United States has not constructed the contemplated, or any, works for lowering the waters of Lower or Little Klamath Lake, or of Goose Lake, or made the contemplated, or any provision for using all or any part of the beds of said lakes last named, or either of them, for the storage of water, and has not made any beneficial use of the waters of either of said lakes or of any lands uncovered by lowering the water levels of said lakes, or either thereof; and

WHEREAS, The use of said waters for the irrigation of lands in California susceptible of irrigation by the waters which ever since said third day of February, 1905, have been and are now going to waste will be of great and permanent value to the state and to the people thereof; and

WHEREAS, Subsequent to said date last mentioned the Congress of the United States has passed, and the President has approved, legislation providing for the disposition of certain of said lands in a manner other than that prescribed by the

provisions of said Reclamation Act of June 17, 1902, and without making any provision for the reclamation or irrigation of such lands; and

WHEREAS, In the judgment and determination of this Legislature the subject matter of such existing controversy is one which may properly be submitted to the courts for adjudication; now, therefore, be it

Resolved by the Senate and Assembly, jointly, That the Attorney General of the State of California be and he hereby is authorized, in the name of the State of California and as the act and deed thereof, to institute and to prosecute to final judgment any and all suits in equity, actions at law, and other proceedings which he may deem adequate and appropriate to enforce any and all rights and remedies of the State of California in any manner arising from or growing out of or pertaining to said act of February 3, 1905, including all rights and remedies in any manner relating to the lands and waters, or any part thereof therein named; and in and by any and all such suits, actions, or proceedings the Attorney General shall, in such manner as he shall deem appropriate, assert all rights and remedies existing in favor of the State of California relating to the subject of such suits, actions, and proceedings, including the claim on behalf of the State that certain of the lands and waters granted by said act and certain rights and privileges with respect to the use and manner of use thereof, or any part thereof, have been and are forfeited to the state by reason of any breaches or violations or nonperformance of any of the terms or conditions of said act which may be alleged and established in any such suits, actions, or proceedings; it not being intended hereby to determine the right of the state to any such forfeiture or forfeitures, but it being intended to fully authorize the Attorney General, in and by such suits, actions, or proceedings to assert on behalf of the State in any court or other tribunal wherein such suits, actions, or proceedings may be instituted or pending the claim and right of the State to such forfeiture or forfeitures, and, if found, to enforce the same.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 17 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Ordered transmitted to the Assembly.

RE-REFERENCE OF SENATE BILLS.

Senator Irwin asked for and was granted unanimous consent to have Senate Bill No. 99 withdrawn from Committee on Roads and Highways and re-referred to Committee on Revenue and Taxation.

Senator Inman asked for and was granted unanimous consent to have Senate Bill No. 721 withdrawn from Committee on Finance and re-referred to Committee on Drainage, Swamp and Overflowed Lands.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Senator Sharkey:

WHEREAS, The scenic beauty of the California State highway through the redwood region in Humboldt County is immediately menaced through impending destruction of the redwoods by lumbering operations; and

WHEREAS, These trees are one of the great natural assets of this State, possessing great historic and scientific interest as well as great economic value; and

WHEREAS, The State highway through the redwoods is destined to become one of the great attractions of this State for future generations; therefore, be it

Resolved, That Carquinez Parlor No. 205, Native Sons of the Golden West, of Crockett, Contra Costa County, California, strongly urges upon the Governor of the State, and the members of the California State Legislature, the passage of the redwoods preservation bill (Senate Bill No. 64, Assembly Bill No. 840 now pending, providing for the appropriation of $300,000 to purchase those redwood groves along the State highway which otherwise will be cut; and be it further

Resolved, That a copy of this resolution be forwarded to the Governor of the State of California, and to Will Sharkey, State Senator, and James N. Long, Assem-

blyman of this district in the State Legislature, and to the "Save the Redwoods League."

THOS. CAHALAN,
Secretary Carquinez Parlor No. 205, N. S. G. W.

Also:

WHEREAS, There is now pending in the Legislature of the State of California legislation proposing that oil and gas be made a public utility; and

WHEREAS, The enactment of such a measure would take from the county of Contra Costa and the municipalities many millions of dollars of taxable property; and

WHEREAS, The placing of the oil industry under the Public Utilities Act would seriously jeopardize the development of this [illegible] so much to the county of Contra Costa and its several municipalities; [illegible]

Resolved, That the Martinez Chamber of Commerce [illegible] the Senate of the State of California and the Assembly thereof [illegible] further

Resolved, That the secretary of the Martinez Chamber of Commerce be instructed to forward Senator Will R. Sharkey and Assemblyman James N. Long a copy of this resolution.

Adopted this eleventh day of March, 1921.

W. J. PILGRIM, President.
W. FLOURNOY MOORE, Secretary.

Also:

WHEREAS, There has been introduced in the Senate of the State of California a bill known as the Anti-Alien Land Bill; and

WHEREAS, The said bill proposes to prohibit the [illegible] of lands by purchase or otherwise by persons who are aliens and also prohibits the [illegible] of lands to said aliens for a period longer than [illegible]; and

WHEREAS, In the State of California there are many [illegible] and many persons whose investments [illegible] jeopardized through the [illegible]; and

WHEREAS, In the county of Contra Costa [illegible] industrial property and in [illegible] legislation and the progress and [illegible] therefore, be it

Resolved, That the Chamber of Commerce of Martinez [illegible] representatives in the Legislature, Senator Will R. Sharkey and Assemblyman James N. Long, these resolutions of protest against the adoption of Senate Bill No. 14, and that they be requested to exert their influence to defeat the adoption of said Senate Bill; be it further

Resolved, That the secretary of this organization be requested to [illegible] members of the Judiciary Committees of the Senate and Assembly copies of this resolution.

Adopted this eleventh day of March, 1921.

W. J. PILGRIM, President.
W. FLOURNOY MOORE, Secretary.

By Senator Duncan:

Resolved, That the Thermalito Farm Center hereby approves and requests the passage of the Anti-Alien Land bill introduced by Senator Duncan;

Resolved, That a copy of this resolution be forwarded to our Senator and Assemblywoman, with the request that they present the same to their respective Houses.

I hereby certify that the foregoing resolution was duly adopted by a rising vote of the Thermalito Farm Center held on the third day of February, 1921.

ELIZABETH A. FRICK, Secretary.

RE-REFERENCE OF SENATE BILL.

Senator Otis asked for and was granted unanimous consent to have Senate Bill No. 104 withdrawn from Committee on Education and re-referred to Committee on County Government.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Hart to introduce a bill entitled "An act to amend that certain act of

the Legislature of the State of California, entitled "An act to define and regulate the business of banking," approved March 1, 1909, designated the "Bank Act" by amending sections 1, 5, 13, 15, 17, 19, 21*a*, 23, 25, 26, 28, 31, 37, 48*a*, 56*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof, and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking, has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote—Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Hart: Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act" by amending sections 1, 5, 13, 15, 17, 19, 21*a*, 23, 25, 26, 28, 31, 37, 48*a*, 56*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof, and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b* and 57*a*, all relating to the definition and regulation of the business of banking.

Bill read first time, and referred to Committee on Banking.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT—Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 320—An act to amend section 4270 of the Political Code, relating to salaries, fees and compensation of officers of counties of the forty-first class;

Also, Senate Bill No. 16—An act to amend section 4271 of the Political Code, relating to salaries of county and township officers and their deputies in counties of the forty-second class, and fixing the mileage and per diem of grand and trial jurors in such counties;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 320—An act to amend section 4270 of the Political Code, relating to salaries, fees and compensation of officers of counties of the forty-first class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 320 passed by the following vote:

AYES—Senators Allen, Boggs, Bright, Canepa, Carr, F. M. Chamberlain, Dawson, Eden, Flaherty, Gedsil, Hart, Inman, Johnson, Jones, Lynn, McDonald, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, Slater, and Yenkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 105—An act to amend section 19 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Also, Senate Bill No. 79—An act to [illegible] and [illegible] [illegible] all [illegible] in Surprise Valley Irrigation District;

Also, Senate Bill No. 243—An act to add a new section to the Civil Code to be numbered 206½, relating to the duties of the parents of married men and the parents of wives of such men while such men are in the active military or naval service of the United States in time of war;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED)

Senate Bill No. 105—An act to amend section 19 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

On motion of Senator Otis, Senate Bill No. 105 was passed on file.

Senate Bill No. 243—An act to add a new section to the Civil Code, to be numbered 206½, relating to the duties of the parents of married men and the parents or wives of such men, while such men are in the active military or naval service of the United States in time of war.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 243 refused passage by the following vote:

AYES—Senators Arbuckle, Bressl, Carr, W. J., Dennett, Ingram, Inman, Johnson, Jones, Osborne, Otis, and Scott—11.

NOES—Senators Allen, Barnett, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Godsil, Hatt, Irwin, Lyon, McDonald, Nelson, Rigdon, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—22.

NOTICE OF MOTION TO RECONSIDER.

Senator Duncan gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 243 was refused passage.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until twelve o'clock and thirty-five minutes p.m.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class;

Also: Senate Bill No. 158—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of grand and trial jurors in such counties;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

REPORTS OF STANDING COMMITTEES—OUT OF ORDER.

The following reports of standing committees were received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 462—An act to amend section 1158 of the Civil Code, relating to instruments that may be recorded—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass, as amended.

Committee membership—17; committee vote: Ayes—10; Absent—7.

JONES, Chairman.

Senate Bill No. 462 ordered on file for second reading.

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 528—An act to add a new chapter to title IX of part III

of the Political Code, to be numbered chapter IX thereof, entitled [illegible] 3850 to 3855, both inclusive, providing for the levy and collection of [illegible] pursuant to the provisions of section 12 of article XIII of the State constitution, as adopted November 2, 1920—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee membership—13; committee vote: Ayes—8; absent—5.

KING, Chairman.

Senate Bill No. 528 ordered on file for second reading.

ON MANUFACTURES.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Committee on Manufactures, to which was referred Senate Bill No. 493—An act establishing and standardizing the weight of loaves of bread and regulating the sale thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—5; committee vote: Ayes—3; absent—2.

GODSIL, Chairman.

Senate Bill No. 493 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 913—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the eighth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—9; absent—2.

DUNCAN, Chairman.

Assembly Bill No. 913 ordered on file for second reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—[OUT OF ORDER].

The following bill was introduced, out of the regular order:

By Senator Yonkin: Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article II thereof a new section to be numbered 7, relative to suffrage.

Amendment referred to Committee on Constitutional Amendments.

RECESS.

At twelve o'clock and thirty-five minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

MOTION.

At two o'clock and five minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following named persons appeared before the Committee of the Whole:

Dr. J. P. Iverson, chief State of California Animal Industry, Sacramento.
R. N. Wilson, secretary Agricultural Legislative Committee.
Dr. J. A. Reily, superintendent of Southern California State Hospital.
Dr. R. L. Richards, superintendent Mendocino State Hospital, Ukiah.
Mr. T. Boyd, member of board of managers of Mendocino State Hospital, Ukiah.
Mr. B. T. Lancaster, member of board of managers of Mendocino State Hospital, Ukiah.
Mr. N. S. Buige, member of board of managers of Mendocino State Hospital, Ukiah.
Mr. H. J. McCurry, member of board of managers of Napa State Hospital.
Dr. A. C. Matthews, member of board of managers of Napa State Hospital.

COMMITTEE OF THE WHOLE RISES.

At five o'clock p.m., Senator Breed moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Wednesday, March 16, 1921.

Motion carried.

IN SENATE.

Hon. C. C. Young, President of the Senate, in the chair.
Assistant Secretary G. Melvin Warren at the desk.

ADJOURNMENT.

At five o'clock and five minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Wednesday, March 16, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—39.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Tuesday, March 15, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. E. C. Travis, Oakland.

PETITIONS.

The following petitions were presented and ordered printed in the Journal:

By Senator Rush:

We, the undersigned, residents of California, believing in the principles of American liberty and the entire separation of church and state, do hereby protest against the passage by the California Legislature of Senate Bill No. 713 and Assembly Bill No. 501, entitled "An act to provide for the more general observance of Sunday as a day of rest," or any other such measure.

MRS. J. E. STOUT, Martinez.
And 720 others.

By Senator King: A petition of similar nature, signed by Cyrus White, Redlands, and 912 others.

By Senator Inman: A petition of similar nature, signed by Mrs. E. J. Smith, Sacramento, and 736 others.

By Senator Carr, F. M.: A petition of similar nature, signed by E. R. Watt, Oakland, and 1442 others.

By Senator Scott: A petition of similar nature, signed by Henry Peterson, San Francisco, and 6361 others.

By Senator Lyon: A petition of similar nature, signed by Mrs. O. V. Dickson, Venice, and 3652 others.

By Senator Rominger: A petition of similar nature, signed by Miss Inez Spoor, Long Beach, and 1218 others.

By Senator Carr, W. J.: A petition of similar nature, signed by H. Roberson, Glendale, and 1688 others.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: I am directed to inform your Honorable body that the Assembly on this day passed the following:

Assembly Bill No. 53—An act to amend section 103 of the Code of Civil Procedure, relating to salaries of city justices.

Also: Assembly Bill No. 55—An act to amend section 1032 of the Code of Civil Procedure, said amendment relating to clerks of justices' courts in cities or towns of the second and one-half, second and three-fourths and third classes, and appointments, salaries and duties of same.

Also: Assembly Bill No. 68—An act to amend section 411 of the Code of Civil Procedure, relating to service of summons.

Also: Assembly Bill No. 89—An act to amend section 542a of the Code of Civil Procedure, relating to attachment liens.

Also: Assembly Bill No. 97—An act to amend section 416 of the Code of Civil Procedure, relating to the time and manner of acquiring jurisdiction by the court in civil actions and proceedings.

Also: Assembly Bill No. 121—An act to legalize bonds heretofore issued and sold, or to be issued and sold, by municipalities where authority for such issuance has already been given by a vote of not less than two-thirds of the electors of such municipality voting upon the question of incurring such indebtedness.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bills Nos. 53, 55, 68, 89, and 97, read first time, and referred to Committee on Judiciary.

Assembly Bill No. 121 read first time, and referred to Committee on Municipal Corporations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Assembly Bill No. 169—An act to provide for determining, defining and establishing the location of the boundary lines of cities, towns, counties, or cities and counties, where the same are indefinite or uncertain or have been obliterated;

Also: Assembly Bill No. 243—An act to amend section 1310 of the Civil Code, relating to devisees or legatees;

Also: Assembly Bill No. 335—An act to amend section 1741 of the Political Code, relating to powers and duties of high school boards;

Also: Assembly Bill No. 540—An act providing for the creation of revolving funds in the counties of the State;

Also: Assembly Bill No. 765—An act to amend sections 1328 and 1329 of the Code of Civil Procedure, relating to contests of wills;

Also: Assembly Bill No. 776—An act to amend section 4245 of the Political Code, relating to compensation of officers in counties of the sixteenth class.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bills Nos. 169, 243 and 765 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 335 read first time, and referred to Committee on Education.

Assembly Bills Nos. 540 and 776 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Assembly Bill No. 806—An act to add a section to the Political Code, to be numbered 4085*a*, relating to funds and appropriations;

Also: Assembly Bill No. 912—An act providing for probation officers in counties of the eighth class and fixing their salaries;

Also: Assembly Bill No. 980—An act to amend section 1 of an act entitled "An act authorizing the investment and reinvestment and disposition of any surplus moneys in the treasury of any county, city and county or incorporated city or town," approved April 23, 1913;

Also: Assembly Bill No. 1280—An act to add to the Code of Civil Procedure a new section to be numbered 1577*a*, relating to probate proceedings upon petition for leave to borrow money upon unsecured notes.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bills Nos. 806, 912 and 980 read first time, and referred to Committee on County Government.

Assembly Bill No. 1280 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 14 adopted Assembly Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to section 1½ of the

constitution of the State of California, relating to exemption from taxation of veterans of the Army, Navy or Marine Corps and Revenue Marine Service of the United States in time of war.

JEROME B. KAVANAUGH, Chief Clerk.
By L. E. EUSTICE, Assistant Clerk.

Amendment referred to Committee on Constitutional Amendments.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ELECTIONS.

SENATE CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: Your Committee on Elections, to which was referred Senate Bill No. 133—An act providing for publicity of contributions and expenditures made for the purpose of influencing electors for or against any proposition to be voted upon throughout the State and providing penalties for violation of the provisions hereof—has had the same under consideration, and respectfully reports the same back and recommends that it do pass.

Committee membership—11; committee vote—Ayes—7; absent—4.

SLATER, Chairman.

Senate Bill No. 133 ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 245—An act to amend section 12028 of the Penal Code, relative to delivery of convicted persons at the State's prisons—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 472—An act to amend sections 2 and 3 of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons affected with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended.

Also: Senate Bill No. 501—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California to the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State Home for United States Soldiers, Sailors and Marines, and to provide for the government thereof by the State," approved March 11, 1897, as amended.

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved, That the following named persons be and they are hereby appointed to the respective positions hereinafter set forth as provided by law, with the compensation set opposite their names, payable weekly, and the Controller is hereby directed to draw his warrants for the said respective amounts, and the Treasurer is directed to pay the same:

Mrs. Marvin Russell, Assistant Engrossing and Enrolling Clerk ..... at $5.00 per day
Myrtle Owen, Stenographer ..... at 5.00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Caminetti, Carr, E. M., Chamberlain, Crowley, Duncan, Eden, Gedsill, Harris, Hart, Inman, Johnson, King, Lyon, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—27.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senator Carr, W. J.: Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article XIII thereof a new section, to be numbered 12½, relative to revenue and taxation.

Amendment referred to Committee on Constitutional Amendments.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 12—An act to add a new section to the Penal Code, to be numbered 337*b*, prohibiting contracts for sale or purchase of agricultural products on futures, and prescribing penalties for violation of the provisions hereof.

On motion of Senator Inman, Senate Bill No. 12 was passed on file.

Senate Bill No. 937—An act to recognize and declare valid all proceedings in Grenada Irrigation District.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 267—An act to amend section 626 of the Penal Code, relating to the protection of game, approved April 11, 1919.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, lines 11 and 12, of the printed bill, strike out the words "first day of February and the fourteenth day of November", and insert in lieu thereof the following: "fifteenth day of January and the thirty-first day of October".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 22, of the printed bill, strike out the following: "October and the first day", and insert in lieu thereof the following: "November and the thirty-first day".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 119—An act to restrict the running of dogs at large; to protect live stock from depredations of dogs; to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this act a misdemeanor and providing penalties therefor, and providing for the collection of damages by owners of live stock injured by dogs.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 4, of the printed bill, after the word "ordinance" insert the following: "or in any district where measures have been adopted by the State, county or city for the control of rabies".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 231—An act to prevent the propagation of noxious weeds.

AMENDMENTS FROM THE FLOOR.

During second reading of the bill the following amendments were offered and their adoption moved by Senator Boggs:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, line 26, after the period insert the following paragraph:

"Sec. 7. Any person, firm or corporation who shall violate any provision of this act shall be guilty of a misdemeanor."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, line 27, strike out the figure "7" and insert in lieu thereof the figure "8".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 273—An act to regulate the manufacture, sale, and use of economic poisons; to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement, and creating the Division of Chemistry Fund.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 689—An act to amend section 92 of the Civil Code and to add three new sections to said code, to be numbered 108, 109, and 110, relating to divorce.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, between lines 18 and 19, of the printed bill, insert the following:

"Sec. 3. A new section is hereby added to the Civil Code to be numbered one hundred nine to read as follows:"

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 2, of the printed bill, after the period add the following: "The summons in said action must be served upon the defendant in person and a copy thereof served upon the superintendent of the institution in which the defendant is confined, upon the district attorney of the county in which the said institution is

situated, and upon the district attorney of the county in which the action is instituted, any of whom may appear and defend for and on behalf of said defendant."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 3, of the printed bill, after the word "attorney" insert the words "of the county in which the action is tried".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 5, of printed bill, strike out "3" and insert "4".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 462—An act to amend section 1158 of the Civil Code, relating to instruments that may be recorded.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 6 of the printed bill strike out the letter "s" in the word "corporations".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 6 of the printed bill after the word "to" insert the word "a".

Amendment adopted.

AMENDMENT NUMBER THREE.

In line 6 of the printed bill after the word "corporations" insert the following: "or governmental agency".

Amendment adopted.

AMENDMENT NUMBER FOUR.

In line 6 of the printed bill after the comma following the word "estate" insert the following: "or any interest therein,".

Amendment adopted.

AMENDMENT NUMBER FIVE.

In line 8 of the printed bill strike out the period after the word "grantee" and insert a comma, and add the following: "evidenced by its resolution of acceptance attached to such deed or grant".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 528—An act to add a new chapter to title IX of part III of the Political Code, to be numbered chapter IX thereof, embracing sections 3839 to 3855, both inclusive, providing for the levy and collection of poll taxes pursuant to the provisions of section 12 of article XIII of the State constitution as adopted November 2, 1920.

COMMITTEE AMENDMENTS

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, strike out the word "Article", and insert in lieu thereof the following: "Chapter".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, strike out the dotted line, and in lieu thereof insert the following: "ten"

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 2, of the printed bill, strike out the dotted line, and in lieu thereof insert the following: "seven".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 3, line 22, of the printed bill, commencing with the word "Each", strike out all down to and including the period after the word "district" in line 24.

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 3, line 35, of the printed bill, strike out the line between the words "of" and "cents", and in lieu thereof insert the following: "ten".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 3, line 51, of the printed bill, commencing with the comma after the word "clerks", strike out all down to and including the word "capacity" in line 2 on page 4.

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 5, line 46, of the printed bill, commencing with the word "from", strike out all down to and including the word "printing" in line 47.

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 5, line 47, of the printed bill, strike out the dotted line and the word "dollars", and in lieu thereof insert the following: "ten dollar".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 6, line 4, of the printed bill, strike out the dotted line, and in lieu thereof insert the following: "fifteen".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 6, line 19, of the printed bill, strike out the dotted line, and in lieu thereof insert the following: "ten".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 6, line 24, of the printed bill, strike out the dotted line, and in lieu thereof insert the following: "fifteen".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 6, line 45, of the printed bill, strike out the dotted line, and in lieu thereof insert the following: "one".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 6, line 48, of the printed bill, strike out the dotted line, and in lieu thereof insert the following: "one".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 6, line 50, of the printed bill, strike out the period after the word "year", and in lieu thereof insert the following: "; *provided, however*, that in the event the number of such aliens in any county, or city and county, shall exceed five thousand, but one additional field deputy for each two thousand of such number in excess of five thousand shall be appointed."

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 7, line 16, of the printed bill, strike out " - . thousand", and in lieu thereof insert the following: "five hundred".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 7, line 17, of the printed bill, strike out the line between the words "exceed" and "days", and in lieu thereof insert the following: "thirty".

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 7, line 25, of the printed bill, strike out the word "five", and in lieu thereof insert the following: "six".

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 7, line 36, of the printed bill, strike out the word "fifteen", and insert in lieu thereof the following: "twelve".

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 7, line 48, of the printed bill, strike out the word "fifteen", and in lieu thereof insert the following: "twelve".

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 10, line 15, of the printed bill, strike out the dotted line, and in lieu thereof insert the following: "fifteen".

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 10, line 34, of the printed bill, strike out the dotted line, and in lieu thereof insert the following: "ten".

Amendment adopted.

AMENDMENT NUMBER TWENTY-TWO.

On page 10, line 39, of the printed bill, strike out the dotted line, and in lieu thereof insert the following: "fifteen".

Amendment adopted.

AMENDMENT NUMBER TWENTY-THREE.

On page 10, line 42, of the printed bill, strike out the dotted line, and in lieu thereof insert the following: "fifteen".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FOUR.

On page 11, line 12, of the printed bill, after the word "prepared", insert the following: "by the Attorney General".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FIVE.

On page 11, line 13, of the printed bill, commencing with the word "and", strike out all down to and including the word "[illegible]" on line 17, and in lieu thereof insert the following: "At the election of the proper county officer or officers authorized to procure the same, such forms may be printed by the Superintendent of State Printing upon the written order of such officer or officers, and in that event shall be sold and delivered to such counties for cost, plus the expense of delivery. All bills for printing such forms".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SIX.

On page 11 of the printed bill strike out all of lines 39 to 51, both inclusive.

Amendment adopted.

AMENDMENT NUMBER TWENTY-SEVEN.

On page 12, line 10, of the printed bill, insert the following:

"3856. In the event it shall be determined by the final judgment of any court of competent jurisdiction that any tax, penalty, or interest [illegible] under the provisions of this chapter was wrongfully [illegible] and that the person from whom such tax, penalty, or interest was [illegible] is entitled to receive restitution of the amount thereof, such judgment shall direct that such restitution be made from the school fund of the county into which such tax, penalty, or interest was paid. Upon receipt of a certified copy of such judgment it shall be the duty of the [illegible] to draw his warrant upon such fund for the amount thereof, and the treasurer shall pay the same. No public officer shall be held personally liable for the proper performance of any official duty imposed upon him by the provisions of this chapter".

Amendment adopted.

AMENDMENT NUMBER TWENTY-EIGHT.

On page 1, of the printed bill, in line 4 of the title, strike out the word "fifty-five", and in lieu thereof insert the following: "fifty-six".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 493—An act establishing and standardizing the weight of loaves of bread and regulating the sale thereof.

Bill read second time, ordered engrossed, and on file for third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 22—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts.

On motion of Senator Rominger, Senate Bill No. 22 was passed on file.

Senate Bill No. 47—An act to amend section 4312 of the Political Code, relating to public officers.

On motion of Senator Rominger, Senate Bill No. 47 was passed on file.

Senate Bill No. 472—An act to amend an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended, by amending section 3 of said act by providing ———

Bill read third time previously.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Chamberlin moved to refer Senate Bill No. 472, as amended in Senate March 7, 1921, to Senator Rominger, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the word "two" and insert in lieu thereof the word "three".

AMENDMENT NUMBER TWO.

On pages 1 and 2 of the printed bill, as amended in Senate March 7, 1921, strike out lines 11 to 17 inclusive, and lines 1 to 20 inclusive, respectively.

MOTION TO RE-REFER SENATE BILL AND PROPOSED AMENDMENTS.

Senator Breed moved to re-refer Senate Bill No. 472, together with Senator Chamberlin's motion to refer Senate Bill No. 472 to a Special Committee of One to amend, to the Committee on Finance.

Motion carried.

RE-REFERENCE OF SENATE BILL.

Senate Bill No. 472, together with Senator Chamberlin's proposed amendments, re-referred to the Committee on Finance.

Senate Bill No. 682—An act authorizing the State Board of Control to fix the price, terms and conditions of sale of abandoned river channels of the San Joaquin lying in the county of San Joaquin, State of California.

Bill read third time previously.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Boggs moved to refer Senate Bill No. 682 to Senator Chamberlin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of amended bill, in line 1 of the title, commencing with the word "authorizing", strike out all down to and including the word "abandoned" in line 2 of the title, and in lieu thereof insert the following: "to provide for the sale and conveyance of certain lands within the abandoned".

AMENDMENT NUMBER TWO.

On page 1, line 1, of amended bill, commencing with the words "of California," strike out all down to and including the word "abandoned" in line 4, and in lieu thereof insert the following: "Board of Control is hereby authorized and empowered to sell and dispose of, upon such conditions as to price and terms of sale as a majority of its members may deem to be most advantageous to the State, those certain lots, pieces and parcels of land within the abandoned."

AMENDMENT NUMBER THREE.

On page 1 of amended bill, strike out all of lines 8 to 15, both inclusive.

AMENDMENT NUMBER FOUR.

On page 2 of amended bill, after line 11 add the following:

Sec. 2. The city of Stockton and the remaining owners of lands abutting upon said parcels shall be preferred purchasers in a period of sixty days following the date upon which the Board of Control shall give notice of publication in one of those news papers of general circulation published in said [illegible] that it has determined the prices, and conditions of sale of said parcels such publication to be made for not less than five consecutive days. The center line of the abandoned [illegible] shall, in each case, constitute the boundary line between the [illegible] of parcels [illegible] upon opposite sides thereof. In the event any of said parcels [illegible] at the end of said sixty day period, the Board of Control shall thereupon proceed to offer the same for sale, and to sell the same, after giving notice of such sale, at public auction, to the highest bidder, for cash, in the manner prescribed by section 1274 of the Code of Civil Procedure; *provided*, that no bid which is less than the sum determined by the Board of Control to be the value of the tract for which it is offered shall be accepted. The Governor is hereby authorized to execute in behalf of the State such deeds or other conveyances as may be necessary to pass title to the purchasers of such tracts, and, upon notice from the Board of Control that full payment of the purchase price has been made, to deliver such deeds or other conveyances to the persons entitled thereto.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 682, with instructions to amend, respectfully reports the same back amended as per instructions.

CHAMBERLIN, Special Committee.

Report read, and on motion of Senator Boggs, adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 501.—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California, to the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State Home for United States Soldiers, Sailors and Marines, and to provide for the government thereof by the State," approved March 11, 1897, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 501 passed by the following vote:

AYES.—Senators Allen, Arbuckle, Boggs, Breed, Campa, Carr, F. M., Carr, W. J., Chamberlin, Duncan, Eden, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—29.

NOES.—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

On motion of Senator Chamberlin, Senate Bill No. 524 was passed on file.

Senate Bill No. 160—An act to amend section 4271 of the Political Code, relating to salaries of county and township officers and their deputies in counties of the forty-second class, and fixing the mileage and per diem of grand and trial jurors in such counties.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Purkitt moved to refer Senate Bill No. 160 to Senator Osborne, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 4 of the printed bill, between lines 9 and 10, insert the following:

"19. There is created for counties of the forty-second class a county librarian, who shall be appointed by the board of supervisors for a term of four years and shall receive a salary of one thousand eight hundred dollars per annum, to be paid at the time and in the manner as other county officers."

AMENDMENT NUMBER TWO.

On page 4, line 10, of the printed bill, strike out the figures "19", and insert in lieu thereof the figures "20".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 160, with instructions to amend, respectfully reports the same back, amended as per instructions.

OSBORNE, Special Committee.

Report read, and on motion of Senator Purkitt, adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 424—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 424 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MOTION.

Senator Inman moved that the Senate discontinue forthwith the employment of special reporters to record the proceedings on the budget.

Motion seconded by Senator Slater.

MOTION TO CONTINUE CONSIDERATION OF MOTION

On motion of Senator Inman, the motion to consider the matter of discontinuing the employment of special reporters to record the budget proceedings was continued until the conclusion of the special order heretofore set for this hour.

PRESIDENT PRO TEMPORE BREED IN THE CHAIR.

At eleven o'clock a.m., Hon. A. H. Breed, President pro tempore of the Senate, in the chair.

CONSIDERATION OF SPECIAL ORDER—ELEVEN O'CLOCK A.M.

The hour having arrived for the consideration of Senate Bill No. 224, heretofore set as a special order for eleven o'clock a.m., the same was taken up.

Senate Bill No. 224—An act to amend section 949 of the Code of Civil Procedure, relative to stay of proceedings upon filing and undertaking in case of an appeal.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 224 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Clay, W. J., Dennett, Duncan, Eden, Harris, Ingram, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Sharkey, Shearer, Slater and Yonkers—22.

NOES—Senators Allen, Anderson, Campa, Carr, F. M., Chamberlin, Crowley, Godsil, Hart, Inman, Irwin, Lyon, Parker, and Scott—12.

Title read and approved.

Bill ordered transmitted to the Assembly.

RE-REFERENCE OF SENATE BILL.

Senator Rigdon asked for and was granted unanimous consent to have Senate Bill No. 273 re-referred to Committee on Agriculture.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Duncan moved to reconsider the vote whereby Senate Bill No. 243 was refused passage.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Duncan, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 243 was refused passage was continued until the next legislative day.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class.

On motion of Senator Otis, Senate Bill No. 751 was passed on file.

Senate Bill No. 158—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their

deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of grand and trial jurors in such counties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 158 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Parkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 105—An act to amend section 19c of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

On motion of Senator Otis, Senate Bill No. 105 was passed on file.

Senate Bill No. 59—An act to recognize and declare valid all proceedings in Surprise Valley Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 59 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Parkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 245—An act to amend section 1202*a* of the Penal Code, relative to delivery of convicted persons at the State's prisons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 245 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin,

Johnson, Jones, King, Lyon, Nelson, Osborn, Otis, Parker, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater and Young—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 935—An act to add a new section to the Political Code, to be numbered 4041*l*, providing for homes and meeting places for veterans and associations of veterans.

On motion of Senator Irwin, Senate Bill No. 935 was passed on file.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 133—An act to add a new section to the Political Code, to be numbered 3202, relating to copyrights.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 5 of the printed bill, after the word "secretary" insert the word "legislative".

Amendment adopted.

AMENDMENT NUMBER TWO.

In lines 6 and 7 of the printed bill, strike out the following "certified to by any officer authorized to take acknowledgments".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 913—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

Bill read second time, ordered on file for third reading.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—OUT OF ORDER.

The following bill was introduced, out of the regular order:

By Senator Chamberlin, Senate Joint Resolution No. 18—Relative to the extension by Congress of the franking privilege.

Resolution referred to Committee on Federal Relations.

REPORTS OF STANDING COMMITTEES—OUT OF ORDER.

The following reports of standing committees were received and read, out of the regular order:

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 459—An act to amend section 10 of an act entitled "Improvement Act of 1911."

Also: Senate Bill No. 371—An act defining and permanently establishing the exterior boundaries of the city of Newport Beach.

Also: Senate Bill No. 372—An act providing for and authorizing the city of Fullerton and Orangethorpe School District to ascertain the amount of and adjust the

taxes lost to Orangethorpe School District by the inclusion of certain territory within the exterior boundaries of the city of Fullerton;

Also: Senate Bill No. 463—An act to amend section 9 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended, relating to the relative priority of special assessment liens;

Also: Senate Bill No. 533—An act to amend section 5 of an act entitled "An act to provide a system of street improvement bonds to represent certain assessments for the cost of street work and improvements within municipalities, and also for the payment of such bonds," approved February 27, 1893, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure;

Also: Senate Bill No. 249—An act to amend section 1 of an act entitled "An act to provide for laying out, opening, extending, widening, straightening, or closing up in whole or in part any street, square, lane, alley, court or place within municipalities, and to condemn and acquire any and all land and property necessary or convenient for that purpose," approved March 6, 1889, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—9; committee vote: Ayes—6; absent—3. Same action taken on all bills.

CARR, F. M., Chairman.

Senate Bills Nos. 459, 371, 372, 463, 533 and 249 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 174—An act to provide for the establishment and maintenance of municipal hospitals within cities of the sixth class;

Also: Senate Bill No. 667—An act to amend section 12¼ of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—6; absent—3. Same vote on both bills.

CARR, F. M., Chairman.

Senate Bills Nos. 174 and 667 ordered on file for second reading.

ON ROADS AND HIGHWAYS.

SENATE CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Senate Bill No. 660—An act to regulate and license the business of automobile and auto truck transportation in the State of California and providing penalties for the violation of the provision thereof;

Also: Senate Bill No. 732—An act to amend section 7 of an act known as the "Vehicle Act," approved May 10, 1915, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they be re-referred to Committee on Revenue and Taxation, without recommendation.

Committee membership—15; committee vote: Ayes—10; absent—5. Vote same on both bills.

JOHNSON, Chairman.

Senate Bills Nos. 660 and 732 re-referred to Committee on Revenue and Taxation.

Also:

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Senate Bill No. 329—An act requiring that all motor vehicles owned by the State of California or any board, commission or department thereof, or by any city, county, or city and county, or the State of California, or any of the officers thereof in the discharge of official duties, be suitably marked with the name of the department, county, or city and county, by which the same is used and providing penalties for the failure to thus mark such vehicles—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—10; absent—5.

JOHNSON, Chairman.

Senate Bill No. 329 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Senate Bill No. 661, An act declaring the improved county road extending from Rio Vista to Lodi to be a State highway, has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—10, absent—5.

JOHNSON, Chairman.

Senate Bill No. 661 ordered on file for second reading.

ON HOSPITALS AND ASYLUMS.

SENATE CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: Your Committee on Hospitals and Asylums, to which was referred Senate Bill No. 391, An act appropriating money for the housing and training of patients at the Southern California State Hospital;

Also, Senate Bill No. 585, An act appropriating money for the erection of a receiving building and for the equipment and service in connection therein for Mendocino State Hospital;

Also, Senate Bill No. 586, An act appropriating money to purchase additional land for the Mendocino State Hospital and to improve the same;

Also, Senate Bill No. 336, An act appropriating money for the erection of a school room and assembly building at the Sonoma State Home;

Also, Senate Bill No. 337, An act appropriating money for repairs, improvements and equipment for Sonoma State Home;

Has had the same under consideration, and respectfully reports the same back and recommends that they be re-referred to Committee on Finance.

Committee membership, 9; committee vote, Ayes—9.

McDONALD, Chairman.

Senate Bills Nos. 391, 585, 586, 336 and 337 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Hospitals and Asylums, to which was referred Senate Bill No. 640, An act to add a new section to the Penal Code, to be numbered section 1374, relating to the payment of the expenses of examination, commitment and maintenance in state hospitals of persons charged with crime;

Also, Senate Bill No. 915, An act relating to certain funds in the custody or control of the boards of managers of State hospitals and providing for the allotment and apportionment thereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—9.

McDONALD, Chairman.

Senate Bills Nos. 640 and 915 ordered on file for second reading

Also:

MR. PRESIDENT: Your Committee on Hospitals and Asylums, to which was referred Senate Bill No. 378, An act appropriating money for use as a revolving fund in the management of the Napa State Farm;

Also, Senate Bill No. 379, An act appropriating money for general improvements on the property of the State situated in Napa County and known as the Napa State Farm;

Also, Senate Bill No. 380, An act appropriating money for a cottage and equipment for patients at the Napa State Hospital;

Also, Senate Bill No. 421, An act appropriating money for repairs, improvements and equipment for the Stockton State Hospital;

Also, Senate Bill No. 422, An act appropriating money for the erection and equipment of a receiving and psychopathic building at the Stockton State Hospital;

Also, Senate Bill No. 28, An act to establish a State hospital for the care, custody and maintenance of inebriates and drug habitues within the State of California, to be known as the California State Hospital for Inebriates and Drug Habitues, and to provide for the government and management thereof, and making an appropriation therefor;

Has had the same under consideration, and respectfully reports the same back, and recommends that they be re-referred to Committee on Finance.

Committee vote: Ayes—9.

McDONALD, Chairman.

Senate Bills Nos. 378, 379, 380, 421, 422 and 28 re-referred to Committee on Finance.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 123, entitled—An act amending section 537*b* of the Penal Code, by extending said section to the protection of garage-keepers and persons letting automobiles for hire, and by making it a misdemeanor to tamper with the speed or distance registering device of an automobile with intent to defraud;

Also: Senate Bill No. 103, entitled—An act to amend section 1098 of the Penal Code, relating to the trials of defendants who are jointly charged with crime;

Also: Senate Bill No. 124, entitled—An act to amend section 270 of the Penal Code, relative to neglecting to furnish necessaries for minor child:

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—17; committee vote: Ayes—10; absent—7. Same vote on all bills.

JONES, Chairman.

Senate Bills Nos. 123, 103 and 124 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 100, entitled—An act to add four new sections to the Penal Code, to be numbered 337*b*, 337*c*, 337*d*, and 337*e*, relating to the bribery of participants in baseball games;

Also: Senate Bill No. 678, entitled—An act to amend section 1274*a* of the Code of Civil Procedure, relating to unclaimed property and the escheat thereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—10; absent—7.

JONES, Chairman.

Senate Bills Nos. 100 and 678 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 23, entitled—An act to amend section 1763½ of the Code of Civil Procedure, relating to the distribution of estates of deceased persons where a portion of the estate consists of money, and the distributee can not or will not receive distribution thereof personally;

Committee vote: Ayes—10; absent—7;

Also: Assembly Bill No. 1280, entitled—An act to add to the Code of Civil Procedure a new section to be numbered 1577*a*, relating to probate proceedings upon petition for leave to borrow money upon unsecured notes;

Committee vote: Ayes—8; absent—9;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JONES, Chairman.

Assembly Bills Nos. 23 and 1280 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 87—An act to amend sections 1768, 1770, 1777, 1778, 1788, 1789, and 1791 of the Code of Civil Procedure, and to repeal sections 1781, 1782, 1783, 1784, 1785, 1786, 1787 and 1790 of the Code of Civil Procedure, all relating to the sale by a guardian of real property belonging to the estate of his ward, and the disposition of the proceeds of the sale—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—8; absent—9.

JONES, Chairman.

Assembly Bill No. 87 ordered on file for second reading.

MOTION TO CONTINUE MOTION.

On motion of Senator Inman, the further consideration of his motion for discontinuance of employment of special reporters was continued until two o'clock p.m. today.

REQUEST FOR USE OF SENATE CHAMBER GRANTED

Senator King asked for and was granted unanimous consent for use of the Senate Chamber on Wednesday evening, March 23, 1921, at eight o'clock for a joint meeting of the Assembly and Senate Committees on Revenue and Taxation.

RECESS

At twelve o'clock m., on motion of Senator Carr, W. J., the President pro tempore declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 22—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Rominger moved to refer Senate Bill No. 22 to Senator Carr, W. J., as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended in the Senate March 10, 1921, strike out after the word "class" strike out the words "three shall" also strike out lines 14 to 16 inclusive, and insert in lieu thereof the following: "several sessions of the courts may be held at such times and places as the judge or judges thereof shall prescribe: *and provided, further*, that all necessary expenses incurred with the holding of the court in cities other than the county seat shall be paid by the county."

AMENDMENT NUMBER TWO.

On page 2 of the printed bill as amended in the Senate March 10, 1921, strike out everything after the word "Class" in line 12, and the strike out lines 14 to 14 inclusive, and insert in lieu thereof the following: "several sessions of the courts may be held at such times and places as the judge or judges thereof shall prescribe: *and provided, further*, that all necessary expenses incurred with the holding of the court in cities other than the county seat shall be paid by the county."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 22, with instructions to amend, respectfully reports the same back, amended as per instructions.

CARR, W. J., Special Committee.

Report read, and on motion of Senator Rominger, adopted.

Bill ordered to print, and re-engrossment.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Breed, Senate Bill No. 544 was ordered withdrawn from Committee on Governmental Efficiency and re-referred to the Committee on Education.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Assembly Bill No. 452—An act to amend section 1665 of the Political Code, relating to the subjects in which instruction shall be provided in the elementary schools of the State;

Also: Assembly Bill No. 801—An act to amend sections 12 and 26 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of way within municipalities, and providing for the improvement thereof in cases where any damage to private property would result from such improvement and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby and to provide a system of local improvement bonds to represent the assessments, for the costs, damages, and expenses of such improvement, and for the payment and effect for such bonds," approved June 16, 1913, as amended;

Also: Assembly Bill No. 816—An act to add a new section to the Political Code to be numbered 4041f, relating to appropriations and expenditures by counties for the prevention of floods;

Also: Assembly Bill No. 836—An act to add a new section to the Political Code to be numbered 1534, relating to the government of private foreign language schools.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 452 and 836 read first time, and referred to Committee on Education.

Assembly Bill No. 801 read first time, and referred to Committee on Municipal Corporations.

Assembly Bill No. 816 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

MOTION TO WITHDRAW MOTION.

Senator Inman asked for and was granted unanimous consent to withdraw his motion providing for the discontinuance of the special reporters' services in Senate hearings on the budget.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Inman:

Resolved, That the Secretary of the Senate be and is hereby authorized and directed to employ such shorthand reporters and assistants as may be deemed necessary for the purpose of reporting and transcribing the testimony in the matter of the hearings now before the Senate on the budget, in a sum not exceeding thirty-five ($35) dollars per day, and the State Controller is hereby authorized to draw his warrant in favor of the Secretary in such sum as may be necessary to pay for such reportorial services.

Resolution read.

Senator Inman moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Godsil, Harris, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Sharkey, and Slater—22.

NOES—None.

At two o'clock and five minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following named persons appeared before the Committee of the Whole:

Dr. Leonard Stocking, medical superintendent Agnews State Hospital, Agnews, Cal.
Dr. A. C. Mattoon, superintendent Agnews State Hospital, Agnews, Cal.
Mr. Owen Matthews, business manager Napa State Hospital, Napa.
Dr. Fred P. Clark, medical superintendent Stockton State Hospital, Stockton.
Dr. C. F. Applegate, superintendent Norwalk State Hospital, Norwalk.
Mr. W. S. Jones, manager Norwalk State Hospital.

COMMITTEE OF THE WHOLE RISES.

At five o'clock and ten minutes p.m., Senator Breed moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Thursday, March 17, 1921.

Motion carried.

IN SENATE.

Hon. C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

MOTION.

Senator Duncan moved that the Committee of the Whole do not sit on Saturdays during the Senate budget hearings.

MOTION TO AMEND.

Senator McDonald moved to amend Senator Duncan's motion by striking out the word "not."

MOTION TO SUBSTITUTE.

Senator King moved as a substitute for the motion to amend by Senator McDonald, that the Senate hearings on the budget continue on Saturday afternoons until said hearings be completed.

Motion for substitute amendment carried.

The question being on Senator Duncan's motion as amended by Senator King's motion to substitute.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Duncan, Carr, W. J., and McDonald on Senator Duncan's motion, as amended by substitute.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Inman moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rush, Scott, Sharkey, Slater, and Yonkin—29.

The Secretary announced the absentees.

Time, five o'clock and twenty minutes p.m.

The President of the Senate directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

RE-REFERENCE OF SENATE BILL.

Senator Breed asked for and was granted unanimous consent to have Senate Bill No. 545 withdrawn from Committee on Governmental Efficiency and re-referred to Committee on Finance.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON CONSERVATION.

SENATE CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 465—An act authorizing the Regents of the University of California to sell and convey certain land situate in Butte County, known as the Chico Forestry Station and directing that the proceeds of such sale shall become the property of the Regents of the University of California—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—7; committee vote: Ayes—6; absent—1.

PURKITT, Chairman.

Senate Bill No. 465 ordered on file for second reading.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At five o'clock and thirty minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Inman.

The Secretary was directed to call the roll, on the motion of Senator Duncan, as amended by Senator King's motion to substitute, of the Senators who had not answered to their names.

The roll was called, and the motion lost, by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, W. J., Dennett, Eden, Inman, Johnson, King, McDonald, Nelson, Osborne, Rigdon, and Slater—14.

NOES—Senators Anderson, Breed, Burnett, Canepa, Crowley, Duncan, Flaherty, Godsil, Hart, Ingram, Irwin, Jones, Otis, Parkitt, Rush, Scott, Sharkey, and Yonkin—18.

REQUEST FOR USE OF SENATE CHAMBER GRANTED.

Senator Jones asked for and was granted unanimous consent for use of the Senate Chamber, Monday evening, March 21, 1921, at eight o'clock, for a joint meeting of the Assembly and Senate Committees on Judiciary, for consideration of bills on community property and the unlawful practice of law.

ADJOURNMENT.

At five o'clock and thirty-five minutes P.M., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE

SENATE CHAMBER.

SACRAMENTO, Thursday, March 17, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Beggs, Breed, Bennett, Campa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gesford, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Parkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Stoermer, Slater, and Yonkin—37.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, March 16, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. Percy J. Walker, of Piedmont, California.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. and Mrs. J. H. Murray, of Sonoma, California, and to Mr. A. R. Gallaway, of Healdsburg, California.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. K. B. Holeman, of Santa Maria, California.

LEAVES OF ABSENCE.

Senator Harris was, on motion of Senator Boggs, granted leave of absence for the remainder of the week.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 16 adopted Assembly Concurrent Resolution No. 27 Approving four certain amendments to the charter of the city of Napa, in the county of Napa, State of California, voted for and ratified by the qualified electors of said city of Napa at a special municipal election held therein on the twenty-eighth day of February, 1921.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Concurrent Resolution No. 27 referred to Committee on Federal Relations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 16, 1921, passed the following:

Assembly Bill No. 254—An act amending section 18 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911;

Also: Assembly Bill No. 255—An act amending section 27 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911;

Also: Assembly Bill No. 470—An act to recognize and declare valid the Madera Irrigation District and to approve and declare valid all proceedings on formation and organization of said district;

Also: Assembly Bill No. 1200—An act to confirm and declare valid all proceedings on the organization of Banta-Carbona Irrigation District and recognizing and validating said district;

Also: Assembly Bill No. 1271—An act to recognize and declare valid the Lone Tree Irrigation District, and all proceedings in relation thereto and to the organization thereof.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 254 and 255 read first time, and referred to Committee on Municipal Corporations.

Assembly Bills Nos. 470, 1200 and 1271 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 16, 1921, passed the following:

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes;

Also: Senate Bill No. 82—An act to recognize and declare valid all proceedings in Drainage District No. 200 of Butte County;

Also: Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron-Bethany Irrigation District;

Also: Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District.

Also: Senate Bill No. 623—An act to validate bonds of Marin Municipal Water District of Marin County, California, and all proceedings relating thereto.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 49, 82, 72, 73 and 623 ordered to enrollment.

REPORTS OF STANDING COMMITTEES

The following reports of standing committees were received and read:

ON MILITARY AFFAIRS

SENATE CHAMBER, SACRAMENTO, MARCH 17, 1921.

MR. PRESIDENT: Your Committee on Military Affairs, to whom was referred Assembly Bill No. 223—An act to make available for the use of the United States government suitable places in this State for the public defense and other federal purposes and uses and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States, conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed, and to repeal an act entitled, "An act to make available for the use of the United States War Department suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation, and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States for the use of the War Department thereof; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed," approved April 21, 1919—has had the same under consideration, and respectfully reports the same back and recommends that it do pass.

Committee membership—5; committee vote—Ayes—3; absent—2.

SCOTT, Chairman.

Assembly Bill No. 223 ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 137—An act to recognize and declare valid all proceedings in Grenada Irrigation District.

Also: Senate Bill No. 267—An act to amend section 626 of the Penal Code relating to the protection of game, approved April 11, 1919.

Also: Senate Bill No. 119—An act to restrict the running of dogs at large, to protect live stock from depredations of dogs, to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor, making the violation of the provisions of this act a misdemeanor and providing penalties therefor, and providing for the collection of damages by owners of live stock injured by dogs.

Also: Senate Bill No. 231—An act to prevent the propagation of noxious weeds.

Also: Senate Bill No. 680—An act to amend section 92 of the Civil Code and to add three new sections to said code to be numbered 108, 109 and 110, relating to divorce;

Also: Senate Bill No. 462—An act to amend section 1158 of the Civil Code, relating to instruments that may be recorded.

Also: Senate Bill No. 528—An act to add a new chapter to title IX of part III of the Political Code, to be numbered chapter IX thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes pursuant

to the provisions of section 12 of article XIII of the State constitution as adopted November 2, 1920:

Also: Senate Bill No. 493—An act establishing and standardizing the weight of loaves of bread and regulating the sale thereof;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 682—An act to provide for the sale and conveyance of certain lands within the abandoned river channels of the San Joaquin River lying in the county of San Joaquin, State of California;

Also: Senate Bill No. 160—An act to amend section 4271 of the Political Code, relating to salaries of county and township officers and their deputies in counties of the forty-second class, and fixing the mileage and per diem of grand and trial jurors in such counties;

Also: Senate Bill No. 22—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved, That the following named person be and is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite her name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount and the Treasurer is directed to pay the same:

Hazel Mason, Committee Clerk.....at $4.00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Shearer, Slater, and Yonkin—24.

NOES—None.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 133—An act providing for publicity of contributions and expenditures made for the purpose of influencing electors for or against any proposition voted upon throughout the State and providing penalties for violation of the provisions hereof.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 459—An act to amend section 10 of an act entitled "Improvement Act of 1911."

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 371—An act defining and permanently establishing the exterior boundaries of the city of Newport Beach.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 372—An act providing for and authorizing the city of Fullerton and Orangethorpe school district to ascertain the amount of and adjust the taxes lost to Orangethorpe school district by the inclusion of certain territory within the exterior boundaries of the city of Fullerton.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 463—An act to amend section 9 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended, relating to the relative priority of special assessment liens.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 533—An act to amend section 5 of an act entitled "An act to provide a system of street improvement bonds to represent certain assessments for the cost of street work and improvements within municipalities, and also for the payment of such bonds," approved February 27, 1893, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 249—An act to amend section 1 of an act entitled "An act to provide for laying out, opening, extending, widening, straightening, or closing up in whole or in part any street, square, lane, alley, court or place within municipalities, and to condemn and acquire any and all land and property necessary or convenient for that purpose," approved March 6, 1889, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 174—An act to provide for the establishment and maintenance of municipal hospitals within cities of the sixth class.

On motion of Senator Rominger, Senate Bill No. 174 was passed on file.

Senate Bill No. 667—An act to amend section 12½ of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, commencing with line 6 strike out everything down to and including line 9.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 10, before the word "Whenever" insert the following: "Sec. 12½".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, strike out all of line 13 and insert in lieu thereof the following: "liabilities, or illegalities in the proceedings, or if bonds shall have been, or shall be issued to represent any assessments and such".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 3 of the printed bill, strike out all of lines 19 and 20 and insert in lieu thereof the following: "principal. Such reassessment shall be collectible and payable in the same manner as an original assessment and shall be enforcible by suit".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 329—An act requiring that all motor vehicles owned by the State of California or any board, commission or department thereof, or by any city, county, or city and county, or the State of California, or any of the officers thereof in the discharge of official duties, be suitably marked with the name of the department, county, or city and county, by which the same is used, and providing penalties for the failure to thus mark such vehicles.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of title of printed bill and insert in lieu thereof "An act requiring that all motor vehicles owned by the State of California or by any board, commission or department thereof, or any of the officers thereof in the discharge of official duties, be suitably marked with the name of the department by which the same is used and providing penalties for the failure to thus mark vehicles or for the use thereof for other than official purposes connected with the duties of the particular department or political subdivision by which said vehicle is controlled".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 2, of the printed bill, strike out "thereof" at end of line 2 and the words in line 3 "or by any county, city and county, city and town".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 7, of the printed bill, after word "operated" insert a "period" and strike out all matter following on lines 7 and 8.

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 11, of the printed bill, strike out all following word "breadth" also all of line 12 and words "inch in height and one-eighth inch in width and".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, line 13, of the printed bill, strike out the small letter "a" in "all" and insert in lieu thereof a capital "A".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 1, line 19, of the printed bill, insert: "Sec. 4. Any person using or permitting to be used any motor vehicle owned by the State of California, or by any department, board, or commission thereof, other than for official purposes of the officer or department marked upon said car, shall be guilty of a misdemeanor."

Amendment adopted.

AMENDMENT NUMBER SEVEN

On page 1, line 23, of the printed bill, strike out all matter beginning with the word "thereof" to and including the word "same."

Amendment adopted.

Bill read second time, ordered to print, engrossed and third reading.

Senate Bill No. 661—An act declaring the improved county road extending from Rio Vista to Loch to be a State highway.

Bill read second time, ordered engrossed and on file for third reading.

Senate Bill No. 640—An act to add a new section to the Penal Code to be numbered section 1374, relating to the payment of the expenses of examination, commitment and maintenance in State hospitals of persons charged with crime.

Bill read second time, ordered engrossed and on file for third reading.

Senate Bill No. 915—An act relating to certain funds in the custody or control of the boards of managers of State hospitals and providing for the allotment and apportionment thereof.

Bill read second time, ordered engrossed and on file for third reading.

Senate Bill No. 123—An act amending section 537b of the Penal Code, by extending said section to the protection of garage-keepers and persons letting automobiles for hire, and by making it a misdemeanor to tamper with the speed or distance registering device of an automobile with intent to defraud.

COMMITTEE AMENDMENT

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE

In line 4 of the printed bill, after the comma following the word "stable," strike out everything down to and including line 24, and insert in lieu thereof the following: "kept for profit, in this State, without paying therefor, with intent to defraud the proprietor or manager thereof, or who obtains credit at any such livery or feed stable by the use of any false pretense, or who, after obtaining a horse, vehicle or other property at such livery or feed stable, secretly or surreptitiously converts the same by beating, goading, overdriving or other wilful or malicious conduct, or who after obtaining such horse, vehicle or other property, shall with intent to defraud the owner, manager or proprietor of such livery or feed stable keep the same for a longer period, or take the same to a greater distance than contracted for; or allow a feed bill or other charges to accumulate against such property, without paying therefor, or abandon or leave the same, and any person who rents automobiles at any garage or place where automobiles are let for hire without paying therefor with intent to defraud the proprietor or manager thereof; or who obtains credit at any garage or place where automobiles are kept for hire, by the use of any false pretense; or who having obtained an automobile at such garage or place where automobiles are let for hire, wilfully or maliciously damages the same, or who after obtaining such automobile, shall with intent to defraud the owner, manager or proprietor of such garage or place where automobiles are let for hire keep the same for a longer period or take the same to a greater distance than contracted for, or abandon or leave the same or transfer with any instrument, certificate, or device for registering the speed or distance on any such automobile with intent to defraud the person or persons letting such automobile for hire, is guilty of a misdemeanor."

Amendment adopted.

Bill read second time, ordered to print, engrossed and third reading.

Senate Bill No. 103—An act to amend section 1098 of the Penal Code, relating to the trials of defendants who are jointly charged with crime.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out the period at the end of the title and insert the following: "and to repeal section ten hundred fifty-six of said code, relating to the exercise of challenges when defendants are tried jointly."

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 11 of the printed bill, after the period following the word "defendant", insert the following: "If the defendants are tried jointly, the State and the defendants shall be entitled to the number of challenges prescribed by section ten hundred seventy of this code, which challenges on the part of the defendants must be exercised jointly. Each defendant shall also be entitled to five additional challenges which may be exercised separately; the State shall also be entitled to additional challenges equal to one-half the number of all the additional separate challenges allowed the defendants, any fraction to be regarded as an additional challenge.

Sec. 2. Section ten hundred fifty-six of the Penal Code is hereby repealed."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 124—An act to amend section 270 of the Penal Code, relative to neglecting to furnish necessaries for minor child.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 10 of the printed bill, after the period following the word "persons", add the following: "The superior court, sitting as a juvenile court may exercise original jurisdiction over all such offenses."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 130—An act to add four new sections to the Penal Code, to be numbered 337*b*, 337*c*, 337*d*, and 337*e*, relating to the bribery of participants in baseball games.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 678—An act to amend section 1274*a* of the Code of Civil Procedure, relating to unclaimed property and the escheat thereof.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 465—An act authorizing the Regents of the University of California to sell and convey certain land situate in Butte County, known as the Chico forestry station, and directing that the proceeds of such sale shall become the property of the Regents of the University of California.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, strike out all of line following line 23 and insert the following: "and

WHEREAS, Said land was by the late General John Bidwell conveyed to the University of California without monetary consideration; and

WHEREAS, The said General John Bidwell has donated for the purpose of a park a large tract of land immediately joining that herein described; and

WHEREAS, A public subscription in the sum of fifteen hundred dollars has been raised by various citizens of Chico with which to purchase for the city of Chico a municipal corporation, the land herein described; and

WHEREAS, It is deemed by the Board of Regents of the University at California, State of California, that the amount thus raised as will fifteen hundred dollars for the purchase of said land is the fair and adequate value thereof when conveyed subject to the conditions herein mentioned; it is provided

1. That the Regents of the University of California, a corporation, be and it is hereby authorized and empowered to sell and convey to the city of Chico, a municipal corporation, all of the land herein described for the sum of fifteen hundred dollars, which is hereby declared to be the fair value of said land, said conveyance to be made subject to the following conditions to wit:

That the present forestry plant and improvements upon said land shall be maintained and kept in good condition by the said city of Chico without expense to the University of California and that the same shall not be permitted to deteriorate or decline by reason of neglect and that such maintenance shall be provided for by or under the direction of the said city of Chico.

And provided, further, that said conveyance shall also contain a condition that said University of California or any of its agencies, employees or other persons designated by it shall be permitted at any and all times to take such steps as to the growth and condition of the various trees and vegetation growing or to be grown upon said lands.

That said Regents of said University of California be and they are hereby authorized and directed to make, execute and issue the receipt of fifteen hundred dollars, to deliver to said city of Chico the conveyance of said tract of land subject to the conditions herein mentioned.

2. That the proceeds of such sale of the said land shall be and remain the property of said Regents of the University of California, to be expended by it for the benefit of the Forestry Department of the College of Agriculture of the University of California in such manner and for such purposes as it shall deem expedient.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

CONSIDERATION OF DAILY FILE

THIRD READING OF SENATE BILLS

Senate Bill No. 22—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 22 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Caminetti, Carr, F. M., Carr, W. J., Chamberlain, Crowley, Dennett, Duncan, Eden, Flaherty, Gerdt, Ingram, Irwin, McDonald, Nelson, Osborne, Otis, Rigdon, Roseberry, Sample, Scott, Shearer, Staley, and Yoakum—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 47—An act to amend section 4312 of the Political Code, relating to public officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 47 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 682—An act to provide for the sale and conveyance of certain lands within the abandoned river channels of the San Joaquin River lying in the county of San Joaquin, State of California.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 682 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 935—An act to add a new section to the Political Code, to be numbered 4041*f*, providing for homes and meeting places for veterans and associations of veterans.

On motion of Senator Irwin, Senate Bill No. 935 was passed on file.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

On motion of Senator Chamberlin, Senate Bill No. 524 was passed on file.

Senate Bill No. 160—An act to amend section 4271 of the Political Code, relating to salaries of county and township officers and their deputies in counties of the forty-second class, and fixing the mileage and per diem of grand and trial jurors in such counties.

In the absence of the author, Senate Bill No. 160 was ordered passed on file.

Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class.

On motion of Senator Otis, Senate Bill No. 751 was passed on file.

Senate Bill No. 105—An act to amend section 19*c* of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an

act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

On motion of Senator Otis, Senate Bill No. 105 was passed on file.

Senate Bill No. 937—An act to recognize and declare valid all proceedings in Grenada Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 937 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Brown, Cleary, Carr, F. M., Chamberlain, Crowley, Dennett, Duncan, Flaherty, Godsil, Hare, Ingram, Inman, Johnson, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sanford, Scott, Sharkey, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 267—An act to amend section 626 of the Penal Code, relating to the protection of game, approved April 11, 1919.

Bill read third time.

On motion of Senator Rigdon, Senate Bill No. 267 was passed on file.

Senate Bill No. 119—An act to restrict the running of dogs at large, to protect live stock from depredations of dogs, to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this act a misdemeanor and providing penalties therefor, and providing for the collection of damages by owners of live stock injured by dogs.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 119 passed by the following vote:

AYES—Senators Allen, Ashcraft, Boggs, Breed, Brown, Cleary, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Hare, Ingram, Inman, Irwin, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rush, Sanford, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—Senators Chamberlin, Godsil and McDonald—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 231—An act to prevent the propagation of noxious weeds.

Bill read third time.

On motion of Senator Boggs, Senate Bill No. 231 was passed on file.

Senate Bill No. 689—An act to amend section 92 of the Civil Code and to add three new sections to said code, to be numbered 108, 109, and 110, relating to divorce.

Bill read third time.

On motion of Senator Duncan, Senate Bill No. 689 was passed on file.

Senate Bill No. 462—An act to amend section 1158 of the Civil Code, relating to instruments that may be recorded.

On motion of Senator Carr, F. M., Senate Bill No. 462 was passed on file.

Senate Bill No. 528—An act to add a new chapter to title IX of part III of the Political Code, to be numbered chapter IX thereof, embracing sections 3839 to 3855, both inclusive, providing for the levy and collection of poll taxes pursuant to the provisions of section 12 of article XIII of the State constitution as adopted November 2, 1920.

On motion of Senator Boggs, Senate Bill No. 528 was passed on file.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 23—An act to amend section 1703½ of the Code of Civil Procedure, relating to the distribution of estates of deceased persons where a portion of the estate consists of money, and the distributee can not or will not receive distribution thereof personally.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1280—An act to add to the Code of Civil Procedure a new section, to be numbered 1577*a*, relating to probate proceedings upon petition for leave to borrow money upon unsecured notes.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 87—An act to amend sections 1768, 1770, 1777, 1778, 1788, 1789, and 1791 of the Code of Civil Procedure, and to repeal sections 1781, 1782, 1783, 1784, 1785, 1786, 1787 and 1790 of the Code of Civil Procedure, all relating to the sale by a guardian of real property belonging to the estate of his ward, and the disposition of the proceeds of the sale.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 3, line 3, of the printed bill, strike out the word "by" first appearing in such line and insert in lieu thereof the word "be".

Amendment adopted.

Bill read second time, ordered to print, and on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 133—An act to add a new section to the Political Code, to be numbered 3202, relating to copyrights.

On motion of Senator Lyon, Assembly Bill No. 133 was passed on file.

Assembly Bill No. 913—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

On motion of Senator Lyon, Assembly Bill No. 913 was passed on file.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 104—An act to amend section 9 of an act entitled "An act to pro-

vide for the establishment and maintenance of county free libraries in the State of California and repealing an act entitled "An act to provide county library systems" approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—7; absent—4.

DUNCAN, Chairman.

Senate Bill No. 104 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 161, "An act to amend section 1280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty first class and fixing the mileage and per diem of grand and trial jurors of said counties," has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—7; absent—4.

DUNCAN, Chairman.

Senate Bill No. 161 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 912, "An act providing for producing officers in counties of the eighth class and fixing their salaries," has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—7; absent—4.

DUNCAN, Chairman.

Assembly Bill No. 912 ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 483, "An act to amend section 3 and 7 of that certain act entitled "An act defining henceforth the exterior boundaries of Reclamation District No. 108, situated partly in the counties of Colusa and Yolo, and providing for the continuation in office of the present trustees of said district and for the election and qualification of their successors and providing that the management and control of the affairs of said Reclamation District No. 108 as defined in this act, are subject to the provisions of the Political Code of the State of California and to all other laws of the State, except as provided in said act, in connection with the issuance and payment of warrants and the payment of assessments, providing that the moneys of said district shall be paid and deposited with the county treasurer of Colusa County, and conferring jurisdiction upon the board of supervisors of the county of Colusa as to all matters concerning said district, providing also for the management, control and administration of the affairs of said district, also ratifying the incorporation of certain lands in said Reclamation District No. 108, as described in certain notices filed and recorded in the office of the county recorder of the county of Colusa, State of California, and also authorizing the trustees of said Reclamation District No. 108 to make an equitable settlement with the owners of such land so incorporated as to the cost of any work heretofore done by Reclamation District No. 108, or its predecessors in interest, or that may be hereafter done before the going into effect of this act, and also declaring Reclamation District No. 108, as defined in this act, to be the successors in interest of Reclamation District No. 108, defined in that certain act approved May 26, 1917, also that certain Reclamation District No. 108, defined in that certain act approved May 18, 1915, and also that certain Reclamation District No. 108, defined in that certain act approved April 23, 1913, and also directing the commissioner of assessment, heretofore appointed by the board of supervisors of Colusa County, to include the lands in said assessment, as described in this act, in the event that said assessment is not levied before this act shall take effect," and approved May 7, 1919, and relating to the management and control of affairs of said Reclamation District No. 108" has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—7; absent—2.

RUSH, Chairman.

Senate Bill No. 483 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 484—An act to add a new section to the Political Code, to be numbered 3496½, relating to sales of land for delinquent reclamation assessments;

Also: Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage water;

Also: Senate Bill No. 938—An act to amend section 4 of an act entitled "An act to create a levee district to be called and designated Sacramento River West Side Levee District; to prevent the overflow of flood waters from the Sacramento River from flooding on to the lands within said district by the construction of levees along the west bank of the Sacramento River and adjacent thereto and maintain the same; providing for the election and appointment of officers of said levee district; defining the powers, duties and compensation of such officers, and providing for the levying and collecting assessments upon the lands within said levee district" and approved May 18, 1915;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—2. Same vote on all bills.

RUSH, Chairman.

Senate Bills Nos. 484, 8 and 938 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of the plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 21, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by amending section 33 thereof, the said amendment relating to the application of compensation to be made to any reclamation district, levee district, drainage district, municipal corporation, association, private corporation or person—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—7; absent—2.

RUSH, Chairman.

Senate Bill No. 721 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 390—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands other than swamp and overflowed lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 1, 28 and 76 thereof;

Also: Assembly Bill No. 391—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands other than swamp and overflowed lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 29, 36, 38 and 39 thereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—2. Same vote on both bills.

RUSH, Chairman.

Assembly Bills Nos. 390 and 391 ordered on file for second reading.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Dennett:

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act authorizing the Railroad Commission to regulate the wages, salaries and other expenses paid by public utilities and other corporations whose rates it may regulate fixes the rates to be charged by such persons and corporations.

Request referred to Committee on Rules.

ADDRESS PRESENTED BY SENATOR MCDONALD.

Senator McDonald presented an address relative to St. Patrick's Day, and asked that it be printed in the Journal.

Senator Chamberlin objected to its being printed in the Journal on the ground that it did not relate to any matter pending before the Senate.

SECOND READING OF SENATE BILLS—RESUMED.

Senate Bill No. 12. An act to add a new section to the Penal Code to be numbered 337b, prohibiting contracts for sale or purchase of agricultural products on futures, and prescribing penalties for violation of the provisions hereof.

Bill read second time.

Senate Bill No. 12, with pending amendments, re-referred to the Committee on Judiciary.

Senate Bill No. 493. An act establishing and standardizing the weight of loaves of bread and regulating the sale thereof.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Shearer moved to refer Senate Bill No. 493 to Senator Dennett, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 12, of the printed bill, strike out all of lines 12, 13, 14, 15, 16 and 17.

AMENDMENT NUMBER TWO.

On page 2, line 18, of the printed bill, strike out the words "Sec. 6" and insert in lieu thereof the words "Sec. 5."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 493, with instructions to amend, respectfully reports the same back, amended as per instructions.

DENNETT, Special Committee.

Report read, and on motion of Senator Shearer, adopted.

Bill ordered to print, and re-engrossment.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON OIL INDUSTRIES.

SENATE CHAMBER, SACRAMENTO, March 16, 1921.

MR. PRESIDENT: Your Committee on Oil Industries, to which was referred Senate Bill No. 319, An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended, has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—6; absent—3.

LYON, Chairman.

Senate Bill No. 319 ordered on file for second reading.

MOTION.

Senator McDonald moved that the address on St. Patrick's Day be printed in the Journal.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Inman, Arbuckle, and Chamberlin.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator McDonald moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gedsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—31.

The Secretary announced the absentees.

Time, eleven o'clock and fifty-five minutes a.m.

The President of the Senate directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

USE OF SENATE CHAMBER GRANTED.

Senator Inman asked for and was granted unanimous consent for use of the Senate Chamber for Thursday evening, March 24, 1921, at eight o'clock, for a joint meeting of the Assembly and Senate Committees on Commerce and Navigation, for the consideration of San Francisco waterfront bills.

RESOLUTION — (OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Breed:

Resolved, That the following named person be and is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite her name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount, and the Treasurer is directed to pay the same:

Maud Quiggle, Committee Clerk ..... at $4 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution,

The roll was called, and the resolution adopted by the following vote:

AYES: Senators Allen, Arbuckle, Boggs, Breed, Burnett, Campa, Chamberlain, Crowley, Duncan, Eden, Flaherty, Gould, Hare, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Sample, Scott, Sharkey, Shearer, and Slater—27.

NOES: None.

REPORTS OF STANDING COMMITTEES — (OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON COMMERCE AND NAVIGATION.

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 932—An act granting to the city of San Rafael the salt marsh, tide and submerged lands of the State of California within the present boundaries of said city, including the right to wharf out therefrom, and regulating the management, use and control thereof.

Also, Senate Bill No. 506—An act granting to the city of Los Angeles the swamp, overflowed and salt marsh lands of the State within the boundaries of the said city. Has had the same under consideration, and respectfully reports the same back and recommends that they do pass.

Committee membership—9; committee vote: Ayes—8, noes—1. Same vote on both bills.

INMAN, Chairman.

Senate Bills Nos. 932 and 506 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 5—An act to amend section 1069 of the Political Code relative to the powers of school trustees and city boards of education, has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—15; committee vote: Ayes—8, noes—2, absent—5.

ROGGS, Vice Chairman.

Senate Bill No. 5 ordered on file for second reading.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS — (OUT OF ORDER).

The following resolution was introduced, out of the regular order:

By Senator Purkitt: Senate Joint Resolution No. 19—Relative to needy Indians within the State of California.

Resolution referred to Committee on Federal Relations.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At twelve o'clock and twenty minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator McDonald.

The Secretary was directed to call the roll, on the motion to print the address on St. Patrick's Day in the Journal, of the Senators who had not answered to their names.

The roll was called, and Senator McDonald's motion to print the address on St. Patrick's Day in the Journal was lost by the following vote:

AYES—Senators Breed, Cunha, Crowley, Flaherty, Godsil, Lyon, McDonald, Rigdon, Scott, Sharkey, and Slater—11.

NOES—Senators Allen, Arbuckle, Boggs, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Duncan, Eden, Hatt, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Sample, Shearer, and Yonkin—23.

RECESS.

At twelve o'clock and twenty-five minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

MESSAGES FROM THE ASSEMBLY—OUT OF ORDER.

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Assembly Bill No. 88—An act to amend section 1704 of the Code of Civil Procedure, relating to entry in minute book of orders and decrees made by the court or a judge thereof;

Also: Assembly Bill No. 100—An act to provide for work in and upon highways, streets, avenues, lanes, courts, places and sidewalks in the unincorporated territory of counties, and upon property and rights of way owned by counties, and for establishing and changing the grades of any such highways, streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of highway improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds;

Also: Assembly Bill No. 194—An act requiring State officers, boards, commissions and institutions of the State of California expending funds or for which funds are expended to make and file an itemized and classified report, providing for the publication of such reports and providing penalties for failure to make or file such reports;

Also: Assembly Bill No. 397—An act to amend section 3 of an act entitled "An act to provide for the development of electrical power by irrigation districts," approved May 21, 1919, relating to the issuance of bonds;

Also: Assembly Bill No. 502—An act to amend section 35 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities, approved March 18, 1885.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Assembly Bill No. 88 read first time, and referred to Committee on Judiciary.

Assembly Bills Nos. 100 and 502 read first time, and referred to Committee on Municipal Corporations.

Assembly Bill No. 194 read first time, and referred to Committee on Governmental Efficiency.

Assembly Bill No. 397 read first time, and referred to Committee on Irrigation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Assembly Bill No. 693.—An act to authorize the Controller to rent, lease, sell or in other manner secure a revenue from property distributed to the State under section 1269, Code of Civil Procedure, creating a fund and providing for the expenses of administration.

Also: Assembly Bill No. 741.—An act to amend section 42 of the act known as the "Improvement Act of 1911," approved April 7, 1911, as amended.

Also: Assembly Bill No. 841.—An act to amend section 1 of an act entitled "An act to provide for the development of electrical power by irrigation districts," approved May 21, 1919;

Also: Assembly Bill No. 870.—An act to amend section 8a of an act entitled "An act to provide for the levy and collection of taxes by and for the use of municipal corporations and cities incorporated under the laws of the State of California, except municipal corporations of the first class, and to provide for the consolidation and abolition of certain municipal offices, and to provide that their duties may be performed by certain officers of the county, and fixing the compensation to be allowed for such county officers for the services so rendered to such municipal corporations," approved March 27, 1895, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Assembly Bill No. 693 read first time, and referred to Committee on Finance.

Assembly Bills Nos. 741 and 870 read first time, and referred to Committee on Municipal Corporations.

Assembly Bill No. 841 read first time, and referred to Committee on Irrigation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Assembly Bill No. 906.—An act to amend section 3366 of the Political Code relative to the powers of boards of supervisors, city councils and town trustees in their respective counties, cities and towns to impose a license tax.

Also: Assembly Bill No. 909.—An act to amend section 4041 of the Political Code relating to the general powers of boards of supervisors.

Also: Assembly Bill No. 966.—An act to confirm and declare valid all proceedings on the organization of Merced Irrigation District and to recognize and declare valid said district.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Assembly Bills Nos. 906 and 909 read first time, and referred to Committee on County Government.

Assembly Bill No. 966 read first time, and referred to Committee on Judiciary.

At two o'clock and ten minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following named persons appeared before the Committee of the Whole:

Dr. F. O. Butler, medical superintendent, Sonoma State Home.
Dr. W. C. Rapplege, superintendent Pacific Colony.
Captain Duncan Mathewson, chief of detectives, Police Department, San Francisco.

TENTATIVE PROGRAM ON SENATE BUDGET HEARINGS FOR WEEK OF MARCH 21–25.

MONDAY, March 21:
San Quentin Prison
Folsom Prison
Board of Prison Directors
Bureau of Criminal Identification
Transportation Expense Criminals.
TUESDAY, March 22:
State Board of Education
Superintendent of Public Instruction
San Diego Normal School
Fresno Normal School.
WEDNESDAY, March 23:
Humboldt Normal School
Chico Normal School
San Francisco Normal School.
THURSDAY, March 24:
San Jose Normal School
Santa Barbara Normal School
Los Angeles Normal School.
FRIDAY, March 25:
Polytechnic School, San Luis Obispo
School for Deaf and Blind
State Library
Historical Library.

On motion of Senator Breed, the foregoing tentative program was ordered printed in the Journal.

COMMITTEE OF THE WHOLE RISES.

At five o'clock p.m., Senator Breed moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Friday, March 18, 1921.

Motion carried.

IN SENATE.

Hon. C. C. Young, President of the Senate, in the chair.
Assistant Secretary G. Melvin Warren at the desk.

REPORT OF SPECIAL COMMITTEE.

The following report of Special Committee was received and read:

SACRAMENTO, CALIFORNIA, March 17, 1921.

MR. PRESIDENT: Your Special Committee appointed under resolution of February 24, 1921, to which was referred the resolution of Senator Crowley of March 4, 1921, providing for the appointment of a Special Committee of seven to visit institutions and making an appropriation therefor, report the same back and recommend that it be not adopted.

SLATER, Acting Chairman.
JONES.
CARR, W. J.
KING.

Resolution by Senator Crowley, offered March 4, 1921, and heretofore referred to Special Committee appointed under resolution of February 24, 1921:

WHEREAS, There are now before the Senate many appropriation bills relating to State institutions; and

WHEREAS, Complete and detailed information concerning the needs of asylums, hospitals, prisons and other State institutions can best be secured by the Senate only by a personal inspection of said institutions by members of this body; now, therefore, be it

Resolved, by the Senate of the State of California, That the President of the Senate be and he is hereby empowered and directed to appoint a Special Committee consisting of seven members of the Senate to visit said State institutions, ascertain the needs thereof and render to the Senate its report thereon and its recommendations in respect thereto; and be it further

Resolved, That the sum of $2,500 or such portion thereof as may be needed be and the same is hereby set aside from and out of the contingent expense fund of the Senate to the use of said committee in defraying the actual necessary expenses that may be incurred by said committee in making its investigation and report, including the traveling expenses of the members, the compensation and expenses of a clerk or secretary and other incidental expenses.

Resolution read.

Senator Crowley moved the adoption of the resolution.

The question being on the adoption of the resolution,

The roll was called, and the resolution refused adoption by the following vote:

AYES—Senators Canepa, Chamberlin, Crowley, Flaherty, McDonald, Otis and Scott—7.

NOES—Senators Allen, Arbuckle, Carr, F. M. Carr, W. J. Dennett, Elsbree, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Rigdon, Rominger, Seeger, Sharkey, and Slater—18.

REPORTS OF STANDING COMMITTEES—OUT OF ORDER.

The following reports of standing committees were received and read, out of the regular order:

ON CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT—Your Committee on Corporations, to which was referred Senate Bill No. 927—An act relating to and providing for the formation, organization and management of corporations for the purpose of receiving and maintaining a fund or funds and applying the income and principal thereof to or among the well being of mankind—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee membership—11; committee vote: Ayes—6, absent—5.

CHAMBERLIN, Chairman.

Senate Bill No. 927 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 597—An act providing for the preparation and filing by county engineers, county surveyors, road commissioners, city engineers, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the engineer for any reclamation or irrigation district within the State, or of the Debris Commission, supervising or superintending the construction, improvement or repair of public work or improvements within the State, by day's labor or force account, of a certificate or report showing the progress and cost of such work and providing penalties for failure to file and keep as a public record such certificate or report and for making any false statement therein—has had the same under con-

sideration, and respectfully reports the same back, with amendments, without recommendation, and that it be re-referred to Committee on County Government.

Committee membership—11; committee vote: Ayes—7; absent—4.

DUNCAN, Chairman.

Senate Bill No. 597 ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 442—An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements under the "Street Opening Act of 1889" and providing for the effect and enforcement of such bonds;

Also: Senate Bill No. 248—An act to amend section 856 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 509—An act to amend an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction and completion thereof," which became a law under the constitutional provision without the Governor's approval, February 25, 1901, as subsequently amended, by adding a new section thereto to be numbered 14, relating to bonds for a city plan;

Also: Senate Bill No. 263—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—9; committee vote: Ayes—6; absent—3. Same vote on all bills.

CARR, F. M., Chairman.

Senate Bills Nos. 442, 248, 509 and 263 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 325—An act to amend sections 3 and 4 of an act entitled the "Street Opening Act of 1903;"

Also: Senate Bill No. 671—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of way in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended;

Also: Senate Bill No. 672—An act to amend section 20 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks, within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Senate Bill No. 673—An act to amend section 7 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—6; absent—3. Same vote on all bills.

CARR, F. M., Chairman.

Senate Bills Nos. 325, 671, 672 and 673 ordered on file for second reading.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL — OUT OF ORDER

The following constitutional amendment was introduced out of the regular order:

By Senator Sharkey: Senate Constitutional Amendment No. 32—Relative to the payment of bonds of school districts.

Amendment referred to Committee on Constitutional Amendments.

REQUESTS FOR INTRODUCTION OF BILLS

The following request for permission to introduce a bill was presented:

By Senator Johnson:

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted me to introduce the accompanying bill, the title of which is as follows, to wit:

An act declaring and establishing a State highway between [illegible] Station in San Benito County, to a point on Route 2 of the State highway in the vicinity of San Benito River Bridge.

Request referred to Committee on Rules.

Also:

By Senator Ingram:

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted me to introduce the accompanying bill, the title of which is as follows, to wit:

An act declaring and establishing a State highway between [illegible] El Dorado County, and the city of Auburn, Placer County.

Request referred to Committee on Rules.

ADJOURNMENT

At five o'clock and thirty minutes p.m. on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Friday, March 18, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Caminetti, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gesford, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Parkins, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Young—34.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, March 17, 1921, the further reading was dispensed with, on motion of Senator Allen.

PRIVILEGE OF THE FLOOR OF SENATE EXTENDED.

On request of Senator Ingram, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Judge Amos Stevens of Colfax.

On request of Senator Dennett, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the following members of Hughson High School: Miss Bernice Wood, Anton Swanson, Joe Sequera, Morris Vascancellos, Mr. and Mrs. Peterposten, Hughson; Mrs. Petareni and Mrs. G. Corcina, Modesto; Miss Fermina Lima and Mrs. M. Midros, Ceres.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Wm. Boucher, secretary United Chamber of Commerce, and Mrs. Wm. Boucher, of Oroville.

Also: On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. E. H. Bolles, Misses Nora Nordmark, Virginia Sharkey, Marion Ehmann, Helen Bolles, Mary McGregor, and Helen Rutherford, of the civics class, Oroville High School.

Also: On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the civics class of the Marysville High School, accompanied by Miss Jessie L. Rau and Mr. J. G. Garrison:

Ada Anderson, Barbara Barr, Allan Barrie, Stanley Belcher, Doris Brust, Edwin Bryant, Isidor Cheim, Blanche Cooper, Eleanor Dorn, Gail Daugherty, Doris Dunn, Nadine Frye, Bernice Graves, Leda Hall, Ruth Hicks, Albert Hubner, Lucile Huffaker, Chester Littlejohn, Madge Myler, William Mueller, Leonard Patterson, Eda Proper, Thora Wheeler, Leona White.

LEAVES OF ABSENCE.

Senator Hart was, on motion of Senator Breed, granted leave of absence for this day.

Senator Anderson was, on motion of Senator Otis, granted leave of absence for this day.

Senator Rush was, on motion of Senator Sample, granted leave of absence for this day.

PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Senator Carr, F. M.:

We, the undersigned, residents of California, believing in the principles of American liberty and the entire separation of church and state, do hereby protest against the passage by the California Legislature of Senate Bill No. 713 and Assembly Bill No. 501, entitled "An act to provide for the more general observance of Sunday as a day of rest," or any other such measure.

H. A. JOHNSON, Oakland.

And 5893 others.

By Senator Yonkin: A petition of similar nature, signed by Mrs Lester Caldwell, Woodland, and 4378 others.

By Senator Breed: A petition of similar nature, signed by Paul L. Turner, Modesto, and 3995 others.

By Senator Slater: A petition of similar nature, signed by M. Parker, Placerville, and 2097 others.

By Senator Johnson: A petition of similar nature, signed by Mrs G. A. Ward, Pomona, and 5564 others.

By Senator Inman: A petition of similar nature, signed by E. J. Butler, Benicia, and 2000 others.

By Senator Rominger: A petition of similar nature, signed by C. W. Fay, Long Peach, and 250 others.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal.

SACRAMENTO, March 18, 1921

Hon. C. C. Young, Lieutenant Governor, Sacramento.

DEAR GOVERNOR YOUNG: Will you kindly announce to the State Senate today that the Senators are invited to be guests of the Sacramento Chamber of Commerce at a meeting in the Native Sons' hall tonight at 8 o'clock.

Mr. Colvin B. Brown, head of the organization service bureau of the Chamber of Commerce of the United States, will give a composite talk on American business organization.

Thanking you, I am yours very truly,

A. S. DUDLEY, Secretary-Manager.

MESSAGE FROM THE GOVERNOR.

The following message from the Governor was received and read:

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA

To the Senate and Assembly of the State of California.

Pursuant to the provisions of section 6, chapter 211, Statutes of 1903, I transmit herewith copy of joint reports of the State Controller and State Treasurer of their proceedings under said act for the period lapsing between January 1, 1920 and December 31, 1920.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Dated: Sacramento, California, March 18, 1921.

REPORT OF SAN FRANCISCO SEAWALL SINKING FUND.

To His Excellency, William D. Stephens, Governor.

SIR: In accordance with the provisions of section 6, chapter 211, Statutes of 1903, we herewith submit a report of the proceedings under the provisions of said chapter of San Francisco Seawall Sinking Fund, for the year beginning January 1, 1920, and ending December 31, 1920.

Dated: Sacramento, California, January 15, 1921.

F. W. RICHARDSON, State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

SAN FRANCISCO SEAWALL SINKING FUND. YEAR 1920.

RECEIPTS.

Date		For principal	For interest	Total
Jan. 1	Balance			$105,882 09
Jan. 2	Transfer from S. F. Harbor Imp. Fund	$9,687 50	$1,933 33	
Feb. 2	Transfer from S. F. Harbor Imp. Fund	9,687 50	1,550 00	
Mar. 2	Transfer from S. F. Harbor Imp. Fund	9,687 50	1,550 00	
April 1	Transfer from S. F. Harbor Imp. Fund	9,687 50	1,550 00	
May 5	Transfer from S. F. Harbor Imp. Fund	9,687 50	1,550 00	
June 1	Transfer from S. F. Harbor Imp. Fund	9,687 50	1,550 00	
July 1	Transfer from S. F. Harbor Imp. Fund	9,687 50	1,550 00	
Aug. 2	Transfer from S. F. Harbor Imp. Fund	9,687 50	1,550 00	
Sept. 1	Transfer from S. F. Harbor Imp. Fund	9,687 50	1,550 00	
Oct. 1	Transfer from S. F. Harbor Imp. Fund	9,687 50	1,550 00	
Nov. 1	Transfer from S. F. Harbor Imp. Fund	9,687 50	1,550 00	
Dec. 1	Transfer from S. F. Harbor Imp. Fund	9,687 50	1,550 00	
				135,212 49
		$116,250 00	$18,983 33	
				$241,094 58

DISBURSEMENTS.

Jan. 29	Redemption of Bonds	$115,000 00	
June 16	Payment of Semi-Annual Interest		$9,300 00
Dec. 21	Payment of Semi-Annual Interest		9,300 00
			$133,600 00
		$115,000 00	$18,600 00
Balance December 31, 1920			$107,494 58

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate and Assembly of the State of California.

Pursuant to the provisions of section 6, chapter 320, Statutes of 1909, I transmit herewith a copy of joint reports of the State Controller and State Treasurer of their proceedings under said act for the period lapsing between January 1, 1920, and December 31, 1920.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Dated Sacramento, California, March 18, 1921.

REPORT OF SECOND SAN FRANCISCO SEAWALL FUND AND SECOND SAN FRANCISCO SEAWALL SINKING FUND, UNDER SAN FRANCISCO HARBOR IMPROVEMENT ACT OF 1909.

To His Excellency, William D. Stephens, Governor.

SIR: In accordance with the provisions of section 6, chapter 320, Statutes of 1909, we submit herewith a report of the proceedings under said chapter of the Second San Francisco Seawall Fund and Second San Francisco Seawall Sinking Fund, for the year beginning January 1, 1920, and ending December 31, 1920.

Dated: Sacramento, California, January 14, 1921.

F. W. RICHARDSON, State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

SECOND SAN FRANCISCO SEAWALL FUND. YEAR 1920.

RECEIPTS.

Date		Total
Jan. 1	Balance	$1,000 00
	No receipts.	

DISBURSEMENTS.

	No payments.	
	Balance December 31, 1920	$1,000 00

SECOND SAN FRANCISCO SEAWALL SINKING FUND. YEAR 1920.

RECEIPTS.

Date		Transfer	Total
Jan. 1	Balance		$ [illegible]
Jan. 2	Transfer from S. F. Harbor Imp. Fund	[illegible]	
Feb. 2	Transfer from S. F. Harbor Imp. Fund	[illegible]	
Mar. 2	Transfer from S. F. Harbor Imp. Fund	[illegible]	
April 1	Transfer from S. F. Harbor Imp. Fund	30,000 00	
May 1	Transfer from S. F. Harbor Imp. Fund	[illegible]	
June 1	Transfer from S. F. Harbor Imp. Fund	30,000 00	
June 1	Transfer from General Fund	[illegible]	
July 1	Transfer from S. F. Harbor Imp. Fund	[illegible]	
Aug. 2	Transfer from S. F. Harbor Imp. Fund	[illegible]	
Sept. 1	Transfer from S. F. Harbor Imp. Fund	30,000 00	
Oct. 1	Transfer from S. F. Harbor Imp. Fund	30,000 00	
Nov. 1	Transfer from S. F. Harbor Imp. Fund	30,000 00	
Dec. 1	Transfer from S. F. Harbor Imp. Fund	30,000 00	
Dec. 16	Transfer from General Fund	30,000 00	
			$ [illegible]

DISBURSEMENTS.

Jan. 2	Transfer to General Fund	[illegible]
Jan. 2	Payment Semi Annual Interest	[illegible]
June 16	Payment Semi Annual Interest	[illegible]
July 1	Transfer to General Fund	[illegible]
Dec. 21	Payment Semi Annual Interest	[illegible]
		$ [illegible]
Balance December 31, 1920		None

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate and Assembly of the State of California:

Pursuant to the provisions of section 6, chapter 602, Statutes of 1913, I transmit herewith a copy of joint reports of the State Controller and State Treasurer of their proceedings under said act for the period lapsing between January 1, 1920, and December 31, 1920.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Dated: Sacramento, California, March 18, 1921.

REPORT OF THIRD SAN FRANCISCO SEAWALL FUND AND THIRD SAN FRANCISCO SEAWALL SINKING FUND, UNDER THE SAN FRANCISCO HARBOR IMPROVEMENT ACT OF 1913.

To His Excellency, William D. Stephens, Governor.

SIR: In accordance with the provisions of section 6, chapter 602, Statutes of 1913, we submit herewith a report of the proceedings under said chapter of Third San Francisco Seawall Fund and Third San Francisco Seawall Sinking Fund, for the year beginning January 1, 1920, and ending December 31, 1920.

Dated: Sacramento, California, January 14, 1921.

F. W. RICHARDSON, State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

THIRD SAN FRANCISCO SEAWALL FUND. YEAR 1920.

RECEIPTS.

Date		Total
Jan. 1	Balance	$3,399 61
No receipts.		

DISBURSEMENTS.

May 17	To Healy Tibbits Construction Co.	2,500 00
Balance December 31, 1920		899 61

THIRD SAN FRANCISCO SEAWALL SINKING FUND. YEAR 1920.

RECEIPTS.

Date	For interest	Total
Jan. 1—Balance		None
Jan. 2—Transfer from S. F. Harbor Imp. Fund	$6,666 70	
Feb. 2—Transfer from S. F. Harbor Imp. Fund	6,666 70	
Mar. 2—Transfer from S. F. Harbor Imp. Fund	6,666 66	
April 11—Transfer from S. F. Harbor Imp. Fund	6,666 66	
May 5—Transfer from S. F. Harbor Imp. Fund	6,666 66	
June 1—Transfer from S. F. Harbor Imp. Fund	6,666 66	
June 8—Transfer from General Fund	6,666 66	
July 1—Transfer from S. F. Harbor Imp. Fund	6,666 66	
Aug. 2—Transfer from S. F. Harbor Imp. Fund	6,666 70	
Sept. 1—Transfer from S. F. Harbor Imp. Fund	6,666 66	
Oct. 1—Transfer from S. F. Harbor Imp. Fund	6,666 66	
Nov. 1—Transfer from S. F. Harbor Imp. Fund	6,666 66	
Dec. 1—Transfer from S. F. Harbor Imp. Fund	6,666 66	
Dec. 13—Transfer from S. F. Harbor Imp. Fund	6,666 66	
		$93,333 36

DISBURSEMENTS.

Jan. 2—Transfer to General Fund	$6,666 70	
June 16—Payment Semi-Annual Interest	40,000 00	
July 1—Transfer to General Fund	6,666 66	
Dec. 21—Payment Semi-Annual Interest	40,000 00	
		$93,333 36
Balance December 31, 1920		None

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate and Assembly of the State of California.

Pursuant to the provisions of section 6, chapter 407, Statutes of 1909, I transmit herewith a copy of joint reports of the State Controller and State Treasurer of their proceedings under said act for the period lapsing between January 1, 1920, and December 31, 1920.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Dated: Sacramento, California, March 18, 1921.

REPORT OF INDIA BASIN FUND AND INDIA BASIN SINKING FUND, ACT OF 1909.

To His Excellency, William D. Stephens, Governor.

SIR: In accordance with the provisions of section 6, chapter 407, Statutes of 1909, we submit herewith a report of the proceedings under said chapter of the India Basin Fund and India Basin Sinking Fund, for the year beginning January 1, 1920, and ending December 31, 1920.

Dated: Sacramento, California, January 14, 1921

F. W. RICHARDSON, State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

INDIA BASIN FUND. YEAR 1920.

RECEIPTS.

Date	Total
Jan. 1—Balance	$451 28
No receipts.	

DISBURSEMENTS.

None.

Balance, December 31, 1920 $451 28

INDIA BASIN SINKING FUND. YEAR 1920.

RECEIPTS.

Date		Transfers	Total
Jan. 1	Balance		None
Jan. 2	Transfer from S. F. Harbor Imp. Fund	[illegible]	
Feb. 2	Transfer from S. F. Harbor Imp. Fund	2,843 35	
Mar. 2	Transfer from S. F. Harbor Imp. Fund	[illegible]	
April 1	Transfer from S. F. Harbor Imp. Fund	[illegible]	
May 5	Transfer from S. F. Harbor Imp. Fund	2,843 33	
June 1	Transfer from S. F. Harbor Imp. Fund	[illegible]	
June 8	Transfer from General Fund	[illegible]	
July 1	Transfer from S. F. Harbor Imp. Fund	[illegible]	
Aug. 2	Transfer from S. F. Harbor Imp. Fund	2,843 35	
Sept 1	Transfer from S. F. Harbor Imp. Fund	[illegible]	
Oct. 1	Transfer from S. F. Harbor Imp. Fund	2,843 33	
Nov 1	Transfer from S. F. Harbor Imp. Fund	[illegible]	
Dec. 1	Transfer from S. F. Harbor Imp. Fund	[illegible]	
Dec. 13	Transfer from General Fund	[illegible]	
			[illegible]

DISBURSEMENTS.

Jan. 2	Transfer to General Fund	[illegible]
June 16	Payment Semi-Annual Interest	[illegible]
July 1	Transfer to General Fund	[illegible]
Dec. 21	Payment Semi-Annual Interest	17,060 00
		[illegible]

Balance December 31, 1920 ..... None

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate and Assembly of the State of California:

Pursuant to the provisions of section 7, chapter 383, Statutes of 1909, I transmit herewith a copy of joint reports of the State Controller and State Treasurer of their proceedings under said act for the period lapsing between January 1, 1920, and December 31, 1920.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Dated Sacramento, California, March 18, 1921.

ANNUAL REPORT STATE HIGHWAY SINKING FUND.

To His Excellency, William D. Stephens,
Governor.

SIR: In accordance with the provisions of section 7, chapter 383, Statutes of 1909, we beg to submit a report of the proceedings of the State Highway Sinking Fund for the year beginning January 1, 1920, and ending December 31, 1920.

Dated Sacramento, California, January 14, 1921.

F. W. RICHARDSON, State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

STATE HIGHWAY SINKING FUND. YEAR 1920.

RECEIPTS.

Date		Transfers	Total
Jan. 1	Balance		None
Jan. 8	Transfer from General Fund	[illegible]	
July 1	Transfer from General Fund	400,000 00	
Dec. 13	Transfer from General Fund	[illegible]	
			$1,064,000 00

DISBURSEMENTS.

June 16	Payment Semi-Annual Interest	$336,000 00
July 8	Redemption of Bonds	[illegible]
Dec. 21	Payment Semi-Annual Interest	328,000 00
		$1,064,000 00

Balance December 31, 1921 ..... None

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate and Assembly of the State of California

Pursuant to the provisions of section 7, chapter 541, Statutes of 1913, I transmit herewith a copy of joint reports of the State Controller and State Treasurer of their proceedings under said act for the period lapsing between January 1, 1920, and December 31, 1920.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Dated: Sacramento, California, March 18, 1921.

REPORT OF SAN FRANCISCO STATE BUILDING FUND AND SAN FRANCISCO STATE BUILDING SINKING FUND.

To His Excellency, William D. Stephens, Governor.

SIR: In accordance with the provisions of section 7, chapter 541, Statutes of 1913, we beg to submit a report of the proceedings under said chapter of San Francisco State Building Fund and San Francisco State Building Sinking Fund, for the year beginning January 1, 1920, and ending December 31, 1920.

Dated: Sacramento, California, January 18, 1921.

F. W. RICHARDSON, State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

SAN FRANCISCO STATE BUILDING FUND. YEAR 1920.

RECEIPTS.

Date		Total
Jan. 1	Balance	$949,075 52
Mar. 11	From Department of Engineering	[illegible]
Dec. 22	From Department of Engineering	[illegible]
		178 10
		$949,253 42

DISBURSEMENTS.

Year 192[illegible]	To Department of Engineering -	
Jan. 10	Department of Engineering	$13 82
Jan. 10	Department of Engineering	250 40
Jan. 10	Department of Engineering	9,540 00
Jan. 10	Department of Engineering	102 48
Jan. 16	Department of Engineering	505 00
Jan. 16	Department of Engineering	176 45
Feb. 2	Department of Engineering	9 14
Feb. 9	Department of Engineering	51 45
Feb. 13	Department of Engineering	7,493 60
Feb. 17	Department of Engineering	554 60
Feb. 24	Department of Engineering	398 85
Feb. 27	Department of Engineering	35 76
Mar. 1	Department of Engineering	88 00
Mar. 2	Department of Engineering	249 93
Mar. 16	Department of Engineering	2,385 00
Mar. 16	Department of Engineering	250 00
Mar. 16	Department of Engineering	14,118 12
Mar. 18	Department of Engineering	44 35
Mar. 22	Department of Engineering	376 15
Mar. 29	Department of Engineering	336 95
Mar. 29	Department of Engineering	2 20
April 1	Department of Engineering	15 32
April 8	Department of Engineering	[illegible]
April 12	Department of Engineering	260 10
April 17	Department of Engineering	10 00
April 17	Department of Engineering	156 54
April 22	Department of Engineering	625 50
April 26	Department of Engineering	2,348 00
April 30	Department of Engineering	131 94
April 20	Department of Engineering	6,524 50
May 3	Department of Engineering	10 00
May 13	Department of Engineering	155 65

May	17	Department of Engineering	[illegible]
May	17	Department of Engineering	[illegible]
May	19	Department of Engineering	[illegible]
May	6	Department of Engineering	[illegible]
June	3	Department of Engineering	[illegible]
June	1	Department of Engineering	[illegible]
June	11	Department of Engineering	[illegible]
June	16	Department of Engineering	[illegible]
June	16	Department of Engineering	[illegible]
June	17	Department of Engineering	[illegible]
June	17	Department of Engineering	[illegible]
June	21	Department of Engineering	[illegible]
June	7	Department of Engineering	[illegible]
July	8	Department of Engineering	[illegible]
July	13	Department of Engineering	[illegible]
July	15	Department of Engineering	[illegible]
July	1	Department of Engineering	[illegible]
July	21	Department of Engineering	[illegible]
July	21	Department of Engineering	[illegible]
July	14	Department of Engineering	[illegible]
Aug.	2	Department of Engineering	[illegible]
Aug.	2	Department of Engineering	11,617 01
Aug.	9	Department of Engineering	[illegible]
Aug.	11	Department of Engineering	8,513 79
Aug.	18	Department of Engineering	[illegible]
Aug.	18	Department of Engineering	[illegible]
Aug.	19	Department of Engineering	[illegible]
Aug.	21	Department of Engineering	[illegible]
Aug.	23	Department of Engineering	[illegible]
Sept.	1	Department of Engineering	[illegible]
Sept.	11	Department of Engineering	1,195 91
Sept.	21	Department of Engineering	[illegible]
Sept.	21	Department of Engineering	[illegible]
Sept.	18	Department of Engineering	[illegible]
Sept.	20	Department of Engineering	[illegible]
Sept.	27	Department of Engineering	[illegible]
Oct.	1	Department of Engineering	25 43
Oct.	1	Department of Engineering	1,019 88
Oct.	11	Department of Engineering	1,109 80
Oct.	18	Department of Engineering	1,134 94
Oct.	1	Department of Engineering	[illegible]
Oct.	21	Department of Engineering	[illegible]
Oct.	23	Department of Engineering	2,162 25
Oct.	31	Department of Engineering	[illegible]
Oct.	29	Department of Engineering	1,463 42
Nov.	1	Department of Engineering	36 01
Nov.	10	Department of Engineering	[illegible]
Nov.	10	Department of Engineering	[illegible]
Nov.	18	Department of Engineering	[illegible]
Nov.	27	Department of Engineering	[illegible]
Dec.	1	Department of Engineering	272 55
Dec.	3	Department of Engineering	23 05
Dec.	9	Department of Engineering	2,780 00
Dec.	9	Department of Engineering	[illegible]
Dec.	14	Department of Engineering	478 81
Dec.	17	Department of Engineering	[illegible]
Dec.	23	Department of Engineering	349 41
Dec.	20	Department of Engineering	1,489 89
Dec.	28	Department of Engineering	275 74
			[illegible]
			[illegible]
Balance December 31, 1920			[illegible]

SAN FRANCISCO STATE BUILDING SINKING FUND. YEAR 1920.

RECEIPTS.

Date			
Jan.	1	Balance	None
June	8	Transfer from General Fund	[illegible]
July	1	Transfer from General Fund	20,000 00
Dec.	15	Transfer from General Fund	[illegible]
			[illegible]

DISBURSEMENTS.

June 8 Payment Semi-Annual Interest	$18,400 00	
July 7—Redemption of Bonds	20,000 00	
Dec. 21—Payment Semi-Annual Interest	18,000 00	
		$56,400 00
Balance December 31, 1920		None

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate and Assembly of the State of California.

Pursuant to the provisions of section 6, chapter 235, Statutes of 1913, I transmit herewith a copy of joint reports of the State Controller and State Treasurer of their proceedings under said act for the period lapsing between January 1, 1920, and December 31, 1920.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Dated: Sacramento, California, March 18, 1921.

REPORT OF SACRAMENTO STATE BUILDING FUND AND SACRAMENTO STATE BUILDING SINKING FUND, UNDER THE SACRAMENTO STATE BUILDING ACT OF 1913.

To His Excellency, William D. Stephens,
Governor.

SIR: In accordance with the provisions of section 6, chapter 235, Statutes of 1913, we submit herewith a report of the proceedings under said chapter of Sacramento State Building Fund and Sacramento State Building Sinking Fund, for the year beginning January 1, 1920, and ending December 31, 1920.

Dated: Sacramento, California, January 18, 1921.

F. W. RICHARDSON, State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

REPORT OF SACRAMENTO STATE BUILDING FUND. YEAR 1920.

RECEIPTS.

Date		Total
Jan. 1	Balance	$38,855 60
Mar. 29	From State Treasurer for bonds	40,000 00
		$78,855 60

DISBURSEMENTS.

Jan. 7—To Department of Engineering	$12 45	
Jan. 15—To Department of Engineering	9 11	
Jan. 26—To Department of Engineering	620 84	
Jan. 28—To Department of Engineering	20 15	
Feb. 24—To Department of Engineering	744 51	
Feb. 27—To Department of Engineering	30 00	
Mar. 1—To Department of Engineering	5 30	
Mar. 9—To Department of Engineering	15 96	
Mar. 22—To Department of Engineering	426 09	
Mar. 29—To Department of Engineering	98 27	
April 13—To Department of Engineering	68,120 00	
April 27—To Department of Engineering	6 84	
May 17—To Department of Engineering	1,194 54	
June 4—To Department of Engineering	21 36	
June 17—To Department of Engineering	31 53	
June 21—To Department of Engineering	315 82	
July 16—To Department of Engineering	4 21	
July 21—To Department of Engineering	277 11	
Aug. 18—To Department of Engineering	6 24	
Aug. 21—To Department of Engineering	233 95	
Sept. 16—To Department of Engineering	9 40	
Sept. 29—To Department of Engineering	6 85	
Oct. 1—To Department of Engineering	9 48	
Nov. 22—To Department of Engineering	70 97	
		72,923 42
Balance December 31, 1920		$5,932 27

REPORT OF SACRAMENTO STATE BUILDING SINKING FUND. YEAR 1920.

RECEIPTS.

Date			Total
Jan. 1	Balance		$55.00
Jan. 5	From State Treasurer	$1,[illegible]	
Mar. 29	From State Treasurer	[illegible] 78	
June 8	Transfer from General Fund	70 [illegible]	
July 1	Transfer from General Fund	50,000 00	
July 7	From State Treasurer	[illegible]	
Dec 18	Transfer from General Fund	1,697 50	
			[illegible]
			[illegible]
			$55,00 00

DISBURSEMENTS.

June 16—Payment Semi-Annual Interest	$2,[illegible] 00	
Dec. 21—Payment Semi-Annual Interest	[illegible]	
		[illegible]
Balance December 21, 1920		$50,00 00

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate and Assembly of the State of California:

Pursuant to the provisions of section 7, chapter 404, Statutes of 1913, I transmit herewith a copy of joint reports of the State Controller and State Treasurer of their proceedings under said act for the period lapsing between January 1, 1920, and December 31, 1920.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Dated: Sacramento, California, March 18, 1921.

REPORT OF SECOND STATE HIGHWAY FUND AND SECOND STATE HIGHWAY SINKING FUND UNDER THE STATE HIGHWAYS ACT OF 1913.

To His Excellency, William D. Stephens, Governor.

SIR: In accordance with the provisions of section 7, chapter 404, Statutes of 1913, we submit herewith a report of the proceedings under said chapter of Second State Highway Fund and Second State Highway Sinking Fund, for the year beginning **January 1, 1920, and ending December 31, 1920.**

Dated: Sacramento, California, January 18, 1921.

F. W. RICHARDSON, State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. COOPER, Deputy.

REPORT OF SECOND STATE HIGHWAY FUND. YEAR 1920.

RECEIPTS.

Date			Total
Jan. 1	Balance		$295,887 99
Jan. 5	Department of Engineering	$12,061 28	
Jan. 5	Department of Engineering	5 [illegible]	
Jan. 9	State Treasurer, sale bonds	[illegible]	
Jan. 20	State Treasurer, sale bonds	[illegible]	
Jan. 23	Department of Engineering	[illegible]	
Jan. 24	Department of Engineering	7 50	
Jan. 26	Department of Engineering	12 46	
Jan. 30	Department of Engineering	14 85	
Feb. 3	Department of Engineering	3,084 23	
Feb. 6	Department of Engineering	28,522 34	
Feb. 19	Department of Engineering	1,019 06	
Feb. 28	Department of Engineering	4 00	
Mar. 2	Department of Engineering	1 50	
Mar. 2	Department of Engineering	4,475 76	
Mar. 19	Department of Engineering	53	
April 1	Department of Engineering	2,143 90	
April 30	Department of Engineering	152,660 44	
May 24	Department of Engineering	29,063 47	
June 3	Department of Engineering	368 78	

July 1	Department of Engineering	3,994 71	
July 15	Department of Engineering	61,444 52	
July 29	Department of Engineering	14,841 77	
Aug. 12	Department of Engineering	21,886 70	
Aug. 19	Department of Engineering	99,148 21	
Sept. 3	Department of Engineering	350 00	
Oct. 4	Department of Engineering	1,448 20	
Oct. 18	Department of Engineering	35,792 35	
Nov. 4	Department of Engineering	27,464 58	
Nov. 2	—Department of Engineering	1,457 91	
Dec. 17	State Treasurer, sale bonds	700,000 00	
Dec. 17	State Treasurer, sale bonds	500,000 00	
Dec. 21	—Department of Engineering	35,614 27	
Dec. 21	Department of Engineering	1,326 00	
			2,018,370 86
			$2,285,758 85

DISBURSEMENTS.

Jan. 2	Department of Engineering	57,886 48	
Jan. 3	Department of Engineering	169,828 16	
Jan. 5	—Department of Engineering	50,106 17	
Jan. 7	—Department of Engineering	10,117 90	
Jan. 8	Department of Engineering	24,692 57	
Jan. 12	—Department of Engineering	73,518 01	
Jan. 13	—Department of Engineering	144,983 03	
Jan. 14	—Department of Engineering	48,776 86	
Jan. 15	Department of Engineering	10,710 10	
Jan. 16	—Department of Engineering	20,365 13	
Jan. 20	—Department of Engineering	38,195 52	
Jan. 21	—Department of Engineering	20,857 36	
Jan. 22	—Department of Engineering	2,036 70	
Jan. 23	Department of Engineering	5,650 52	
Jan. 24	—Department of Engineering	43,421 68	
Jan. 26	—Department of Engineering	2,296 73	
Jan. 27	—Department of Engineering	31,794 56	
Jan. 28	—Department of Engineering	37,883 61	
Jan. 30	—Department of Engineering	4,645 55	
Feb. 1	—Department of Engineering	240 00	
Feb. 3	—Department of Engineering	23,822 57	
Feb. 4	—Department of Engineering	154 21	
Feb. 6	—Department of Engineering	70 74	
Feb. 10	—Department of Engineering	28,932 35	
Feb. 16	—Department of Engineering	36,676 78	
Feb. 17	—Department of Engineering	8,316 00	
Mar. 4	—Department of Engineering	19,490 00	
May 11	—Department of Engineering	161,353 34	
May 13	—Department of Engineering	3,919 52	
June 1	—Department of Engineering	30,000 00	
July 1	Department of Engineering	60,000 00	
Aug. 4	—Department of Engineering	20,000 00	
Aug. 28	—Department of Engineering	100,000 00	
Nov. 8	—Department of Engineering	40,000 00	
Nov. 10	—Department of Engineering	25,000 00	
Dec. 27	—Department of Engineering	100,000 00	
			1,644,685 14
Balance December 31, 1920			$641,073 71

REPORT OF SECOND STATE HIGHWAY SINKING FUND. YEAR 1920.

RECEIPTS.

Date			Total
Jan. 1	—Balance		$280,562 50
Jan. 2	—Transfer from General Fund	$687 50	
Jan. 9	—State Treasurer, Accrued Interest	150 00	
Jan. 20	—State Treasurer, Accrued Interest	350 00	
June 8	—Transfer from General Fund	292,000 00	
Dec. 13	—Transfer from General Fund	292,500 00	
Dec. 17	—State Treasurer	10,250 00	
Dec. 17	—State Treasurer	10,250 00	
			606,187 50
			$886,750 00

DISBURSEMENTS

Jan. 2 Payment Semi Annual Interest	[illegible]	
Feb. 4 Payment Semi Annual Interest	[illegible]	
June 16 Payment Semi Annual Interest	[illegible]	
Dec. 21 Payment Semi Annual Interest	[illegible]	
		[illegible]
Balance December 31, 1920		[illegible]

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA

To the Senate and Assembly of the State of California:

Pursuant to the provisions of [illegible] Building and Sinking Fund act of 1914, I transmit herewith a copy of [illegible] showing all the State Controller and State Treasurer of their proceedings under said act for the period lapsing between January 1, 1920, and December 31, 1920.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Dated Sacramento, California, March 18, 1921.

REPORT OF UNIVERSITY OF CALIFORNIA BUILDING AND SINKING FUND ACT OF 1914.

To His Excellency, William D. Stephens,
Governor.

SIR: We submit herewith a report of the proceedings under the said act for the year beginning January 1, 1920, and ending December 31, 1920, according to the provisions of section 7 of said act.

Dated Sacramento, California, January 14, 1921.

F. W. RICHARDSON, State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. Cooper, Deputy.

UNIVERSITY OF CALIFORNIA BUILDING AND SINKING FUND. YEAR 1920.

RECEIPTS

Date			
Jan. 1—Balance			[illegible]
June 8 Transfer from General Fund	[illegible]		
Dec. 18 Transfer from General Fund	[illegible]		
Dec. 18 Transfer from General Fund	[illegible]		
			[illegible]

DISBURSEMENTS

June 16 Payment of Semi Annual Interest	[illegible]	
Dec. 21 Payment of Semi Annual Interest	[illegible]	
		[illegible]
Balance December 31, 1920		[illegible]

EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA.

To the Senate and Assembly of the State of California:

Pursuant to the provisions of the Third State Highway Fund and the Third State Highway Sinking Fund I transmit herewith a copy of joint reports of the State Controller and State Treasurer of their proceedings under said act for the period lapsing between January 1, 1920, and December 31, 1920.

Respectfully submitted.

WM. D. STEPHENS, Governor.

Dated Sacramento, California, March 18, 1921.

REPORT OF THIRD STATE HIGHWAY FUND AND THIRD STATE HIGHWAY SINKING FUND.

To His Excellency, William D. Stephens,
Governor.

SIR: We submit herewith a report of the proceedings of the Third State Highway Fund and the Third State Highway Sinking Fund, for the year beginning January 1, 1920, and ending December 31, 1920.

Dated Sacramento, California, January 15, 1921.

F. W. RICHARDSON, State Treasurer.
JOHN S. CHAMBERS, State Controller.
By C. E. Cooper, Deputy.

REPORT OF THIRD STATE HIGHWAY FUND. YEAR 1920.

RECEIPTS.

Date			
Mar. 2	State of California, sale of bonds	$1,000,000 00	
Mar. 2	State of California, sale of bonds	$1,000,000 00	
Mar. 2	State of California, sale of bonds	$1,000,000 00	
Mar. 9	Department of Engineering	175 40	
Mar. 12	Department of Engineering	26	
Mar. 13	Department of Engineering	75 00	
April 6	Department of Engineering	70 63	
April 6	Department of Engineering	34	
April 20	Department of Engineering	765 27	
May 11	Department of Engineering	160,000 00	
May 22	Department of Engineering	75 67	
May 24	Department of Engineering	171 99	
June 1	Department of Engineering	30,049 92	
June 3	Department of Engineering	53 48	
June 14	Department of Engineering	3 50	
July 1	Department of Engineering	1,668 21	
July 17	Department of Engineering	20,754 40	
July 17	State Treasurer, bonds	45,000 00	
July 21	Department of Engineering	60,000 00	
July 27	Department of Engineering	26	
July 29	State Treasurer, bonds	12,000 00	
July 31	Department of Engineering	166 85	
Aug. 4	Department of Engineering	20,000 00	
Aug. 4	State Treasurer, bonds	50,000 00	
Aug. 6	State Treasurer, bonds	100,000 00	
Aug. 9	Treasurer, United States	341,482 12	
Aug. 11	State Treasurer, bonds	8,000 00	
Aug. 11	State Treasurer, bonds	100,000 00	
Aug. 19	Department of Engineering	40 00	
Aug. 19	Department of Engineering	36,049 38	
Aug. 21	Treasurer, United States	47,418 91	
Aug. 25	Department of Engineering	34 90	
Aug. 26	State Treasurer, bonds	60,000 00	
Aug. 27	State Treasurer, bonds	35,000 00	
Aug. 28	Department of Engineering	100,000 00	
Sept. 2	State Treasurer, bonds	50,000 00	
Sept. 3	Department of Engineering	170 67	
Sept. 8	Department of Engineering	3,216 25	
Sept. 10	State Treasurer, bonds	500,000 00	
Sept. 13	Treasurer, United States	24,996 10	
Sept. 16	State Treasurer, bonds	50,000 00	
Sept. 16	State Treasurer, bonds	3,000 00	
Sept. 21	Department of Engineering	9 92	
Sept. 22	Department of Engineering	4 50	
Sept. 22	State Treasurer, bonds	50,000 00	
Sept. 30	Department of Engineering	2 88	
Oct. 4	Department of Engineering	7,310 77	
Oct. 6	State Treasurer, bonds	500,000 00	
Oct. 21	State Treasurer, bonds	50,000 00	
Oct. 28	Treasurer, United States	72,777 13	
Nov. 4	State Treasurer, bonds	500,000 00	
Nov. 4	Department of Engineering	3,051 28	
Nov. 8	Department of Engineering	10,000 00	
Nov. 16	Department of Engineering	25,000 00	
Nov. 17	Treasurer, United States	21,580 99	
Dec. 3	Treasurer, United States	140,692 97	
Dec. 3	Department of Engineering	3,344 10	
Dec. 27	Department of Engineering	400,000 00	
Dec. 31	Department of Engineering	8,812 60	
			$6,692,275 65

DISBURSEMENTS.

Mar. 5	Department of Engineering	$20,343 84
Mar. 6	Department of Engineering	94,762 60
Mar. 6	Department of Engineering	215,283 21
Mar. 8	Department of Engineering	1,905 34
Mar. 9	Department of Engineering	38,184 86
Mar. 10	Department of Engineering	1,164,016 46
Mar. 11	Department of Engineering	6,309 43

Mar. 12—Department of Engineering
Mar. 13—Department of Engineering
Mar. 15—Department of Engineering
Mar. 16—Department of Engineering
Mar. 18—Department of Engineering
Mar. 19—Department of Engineering
Mar. 20—Department of Engineering
Mar. 23—Department of Engineering
Mar. 26—Department of Engineering
Mar. 27—Department of Engineering
Mar. 29—Department of Engineering
April 1—Department of Engineering
April 2—Department of Engineering
April 3—Department of Engineering
April 7—Department of Engineering 1,288 97
April 9—Department of Engineering 21,930 23
April 10—Department of Engineering 145,253 66
April 13—Department of Engineering 104,861 50
April 14—Department of Engineering
April 15—Department of Engineering 26,070 72
April 16—Department of Engineering
April 20—Department of Engineering
April 21—Department of Engineering
April 22—Department of Engineering
April 23—Department of Engineering 1,939 15
April 24—Department of Engineering 22,117 64
April 27—Department of Engineering
April 28—Department of Engineering 34,708 74
April 29—Department of Engineering 371 23
April 30—Department of Engineering 58,436
May 1—Department of Engineering 71,403 19
May 3—Department of Engineering 1,437 23
May 5—Department of Engineering
May 6—Department of Engineering
May 7—Department of Engineering
May 8—Department of Engineering
May 10—Department of Engineering
May 11—Department of Engineering
May 12—Department of Engineering
May 13—Department of Engineering 4,328 43
May 14—Department of Engineering
May 17—Department of Engineering 277 19
May 18—Department of Engineering
May 19—Department of Engineering
May 20—Department of Engineering
May 21—Department of Engineering
May 22—Department of Engineering
May 24—Department of Engineering
May 25—Department of Engineering
May 27—Department of Engineering
June 2—Department of Engineering 30,491 82
July 9—Department of Engineering
July 12—Department of Engineering
July 14—Department of Engineering
July 17—Department of Engineering
July 21—Department of Engineering
July 22—Department of Engineering
July 23—Department of Engineering 11,784 88
July 24—Department of Engineering
July 27—Department of Engineering 1,382 85
July 31—Department of Engineering
Aug. 3—Department of Engineering
Aug. 5—Department of Engineering
Aug. 6—Department of Engineering
Aug. 7—Department of Engineering
Aug. 10—Department of Engineering 123 40
Aug. 11—Department of Engineering 159,940 40
Aug. 12—Department of Engineering
Aug. 13—Department of Engineering 111,841 85
Aug. 14—Department of Engineering 25,424 20

Aug. 17	Department of Engineering	21,572 02
Aug. 18	Department of Engineering	[illegible]
Aug. 19	Department of Engineering	[illegible]
Aug. 23	Department of Engineering	[illegible]
Aug. 24	Department of Engineering	[illegible]
Aug. 25	Department of Engineering	8,121 36
Aug. 26	Department of Engineering	[illegible]
Aug. 27	Department of Engineering	3,331 [illegible]
Aug. 28	Department of Engineering	37 18
Sept. 1	Department of Engineering	4,396 81
Sept. 2	Department of Engineering	[illegible]
Sept. 4	Department of Engineering	[illegible]
Sept. 7	Department of Engineering	4,576 33
Sept. 8	Department of Engineering	[illegible]
Sept. 9	Department of Engineering	[illegible]
Sept. 16	Department of Engineering	122,384 55
Sept. 17	Department of Engineering	[illegible]
Sept. 20	Department of Engineering	[illegible]
Sept. 23	Department of Engineering	[illegible]
Sept. 24	Department of Engineering	[illegible]
Sept. 25	Department of Engineering	[illegible]
Sept. 27	Department of Engineering	9,776 61
Sept. 28	Department of Engineering	422 35
Sept. 29	Department of Engineering	32,205 16
Sept. 30	Department of Engineering	1,010 45
Oct. 1	Department of Engineering	[illegible]
Oct. 2	Department of Engineering	239 84
Oct. 4	Department of Engineering	32,430 37
Oct. 5	Department of Engineering	[illegible]
Oct. 6	Department of Engineering	26,647 85
Oct. 7	Department of Engineering	11,796 25
Oct. 8	Department of Engineering	14,613 78
Oct. 9	Department of Engineering	91,510 99
Oct. 11	Department of Engineering	166,616 56
Oct. 14	Department of Engineering	60,518 52
Oct. 15	Department of Engineering	54,507 93
Oct. 18	Department of Engineering	18,518 07
Oct. 19	Department of Engineering	43,816 04
Oct. 21	Department of Engineering	30,684 68
Oct. 22	Department of Engineering	18,228 63
Oct. 25	Department of Engineering	631 80
Oct. 28	Department of Engineering	58,275 06
Oct. 30	Department of Engineering	34,234 90
Nov. 1	Department of Engineering	24,580 27
Nov. 3	Department of Engineering	30,904 05
Nov. 4	Department of Engineering	45,955 01
Nov. 5	Department of Engineering	25,823 43
Nov. 6	Department of Engineering	36,693 05
Nov. 8	Department of Engineering	470 24
Nov. 9	Department of Engineering	[illegible]
Nov. 10	Department of Engineering	5,518 51
Nov. 13	Department of Engineering	41,986 06
Nov. 15	Department of Engineering	61,381 89
Nov. 16	Department of Engineering	122,918 81
Nov. 17	Department of Engineering	15,552 51
Nov. 18	Department of Engineering	93,463 74
Nov. 20	Department of Engineering	79 50
Nov. 22	Department of Engineering	4,365 37
Nov. 23	Department of Engineering	39,616 38
Nov. 24	Department of Engineering	56,307 85
Nov. 26	Department of Engineering	122 50
Nov. 29	Department of Engineering	23,440 63
Dec. 1	Department of Engineering	21,414 01
Dec. 2	Department of Engineering	49,776 83
Dec. 6	Department of Engineering	10,693 91
Dec. 9	Department of Engineering	77,558 95
Dec. 11	Department of Engineering	43,893 71
Dec. 13	Department of Engineering	337 68
Dec. 14	Department of Engineering	15,285 39

Dec. 15	Department of Engineering		
Dec. 17	Department of Engineering		
Dec. 21	Department of Engineering		
Dec. 22	Department of Engineering		
Dec. 23	Department of Engineering		
Dec. 24	Department of Engineering		
Dec. 27	Department of Engineering		
Dec. 28	Department of Engineering		
Dec. 29	Department of Engineering		
Dec. 31	Department of Engineering		
Balance December 31, 1920			

THIRD STATE HIGHWAY SINKING FUND—YEAR 1921

RECEIPTS

Date			
Mar. 2	From State Treasurer, Interest		
Mar. 2	From State Treasurer, Interest		
Mar. 7	From State Treasurer, Interest		
April 8	Transfer from General Fund		
July 17	From State Treasurer, Interest		
July 29	From State Treasurer, Interest		
Aug. 1	From State Treasurer, Interest	182 50	
Aug. 6	From State Treasurer, Interest		
Aug. 11	From State Treasurer, Interest		
Aug. 11	From State Treasurer, Interest		
Aug. 25	From State Treasurer, Interest		
Aug. 27	From State Treasurer, Interest		
Sept. 2	From State Treasurer, Interest		
Sept. 12	From State Treasurer, Interest		
Sept. 16	From State Treasurer, Interest		
Sept. 16	From State Treasurer, Interest	27 00	
Sept. 22	From State Treasurer, Interest		
Oct. 6	From State Treasurer, Interest		
Oct. 21	From State Treasurer, Interest		
Nov. 4	From State Treasurer, Interest		
Dec. 13	Transfer from General Fund		

DISBURSEMENTS

June 16	Payment Semi Annual Interest		
Dec. 21	Payment Semi Annual Interest		
Balance December 31, 1921			

MESSAGES FROM THE ASSEMBLY

The following messages from the Assembly were taken up and read

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 17, 1921, passed the following:

Assembly Bill No. 256.—An act to add a new section to the Political Code, to be numbered 4041c, relating to county employees.

Also, Assembly Bill No. 675.—An act to amend section 4279 of the Political Code, relating to the compensation of officers of counties of the fourth class.

Also, Assembly Bill No. 845.—An act to add a new section to be numbered section 1970½ to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty one years, and in certain cases providing for their care, custody and maintenance, providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punish-

ment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 969—An act to amend section 4266 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-seventh class.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 256, 675, 845 and 969 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 17, 1921, passed the following:

Assembly Bill No. 977—An act to add a new section to be numbered section 19*c* 17 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 981—An act to add a new section to be numbered section 19*c* 25 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 977 and 981 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 17, 1921, passed the following:

Assembly Bill No. 1120—An act to add a new section to the Political Code to be numbered 4041*c*, providing for the acquisition and operation of works for the furnishing of materials and supplies used by counties, cities and districts;

Also: Assembly Bill No. 1212—An act to add a new section to the Political Code to be numbered 1095*a*, relating to the destruction of county auditor, county treasurer, records which are more than five years old.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 1120 and 1212 read first time, and referred to Committee on County Government.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committee were received and read:

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 670—An act to amend section 1608 of the Political Code, and to add a new section to said code to be numbered 1608a, relating to powers and duties of boards of school trustees and city boards of education.

Also: Senate Bill No. 617—An act to add a new section to be known as 9a 13 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, and section relating to salaries of county librarians.

Also: Senate Bill No. 537—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education.

Has had the same under consideration, and respectfully reports the same back with amendments, and recommends that they do pass, as amended.

Committee membership—15; committee vote: Ayes—13; absent—2. Same vote on all bills.

BOGGS, Vice Chairman.

Senate Bills Nos. 670, 617 and 537 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818 and 1858 of the Political Code of the State of California, relating to schools and school revenues—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—10; absent—5.

BOGGS, Vice Chairman.

Senate Bill No. 310 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 3—An act to add a new section to the Political Code, to be numbered 1764a, relating to raising a high school tuition fund in counties in which there is no established high school—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—13; absent—2.

BOGGS, Vice Chairman.

Senate Bill No. 3 ordered on file for second reading.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 104—An act to amend section 9 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California and repealing an act entitled 'An act to provide county library systems' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, lines 1 and 2, of the printed bill, strike out the words "The salaries that are now or may hereafter be fixed by law", and insert in lieu thereof the following: "the sum of three thousand dollars."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 484—An act to add a new section to the Political Code, to be numbered 3466½, relating to sales of land for delinquent reclamation assessments.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water, and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage water.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 938—An act to amend section 4 of an act entitled "An act to create a levee district to be called and designated Sacramento River West Side Levee District; to prevent the overflow of flood waters from the Sacramento River from flooding onto the lands within said district by the construction of levees along the west bank of the Sacramento River and adjacent thereto and maintain the same; providing for the election and appointment of officers of said levee district; defining the powers, duties and compensation of such officers, and providing for the levying and collecting assessments upon the lands within said levee district," and approved May 18, 1915.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of the plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by amending section 33 thereof, the said amendment relating to the application of compensation to be made to any reclamation district, levee district, drainage district, municipal corporation, association, private corporation or person.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 932—An act granting to the city of San Rafael the salt marsh, tide and submerged lands of the State of California, within the present boundaries of said city, including the right to wharf out therefrom, and regulating the management, use and control thereof.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 506—An act granting to the city of Los Angeles the swamp, overflowed and salt marsh lands of the State within the boundaries of the said city.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title, commencing with the word "powers," strike out the rest of the title and insert in lieu thereof the following: "powers and duties of school trustees of cities and city and county boards of education."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, commencing with line 1, strike out the rest of the bill and insert in lieu thereof the following:

"SECTION 1. Section one thousand six hundred nine of the Political Code is hereby amended to read as follows:

1609. Boards of school trustees, and city, and city and county boards of education shall have power and it shall be their duty:

First. To employ a principal for each school under their control, and they may employ a district superintendent for one or more schools employing eight teachers or more under their control. In each city school district governed by a city board of education, such board may employ a city superintendent of schools and such deputy or assistant city superintendents as it may deem necessary and fix and order paid their compensation unless the same be otherwise prescribed by law. Any deputy city superintendent of schools, or assistant city superintendent of schools, or district superintendent may be elected for a term of four years.

Second. To employ the teachers, as provided in part fifth of this section; also to employ janitors and other employees of the school, to fix and order paid their compensation, unless the same be otherwise prescribed by law; *provided*, that no board shall enter into any contract with such employees, other than teachers, to extend beyond the close of the next ensuing school year; except that teachers may be elected on or after May second for the next ensuing school year and each teacher so elected shall be deemed reelected from year to year except as hereinafter specified; *provided*, that any teacher who shall fail to signify his acceptance within twenty days after notice of his election or employment shall have been given him by the clerk or secretary of the governing board of the school district, or shall have been mailed to him by such clerk or secretary by depositing such notice in the United States post office, with postage thereon prepaid, addressed to such teacher at his last known place of address, shall be deemed to have declined the same. Any board of trustees, or city, or city and county board of education may arrange to pay the teachers or principals so employed by them in ten or eleven or twelve equal payments instead of by the school month; *provided, however*, that where the board of trustees of city or city and county board of education arranges to pay the teachers or principals so employed by them in twelve equal payments for the year, they shall begin such payments on the first day of the calendar month following the opening of schools for the current year in all cases where school is opened during the month of July, and in all cases where school is not opened during the month of July, the board of trustees or city boards or city and county boards of education may withhold such warrant or warrants which may have fallen due prior to the opening of school until the teachers or principals so employed by them shall have returned to the employment for which they were engaged by the board of school trustees or the

city or city and county board of education and shall have resumed their respective duties, and then such payments shall be continued from month to month on the first day of each calendar month thereafter until said teachers have been paid the full amount due to them for that fiscal year; *provided*, that a teacher who serves less than a full school year is entitled to receive as salary only an amount that bears the same ratio to the established annual salary for such position as the time he teaches bears to the annual school term; *provided*, that whenever the first day of the month falls upon a holiday, payment of teachers' salaries shall be made on the following day.

Third—To appoint, and, in their discretion, pay district librarians, and enforce the rules prescribed for the government of district libraries.

Fourth—To employ in their discretion supervisors of subjects and fix and order paid their compensation unless the same be otherwise prescribed by law.

Fifth—(*a*) To employ, as teachers, only persons who hold legal certificates for teaching in full force and effect, and on file at the time of such appointment in the office of the county superintendent of schools, to serve as substitutes, probationary or permanent teachers, and to give the county superintendent of schools immediate notice in writing of such employment on blanks furnished by the superintendent of public instruction, stating the name and address of each person thus employed.

(*b*) To fix and prescribe the duties to be performed by principals, teachers, librarians, janitors and all other employees in the school district.

(*c*) To classify as substitute teachers those persons employed as teachers from day to day for less than one school year, to fill positions of regularly employed teachers absent from service.

(*d*) To classify as probationary teachers those persons employed as teachers for the school year, and who have not been classified as permanent teachers, as hereinafter provided, such classification to be made at the time of employment, and thereafter in the month of July of each school year.

(*e*) To classify as permanent teachers all persons who shall have been successfully employed as teachers by the district for two consecutive school years at the time of classification; *provided, also*, that the two years of successful service shall have been performed in a district employing at least eight teachers under a principal who shall devote at least two hours per day to supervision in the school or schools under his control. Such classification shall be made at the end of the two years of such employment.

(*f*) To grant leaves of absence to teachers.

(*g*) To accept the resignation of any teacher and to fix the time when such resignation shall take effect, which date shall not be later than the close of the school year during which such resignation shall have been received by such board.

(*h*) To dismiss substitute teachers at any time at the pleasure of the board.

(*i*) To dismiss probationary teachers during the school year for cause only, as in the case of permanent teachers, except that on or before the tenth day of June in any year the governing board may give notice in writing to a probationary teacher that his services will not be required for the ensuing school year. Such notice shall be deemed sufficient and complete when delivered in person to the teacher by the clerk or secretary of the governing board of the school district or deposited in the United States registered mail with postage prepaid, addressed to such teacher at his last known place of address.

(*j*) To dismiss permanent teachers, principals, or supervisors of special subjects, except as hereinafter provided, only for one or more of the following causes, after a fair and impartial public hearing. Causes for dismissal are immoral or unprofessional conduct, incompetence, evident unfitness for teaching, persistent violation of or refusal to obey the school laws of California, or reasonable rules prescribed for the government of public schools.

Dismissal for cause shall be made only after the following provisions shall have been complied with: The governing board shall give at least ten days notice in writing to any permanent teacher or principal or supervisor of special subjects against whom charges shall have been preferred, which notice shall state fully the charges, and the time when and the place where such hearing is to be held.

The governing board shall hold such hearing under reasonable rules which it shall adopt, and the teacher against whom charges shall have been preferred shall have the right to be represented by counsel, and to call witnesses on his own behalf and take their testimony at the hearing and to cross-examine all other witnesses who may testify at such hearing; *provided*, that such hearing shall be confined to charges only.

The board may dismiss any permanent teacher after a hearing as in this section provided, upon proof of the charges covering any one or more of the causes for dismissal enumerated in this section, upon the affirmative vote of the majority of the board. No member of the board shall be qualified to vote who has not been present throughout the entire hearing, such trial shall have been concluded and the decision rendered within ten days after the beginning of said trial.

It is hereby provided, however, that whenever it becomes necessary to decrease the number of permanent teachers employed by a school district on account of the decrease in the number of pupils attending the schools of such district, or on

account of the discontinuance of a particular kind of teaching service in such district, the governing board may dismiss such teacher or teachers at the close of the school year.

If the dismissal of such teacher or teachers shall become necessary on account of the decrease in the number of pupils attending the schools of district, such teacher or teachers so dismissed shall be the teacher or teachers last employed by the district.

If the dismissal of such teacher or teachers shall become necessary on account of the discontinuance of a particular kind of teaching service in the district, the teacher or teachers so dismissed shall be the teacher or teachers engaged in the type of teaching work so discontinued. If such a course is reestablished within one year from the time of such discontinuance, the teacher or teachers so dismissed shall have the preferred right to appointment as teacher or teachers of such course.

The board shall give any teacher who shall be dismissed under this proviso a statement of honorable dismissal.

Nothing in this act shall be construed as to deprive any teacher of his rights and remedies in a court of competent jurisdiction or a question of fact and law.

Sixth. To provide in cities, and in cities and counties, having boards of education, for the payment of the traveling expenses of any representative of the board of education, when performing services directed by said board."

Amendment adopted.

Bill read second time, ordered to print, engrossment and third reading.

Senate Bill No. 597.—An act providing for the preparation and filing by county engineers, county surveyors, road commissioners, city engineers, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the engineer for any reclamation or irrigation district within the State or of the Debris Commission, supervising or superintending the construction, improvement or repair of public work or improvements within the State, by day's labor or force account, of a certificate or report showing the progress and cost of such work and providing penalties for failure to file and keep as a public record such certificate or report and for making any false statement therein.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title, after the word "surveyors", insert the following words: "flood control engineers".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 3 of the title, before the word "city", insert the following words: "superintendents of streets, commissioners of public works,".

Amendment adopted.

AMENDMENT NUMBER THREE.

In line 7 of the title, after the word "construction", insert the word "or".

Amendment adopted.

AMENDMENT NUMBER FOUR.

In line 7 of the title strike out the words "or repair".

Amendment adopted.

AMENDMENT NUMBER FIVE.

In line 7 of the title, after the word "work", strike out the word "or".

Amendment adopted.

AMENDMENT NUMBER SIX.

In line 8 of the title, before the word "within", strike out the words "improvements".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

In line 9 of the title, after the word "account", insert the following words: "of plans and specifications and estimates of costs prior to the commencement of such work and".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

In line 9 of the title strike out the words "progress and"

Amendment adopted.

AMENDMENT NUMBER NINE.

In line 10 of the title strike out the word "cost", and insert in lieu thereof the word "costs".

Amendment adopted.

AMENDMENT NUMBER TEN.

In line 11 of the title, after the word "such", insert the following words: "plans, estimates of costs and".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

In line 11 of the title strike out the word "or", and insert in lieu thereof the word "and".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

Strike out all of line 12 of the title, and insert in lieu thereof the following words: "excepting therefrom emergency and maintenance work and work the cost of which is not more than ten thousand dollars."

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 1 of the printed bill, after the enacting clause, strike out all of lines 1, to 18 inclusive, and insert in lieu thereof the following:

"SECTION 1. It shall be the duty of every county engineer, county surveyor, flood control engineer, road commissioner, city engineer, superintendent of streets, commissioner of public works, city and county engineer, county highway engineer, State engineer, State highway engineer, and of the engineer for any reclamation or irrigation district within the State or the Debris Commission, supervising or superintending the construction of any bridge, road, street, highway, ditch, canal, dam, tunnel, building or structure, or any other public work or improvement within the State excepting therefrom emergency and maintenance work and work the cost of which is not more than ten thousand dollars, by day's labor or force account, to prepare and file in his office full, complete and accurate plans and specifications and estimates of costs of such work prior to the commencement of any of the above described work, and to prepare and file in his office, upon completion, a certificate and report in writing of the costs of each job or parcel of work, verified by his oath in the same manner as a complaint in a civil action. Said certificate and report shall contain a detailed estimate of the character and quantity of the work performed, and itemized statement of the cost of labor, materials, rentals, overhead expenses, repairs or any and all other items entering into the costs of the work performed; a schedule of any publicly owned equipment which is used on said work together with a reasonable allowance for the use of such equipment on such work; and said certificate and report shall specifically state that the work performed has been done or has not been done,

(as the case may be), in accordance with the plans and specifications as first originally filed as hereinbefore provided.

SEC. 2. Such plans, specifications, estimates of costs, certificates and reports shall be open to inspection and examination as a public record.

SEC. 3. If any county engineer, county surveyor, flood control engineer, road commissioner, city engineer, superintendent of streets, commissioner of public works, city and county engineer, county highway engineer, State engineer, State highway engineer, or the engineer for any reclamation or irrigation district within the State or of the Debris Commission supervising or superintending the construction of any bridge, road, street, highway, ditch, canal, dam, flume, bridging or structure or any other public work or improvement within the State excepting ordinary emergency and maintenance work and work the cost of which is not more than ten thousand dollars, by day's labor or force account, shall fail or refuse to file such plans, specifications, or estimates of costs, or his other prior to the commencement of any such work, or shall fail to file or refuse to file such certificate or report as hereinbefore or shall fail or refuse to keep such plans, specifications, estimates of cost, certificates or reports on file in his office open to inspection and examination as a public record, he shall be guilty of a misdemeanor."

Amendment adopted

AMENDMENT NUMBER FOURTEEN

On page 2 of the printed bill, strike out all of lines 1 to 21, inclusive.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Bill re-referred to Committee on County Government.

Senate Bill No. 442—An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements under the "Street Opening Act of 1889" and providing for the effect and enforcement of such bonds.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 248—An act to amend section 856 of an act entitled "An act for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 509—An act to amend an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction and completion thereof," which became a law under the constitutional provision without the Governor's approval February 25, 1901, as subsequently amended, by adding a new section thereto, to be numbered section 14, relating to bonds for a city plan.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 263—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 325—An act to amend sections 3 and 4 of an act entitled "Street Opening Act of 1903."

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title strike out the words "sections three and", and insert in lieu thereof the word "section".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the word "three", and insert in lieu thereof the word "four".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill strike out everything from lines 3 to 29, inclusive, and on page 2 of the printed bill strike out everything up to and including line 29.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 671—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lanes, alleys, courts, places and rights of ways in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 31, of the printed bill, after the word "eight" insert the letter "*a*".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 672—An act to amend section 20 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 4, line 4, of the printed bill, after the word "eight" insert the letter "a"

Amendment adopted

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 673—An act to amend section 7 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 3, line 26, of the printed bill, after the word "eight" insert the letter "a".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Otis moved to refer Senate Bill No. 751 to Senator Carr, F. M., as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 4, line 34, of the printed bill, as amended, strike out the first word "hundred", and insert in lieu thereof the word "thousand".

AMENDMENT NUMBER TWO.

On page 5, line 49, of the printed bill, as amended, strike out the word "three", and insert in lieu thereof the word "four".

AMENDMENT NUMBER THREE.

On page 8, line 2, of the printed bill, as amended, after the word "reported" insert the following: "The fees for transcribing as provided herein".

AMENDMENT NUMBER FOUR.

On page 8, line 3, of the printed bill, as amended, strike out the word "treasurer", and insert in lieu thereof the word "treasury".

AMENDMENT NUMBER FIVE.

On page 8, line 48, of the printed bill, as amended, after the word "such" insert the word "county".

AMENDMENT NUMBER SIX.

On page 8, line 50, of the printed bill, as amended, after the word "such" insert the word "county".

AMENDMENT NUMBER SEVEN.

On page 10, line 19, of the printed bill, as amended, strike out the words "twenty thousand" and insert in lieu thereof the words "forty-five thousand".

AMENDMENT NUMBER EIGHT.

On page 10, line 21, of the printed bill, as amended, after the word "of" insert the following: "twenty thousand and less than forty-five thousand one hundred twenty-five dollars; in townships having a population of".

AMENDMENT NUMBER NINE.

On page 11, line 12, of the printed bill, as amended, strike out the semicolon at the end of the line, insert a comma and the following: "payable at the same time and in the same manner and out of the same fund as the salaries of other county officers;".

AMENDMENT NUMBER TEN.

On page 11, line 17, of the printed bill, as amended, after the period insert a new sentence, as follows: "The county librarian shall also be allowed actual and necessary traveling expenses.

18. The sealer of weights and measures three thousand dollars per annum and deputy sealers of weights and measures the sum of two thousand dollars per annum each payable at the same time and in the same manner and out of the same fund as the salaries of other county officers; said deputies to be appointed as provided by law."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 18, 1921

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 751, with instructions to amend, respectfully reports the same back, amended as per instructions.

CARR, F. M., Special Committee.

Report read, and on motion of Senator Otis, adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 105—An act to amend section 19c of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 105 passed by the following vote:

AYES: Senators Allen, Ashley, Boggs, Breed, Burnett, Carr, W. J. Cronin, Dennett, Duncan, Eden, Gedsel, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rominger, Shearer and Slater—22.

NOES: None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEE

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT

SENATE CHAMBER, SACRAMENTO, March 18, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 133. An act providing for publicity of contributions and expenditures made for the purpose of influencing elections for or against any proposition voted upon throughout the State and providing penalties for violation of the provisions hereof.

Also: Senate Bill No. 159. An act to amend section 10 of an act entitled "Improvement Act of 1911."

Also: Senate Bill No. 371. An act declaring and prescribing the exterior boundaries of the city of Newport Beach.

Also: Senate Bill No. 372—An act providing for and authorizing the city of Fullerton and Orangethorpe School District to compromise the amount of and accept the taxes lost to Orangethorpe School District by the exclusion of certain property within the exterior boundaries of the city of Fullerton.

Also: Senate Bill No. 463. An act to amend section 9 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended, relating to the exterior property of special assessment liens.

Also: Senate Bill No. 533. An act to amend section 3 of an act entitled "An act to provide a system of street improvement bonds to be issued to pay certain assessments for the cost of street work and improvements within municipalities, and also for the payment of such bonds," approved February 27, 1903, as amended, relating to the foreclosure of delinquent bonds and providing an alternative method of foreclosure.

Also: Senate Bill No. 242. An act to amend section 1 of an act entitled "An act to provide for laying out, opening, extending, widening, straightening or closing up in whole or in part any street, square, lane, alley, court or place within municipalities and to condemn and acquire any and all real property necessary or convenient for that purpose," approved March 6, 1889, as amended.

Also: Senate Bill No. 667. An act to amend section 121 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended;

Also: Senate Bill No. 329. An act requiring that all motor vehicles owned by the State of California or by any board, commission or department thereof or any of the officers thereof in the discharge of official duties be suitably marked with the name of the department, by which the same is used and providing penalties for the failure to thus mark vehicles or for the use thereof for other than official purposes connected with the duties of the particular department of political subdivision by which said vehicle is controlled;

Also: Senate Bill No. 661. An act declaring the improved county road extending from Rio Vista to Lodi to be a State highway;

Also: Senate Bill No. 640. An act to add a new section to the Penal Code, to be numbered section 1374, relating to the payment of the expenses of examination, commitment and maintenance in State hospitals of persons charged with crime;

Also: Senate Bill No. 945. An act relating to certain funds in the custody or control of the boards of managers of State hospitals and providing for the allotment and apportionment thereof.

Also: Senate Bill No. 123. An act amending section 537½ of the Penal Code by extending said section to the protection of garage-keepers and persons letting automobiles for hire, and by making it a misdemeanor to tamper with the speed or distance registering device of an automobile with intent to defraud.

Also: Senate Bill No. 103—An act to amend section 1098 of the Penal Code, relating to the trials of defendants who are jointly charged with crime and to repeal section 1056 of said code, relating to the exercise of challenges when defendants are tried jointly;

Also: Senate Bill No. 124—An act to amend section 270 of the Penal Code, relative to neglecting to furnish necessaries for minor child;

Also: Senate Bill No. 100—An act to add four new sections to the Penal Code, to be numbered 337b, 337c, 337d, and 337e, relating to the bribery of participants in baseball games;

Also: Senate Bill No. 678—An act to amend section 1274a of the Code of Civil Procedure, relating to unclaimed property and the escheat thereof;

Also: Senate Bill No. 465—An act authorizing the Regents of the University of California to sell and convey certain land situate in Butte County, known as the Chico Forestry Station and directing that the proceeds of such sale shall become the property of the Regents of the University of California;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 493—An act establishing and standardizing the weight of loaves of bread and regulating the sale thereof—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—RESUMED.

Senate Bill No. 493—An act establishing and standardizing the weight of loaves of bread and regulating the sale thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 493 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rominger, Sample, Scott, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 133—An act providing for publicity of contributions and expenditures made for the purpose of influencing electors for or against any proposition voted upon throughout the State and providing penalties for violation of the provisions hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 133 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Godsil, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 459—An act to amend section 10 of an act entitled "Improvement Act of 1911."

On motion of Senator Carr, F. M., Senate Bill No. 459 was passed on file.

Senate Bill No. 371—An act defining and permanently establishing the exterior boundaries of the city of Newport Beach.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 371 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 372—An act providing for and authorizing the city of Fullerton and Orangethorpe school district to ascertain the amount of and adjust the taxes lost to Orangethorpe school district by the inclusion of certain territory within the exterior boundaries of the city of Fullerton.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 372 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Sample, Scott, Shearer, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 533—An act to amend section 5 of an act entitled "An act to provide a system of street improvement bonds to represent certain assessments for the cost of street work and improvements within municipalities, and also for the payment of such bonds," approved February 27, 1893, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure.

Bill read third time.

On motion of Senator Carr, W. J., Senate Bill No. 533 was passed on file.

Senate Bill No. 249—An act to amend section 1 of an act entitled "An act to provide for laying out, opening, extending, widening, straightening, or closing up in whole or in part any street, square, lane, alley, court or place within municipalities, and to condemn and acquire any and all land and property necessary or convenient for that purpose," approved March 6, 1889, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 249 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Irwin,

Jones, King, Nelson, Osborne, Otis, Purkitt, Sample, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 329—An act requiring that all motor vehicles owned by the State of California or any board, commission or department thereof, or by any city, county, or city and county, or the State of California, or any of the officers thereof in the discharge of official duties, be suitably marked with the name of the department, county, or city and county, by which the same is used, and providing penalties for the failure to thus mark such vehicles.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Duncan moved to refer Senate Bill No. 329 to Senator Johnson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed bill, after the period following the word "vehicle", insert "No flap, device or article shall be so placed as to cover or obscure the lettering provided for by this section."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 18, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 329, with instructions to amend, respectfully reports the same back, amended as per instructions.

JOHNSON, Special Committee.

Report read, and on motion of Senator Duncan, adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 661—An act declaring the improved county road extending from Rio Vista to Lodi to be a State highway.

Bill read third time.

On motion of Senator Boggs, Senate Bill No. 661 was passed on file.

Senate Bill No. 640—An act to add a new section to the Penal Code, to be numbered section 1374, relating to the payment of the expenses of examination, commitment and maintenance in State hospitals of persons charged with crime.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 640 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gedsil, Ingram, Inman, Irwin, Jones, Nelson, Osborne, Otis, Rominger, Scott, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 915—An act relating to certain funds in the custody or control of the boards of managers of State hospitals and providing for the allotment and apportionment thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 915 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Irwin, Johnson, Jones, King, Osborne, Otis, Parkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 123—An act amending section 537*b* of the Penal Code, by extending said section to the protection of garage keepers and persons letting automobiles for hire, and by making it a misdemeanor to tamper with the speed or distance registering device of an automobile with intent to defraud.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 123 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Irwin, Johnson, King, Nelson, Osborne, Otis, Parkitt, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 103—An act to amend section 1098 of the Penal Code, relating to the trials of defendants who are jointly charged with crime.

On motion of Senator Otis, Senate Bill No. 103 was passed on file.

Senate Bill No. 124—An act to amend section 270 of the Penal Code, relative to neglecting to furnish necessaries for minor child.

Bill read third time.

On motion of Senator Duncan, Senate Bill No. 124 was passed on file.

Senate Bill No. 100—An act to add four new sections to the Penal Code, to be numbered 337*b*, 337*c*, 337*d*, and 337*e*, relating to the bribery of participants in baseball games.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 100 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Parkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 678—An act to amend section 1274*a* of the Code of Civil Procedure, relating to unclaimed property and the escheat thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 678 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 465—An act authorizing the Regents of the University of California to sell and convey certain land situate in Butte County, known as the Chico forestry station, and directing that the proceeds of such sale shall become the property of the Regents of the University of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 465 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 18, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Johnson to introduce a bill entitled "An act declaring and establishing a State highway between a point near Chittenden Station in San Benito County, to a point on Route No. 2 of the State highway in the vicinity of San Benito River bridge—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Johnson: Senate Bill No. 949—An act declaring and establishing a State highway between a point near Chittenden Station

in San Benito County, to a point on route two of the State highway in the vicinity of San Benito River bridge.

Bill read first time, and referred to Committee on Roads and Highways.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Dennett to introduce a bill entitled "An act [illegible] the Railroad Commission to regulate the wages and salaries paid by public utilities and other corporations where such commission fixes the rates to be charged by such utilities and corporations" has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Godsil, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Dennett: Senate Bill No. 950—An act authorizing the Railroad Commission to regulate the wages, salaries and other expenses paid by public utilities and other corporations where such commission fixes the rates to be charged by such utilities and corporations.

Bill read first time, and referred to Committee on Public Utilities.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 18, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Ingram to introduce a bill entitled "An act declaring and establishing a State highway between the city of Placerville, El Dorado County, and the city of Auburn, Placer County"—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Godsil, Ingram, Inman, Irwin,

Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL (OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Ingram: Senate Bill No. 951—An act declaring and establishing a State highway between the city of Placerville, Eldorado County, and the city of Auburn, Placer County.

Bill read first time, and referred to Committee on Roads and Highways.

RESOLUTIONS (OUT OF ORDER).

The following resolutions were offered, out of the regular order:

By Senator Breed:

Resolved, That the Secretary of the Senate be and she is hereby authorized and requested to draw a requisition upon the State Printer to have 2000 copies printed of "Report of the Historical Survey Commission Regarding the Battle of San Pasqual."

Resolution read, and on motion of Senator Breed adopted.

By Senator Scott:

Resolved, That the Secretary of the Senate be and she is hereby authorized and requested to draw a requisition upon the State Printer to have 1000 copies printed of General J. J. Borree's financial statement concerning national guard appropriations.

Resolution read, and on motion of Senator Scott, adopted.

APPROVAL OF JOURNALS.

On motion of Senator Breed, the Senate Journals of Thursday, February 24; Friday, February 25; Saturday, February 26; Monday, February 28; Tuesday, March 1; Wednesday, March 2; Thursday, March 3; Friday, March 4; Saturday, March 5; Monday, March 7; Tuesday, March 8; Wednesday, March 9; Thursday, March 10; Friday, March 11, were approved as corrected.

SECOND READING OF SENATE BILLS (RESUMED).

Senate Bill No. 174—An act to provide for the establishment and maintenance of municipal hospitals within cities of the sixth class.

On motion of Senator Rominger, Senate Bill No. 174 was passed on file.

Senate Bill No. 483—An act to amend sections 3 and 5 of that certain act entitled "An act defining henceforth the exterior boundaries of Reclamation District No. 108, situated partly in the counties of Colusa and Yolo, and providing for the continuation in office of the present trustees of said district and for the election and qualification of their successors, and providing that the management and control of the affairs of said Reclamation District No. 108, as defined in this act, are subject to the provisions of the Political Code of the State of California and to all other laws of the State, except as provided in said act, in connection with the issuance and payment of warrants and the payment of assessments; providing that all moneys of said district shall be paid and deposited with the county treasurer of Colusa County, and conferring jurisdiction upon the board of supervisors of

the county of Colusa as to all matters concerning said district; providing also for the management, control and administration of the affairs of said district; also ratifying the incorporation of certain lands in said Reclamation District No. 108, as described in certain notices filed and recorded in the office of the county recorder of the county of Colusa, State of California, and also authorizing the trustees of said Reclamation District No. 108 to make an equitable settlement with the owner of such land so incorporated as to the cost of any work heretofore done by Reclamation District No. 108, or its predecessors in interest, or that may be hereafter done before the going into effect of this act and also declaring Reclamation District No. 108, as defined in this act, to be the successors in interest of Reclamation District No. 108, defined in that certain act approved May 26, 1917, also that certain Reclamation District No. 108 defined in that certain act approved May 18, 1915, and also that certain Reclamation District No. 108 defined in that certain act approved April 23, 1913, and also directing the commissioner of assessment, heretofore appointed by the board of supervisors of Colusa County, to include the lands in said assessment, as described in this act, in the event that said assessment is not levied before this act shall take effect," and approved May 7, 1919, and relating to the management and control of affairs of said Reclamation District No. 108.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE

On page 4 of the printed bill, commencing with the word "the" in line 6, strike out all of lines 6, 7, 8, 9, 10 and 11 and insert in lieu thereof the following: "The board of trustees of such district shall keep and maintain an office in the town of Colusa, California, for the transaction of the business thereof, and shall keep in said office all of the books, maps, papers, records, contracts and other documents pertaining to the affairs of said district, and which said books, maps, papers, records, contracts and other documents must be open to inspection at all times by any person interested."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 319. An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 20, of the printed bill, strike out the word "one" after the word "thousand", and insert in lieu thereof the word "four".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, line 48, strike out all that follows after the period following the figure 3, and insert in lieu thereof the following:

"Section twenty-seven of said act, approved June 10, 1915, as amended, is hereby amended to read as follows:

Sec. 27. The State Mineralogist shall annually, on or before the first Monday in March, acting in conjunction with the State Board of Control, make an estimate of the amount of moneys which shall be required to carry out the provisions of this act.

At the time of making such estimate, the State Mineralogist shall report to the State Board of Control the amount of money in the petroleum and gas fund on the day such estimate is made, less the amount of money necessary for the support of the Department of Petroleum and Gas for the remainder of the fiscal year, and the amount of such estimate shall in no event exceed the difference between the amount thus determined as remaining in the petroleum and gas fund at the end of the fiscal year and the sum of one hundred eighty five thousand dollars."

Amendment adopted.

AMENDMENT NUMBER THREE.

After the insertion of the above amendment insert section 4, which is to read as follows:

"SEC. 4. Section forty-six of said act, approved June 10, 1915, as amended, is hereby amended to read as follows:

Sec. 46. All the moneys heretofore paid to the State Treasurer under or pursuant to the provisions of this act and deposited to the credit of the oil protection fund shall be withdrawn from said fund, which is hereby abolished, and deposited to the credit of the petroleum and gas fund which is hereby created. All of the moneys hereafter paid to the State Treasurer under or pursuant to the provisions of this act shall be deposited to the credit of the petroleum and gas fund. All moneys in such fund shall be expended under the direction of the State Mineralogist, drawn from such fund for the purpose of this act upon warrants drawn by the Controller of the State, upon demands made by the State Mineralogist, and audited by the State Board of Control. Of the moneys in said petroleum and gas fund, when such action has been authorized by the State Board of Control, the State Mining Bureau may withdraw, without at the time furnishing vouchers and itemized statements, a sum not to exceed one thousand dollars, said sum so drawn to be used as a revolving fund where cash advances are necessary. At the close of each fiscal year, or at any other time, upon demand of the Board of Control the moneys so drawn shall be accounted for and substantiated by vouchers and itemized statements submitted to and audited by the Board of Control."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 927—An act relating to and providing for the formation, organization and management of corporations for the purpose of receiving and maintaining a fund or funds and applying the income and principal thereof to promote the wellbeing of mankind.

In the absence of the author, Senate Bill No. 927 was ordered passed on file.

THIRD READING OF SENATE BILLS—(RESUMED)

Senate Bill No. 935—An act to add a new section to the Political Code, to be numbered 4041*l*, providing for homes and meeting places for veterans and associations of veterans.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE

During third reading of the bill, Senator Irwin moved to refer Senate Bill No. 935 to Senator Eden as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE

On page 1, line 19, of the printed bill, strike out the blank and insert in lieu thereof the word "three".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE

SENATE CHAMBER, SACRAMENTO, March 18, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 935, with instructions to amend [illegible] as per instructions.

EDEN, Special Committee.

Report read, and on motion of Senator Irwin, adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

In the absence of the author, Senate Bill No. 524 was ordered passed on file.

Senate Bill No. 160—An act to amend section 4271 of the Political Code, relating to salaries of county and township officers and their deputies in counties of the forty second class, and fixing the mileage and per diem of grand and trial jurors in such counties.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 160 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Cole, F. M. Crowley, Duncan, Eden, Flaherty, Godsil, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, Sheppard, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 267—An act to amend section 626 of the Penal Code, relating to the protection of game, approved April 11, 1919.

On motion of Senator Rigdon, Senate Bill No. 267 was passed on file.

Senate Bill No. 231—An act to prevent the propagation of noxious weeds.

On motion of Senator Boggs, Senate Bill No. 231 was passed on file

Senate Bill No. 689—An act to amend section 92 of the Civil Code and to add three new sections to said code, to be numbered 108, 109, and 110, relating to divorce.

On motion of Senator Duncan, Senate Bill No. 689 was passed on file.

Senate Bill No. 462—An act to amend section 1158 of the Civil Code, relating to instruments that may be recorded.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 462 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, E. M., Crowley, Duncan, Eden, Flaherty, Godsil, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 528—An act to add a new chapter to title IX of part III of the Political Code, to be numbered chapter IX thereof, embracing sections 3839 to 3855, both inclusive, providing for the levy and collection of poll taxes pursuant to the provisions of section 12 of article XIII of the State constitution as adopted November 2, 1920.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Boggs moved to refer Senate Bill No. 528 to Senator King, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 11, line 7, of the printed bill, strike out all following the period after the word "general"; also all of lines 8, 9, 10, 11, and in line 12 the following words: "plus the expense of delivery."

AMENDMENT NUMBER TWO.

On page 12, after line 6 of the printed bill, add the following:

"SEC. 2. This act being an act providing for a tax levy within the meaning of section 1 of article IV of the constitution shall take effect immediately."

AMENDMENT NUMBER THREE.

On page 3, line 50, of the printed bill, between the words "the" and "school" insert the words "unapportioned county".

AMENDMENT NUMBER FOUR.

On page 10, line 52, of the printed bill, between the words "the" and "school" insert the words "unapportioned county".

AMENDMENT NUMBER FIVE.

On page 5, line 43, of the printed bill, strike out the words "board of education", and insert in lieu thereof the following: "superintendent of schools, county assessor and county clerk".

AMENDMENT NUMBER SIX.

On page 11, line 14, of the printed bill, between the words "the" and "school" insert the words "unapportioned county".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 17, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 528, with instructions to amend, respectfully reports the same back, amended as per instructions.

KING, Special Committee.

Report read, and on motion of Senator Boggs, adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 463—An act to amend section 9 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended, relating to the relative priority of special assessment liens.

In the absence of the author, Senate Bill No. 463 was ordered passed on file.

Senate Bill No. 667—An act to amend section 12½ of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended.

In the absence of the author, Senate Bill No. 667 was ordered passed on file.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 223—An act to make available for the use of the United States Government suitable places in this State for the public defense, and other Federal purposes and uses and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States, conferring on such counties and municipal corporations the power of eminent domain for the purpose of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 912—An act providing for probation officers in counties of the eighth class and fixing their salaries.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, lines 2 and 3, of the printed bill, strike out the words "as that classification existed on the first day of January, 1921,".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 390—An act to amend an act entitled "An act to provide for the organization and government of drainage districts,

for the drainage of agricultural lands and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 1, 28 and 76 thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 391—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 29, 36, 38 and 39 thereof.

Bill read second time, and ordered on file for third reading.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 133—An act to add a new section to the Political Code, to be numbered 3202, relating to copyrights.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 133 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Sharkey, Shearer, and Slater —27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At twelve o'clock and five minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assembly Bill No. 913—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

On motion of Senator Boggs, Assembly Bill No. 913 was passed on file.

Assembly Bill No. 23—An act to amend section 1703¼ of the Code of Civil Procedure, relating to the distribution of estates of deceased persons where a portion of the estate consists of money, and the distributee can not or will not receive distribution thereof personally.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 23 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1280—An act to add to the Code of Civil Procedure a new section, to be numbered 1577*a*, relating to probate proceedings upon petition for leave to borrow money upon unsecured notes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1280 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crosby, Dennett, Eden, Flaherty, Godsil, Ingram, Irwin, Johnson, Jones, King, Leon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 87—An act to amend sections 1768, 1770, 1777, 1778, 1788, 1789, and 1791 of the Code of Civil Procedure, and to repeal sections 1781, 1782, 1783, 1784, 1785, 1786, 1787 and 1790 of the Code of Civil Procedure, all relating to the sale by a guardian of real property belonging to the estate of his ward, and the disposition of the proceeds of the sale.

On motion of Senator Boggs, Assembly Bill No. 87 was passed on file.

SENATOR JOHNSON IN THE CHAIR

At twelve o'clock and twenty minutes p. m., Senator Johnson of the Eleventh District in the chair.

COMMUNICATION

The following communication was received, read, and ordered printed in the Journal:

By Senator King:

SAN FRANCISCO, March 17, 1921.

Hon. Luman King, Senate Chamber, Sacramento.

MY DEAR SENATOR:—I am hard at work on the concise summary of my testimony, item by item, which I am now dictating, and hope to complete my dictation some time tomorrow.

As I told you in Sacramento the other day, it is my hope that I may be able to have this report printed so that a copy may be in the hands of every member of the Legislature.

My testimony has been presented to the Senate and the Assembly, and I have been cross-examined thereon, and assume that my presence is no longer necessary. I have two cases coming on for trial, for which I am anxious to prepare. However, if the Senate desires further testimony from me, I shall do my best to accommodate myself to the Senate's wishes.

Cordially yours,

MAX THELEN.

NEW TENTATIVE PROGRAM ON SENATE BUDGET HEARINGS.

The following tentative program on Senate budget hearings supersedes the tentative program on Senate budget hearings as shown in the Senate Journal of Thursday, March 17, 1921:

MONDAY, March 21
Board of Control.
Veterans' Home.
Mining Bureau.
Industrial Home for Blind.
Home for Deaf and Blind.
Superintendent Capitol and Grounds.
State Prisons.
TUESDAY, March 22:
Educational Departments, including Normal Schools and Polytechnic School.
State Library.
WEDNESDAY, March 23
Bureau of Labor Statistics
Immigration and Housing Commission.
Industrial Welfare Commission.
Charities and Corrections
Orphans' Aid, and Children's Agents.
THURSDAY, March 24
State Board of Health.
FRIDAY, March 25:
Railroad Commission.
Water Commission.
Department of Engineering.
MONDAY, March 28:
State Agricultural Society.
Sixth District Agricultural Association.
Board of Forestry.
Deciduous Fruit Experimental Station

SLATER, Acting Chairman.

At the request of Senator King, the foregoing tentative program was ordered printed in the Journal.

ASSISTANT SECRETARY G. MELVIN WARREN AT DESK.

MOTION.

Senator McDonald moved that further hearings on the budget now before the Senate forthwith be dispensed with.

Motion seconded by Senator Duncan.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until twelve o'clock and forty minutes p.m.

MOTION WITHDRAWN.

By unanimous consent Senator McDonald withdrew his motion to dispense with further hearings on the budget by the Senate.

REPORTS OF STANDING COMMITTEES (OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, March 18, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 114—An act to amend sections 1, 2, 4, 6, 8 and 11 of

an act entitled "An act to promote the better education of nurses and the better care of the sick in the State of California, to provide for and regulate the examination and registration of graduate nurses, and to provide for the issuance of certificates of registration as registered nurses to qualified applicants by the State Board of Health, and to repeal an act approved March 20, 1905, entitled 'An act to promote the better education of the practice of nursing the sick in the State of California, to provide for the issuance of certificates of registration as registered nurses to qualified applicants of the Board of Regents of the University of California, and to prescribe penalties for violation thereof,' approved June 12, 1913, as amended, and to add a new section thereto to be numbered 51, relative to registration of nurses."

Also: Senate Bill No. 130—An act to require the installation of certain sanitary facilities in the operating rooms of theaters and meeting places, licenses and providing penalties for its violation;

Has had the same under consideration, and respectfully reports the same back with amendments, and recommends that they do pass, as amended.

Committee membership—11; committee vote: Ayes—10; absent—1.

CROWLEY, Chairman.

Senate Bills Nos. 114 and 130 ordered on file for second reading

Also:

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 201—An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof—has had the same under consideration, and respectfully reports the same back with amendments and recommends that it do pass, as amended.

Committee vote: Ayes—10; absent—1.

CROWLEY, Chairman.

Senate Bill No. 291 ordered on file for second reading

ON COUNTY GOVERNMENT

SENATE CHAMBER, SACRAMENTO, March 18, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 969—An act to amend section 4266 of the Political Code, relating to the salaries, fees and expenses of officers of counties of the fifth class—

Also: Assembly Bill No. 675—An act to amend section 4279 of the Political Code, relating to the compensation of officers of counties of the fiftieth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—10, absent—1.

DUNCAN, Chairman.

Assembly Bills Nos. 969 and 675 ordered on file for second reading

ON JUDICIARY

SENATE CHAMBER, SACRAMENTO, March 18, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 514, entitled—An act to amend section 1184 of the Code of Civil Procedure, **relating to the retention of moneys due and to become due to contractors;**

Committee membership—17; committee vote: Ayes—9; absent—8;

Also: Senate Bill No. 139, entitled—An act to add a new section to the Code of Civil Procedure, to be numbered section 526b, relating to actions to restrain the issuance, sale, offering for sale or delivery of bonds of any city, city and county, town, county, district or other political subdivision of the State of California;

Committee vote: Ayes—8, noes—1, absent—8;

Also: Senate Bill No. 12, entitled—An act to add a new section to the Penal Code, to be numbered 337f, prohibiting contracts for sale or purchase of agricultural products on futures, and prescribing penalties for violation of the provisions hereof;

Committee vote: Ayes—8, noes—2, absent—7;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

JONES, Chairman.

Senate Bills Nos. 514, 139 and 12 ordered on file for second reading

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 795, entitled—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the

suspending of the imposition or execution of sentence during the term of probation, and the disposition of such accusation after full compliance with the terms of probation, and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties, and fixing their compensation and duties, and providing for adult probation boards in certain counties and cities and counties;

Also: Senate Bill No. 171, entitled "An act to amend sections 1726, 172c and 172d of the Civil Code, relating to the obtaining of orders relative to disposition of property of insane and incompetent persons;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—10; absent—7. Same vote on both bills.

JONES, Chairman.

Senate Bills Nos. 795 and 171 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 42, entitled "An act to amend section 448 of the Code of Civil Procedure, relating to affidavit denying genuineness of written instrument pleaded in answer," has had the same under consideration, and respectfully reports the same back, and recommends that it do not pass.

Committee vote: Ayes—2; noes—6; absent—9.

JONES, Chairman.

Senate Bill No. 42 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 578, entitled "An act to amend an act entitled 'An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith,' approved May 19, 1915, amended May 18, 1917, by amending section 1 thereof, relating to the Bureau of Vital Statistics," has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Finance.

Committee vote: Ayes—8; absent—9.

JONES, Chairman.

Senate Bill No. 578 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 513, entitled "An act to amend sections 852 and 860, and to repeal sections 854, 857 and 858 of the Code of Civil Procedure, relating to proceedings in justices' courts," has had the same under consideration, and respectfully reports the same back, and recommends that it do not pass.

Committee vote: Ayes—4; noes—6; absent—7.

JONES, Chairman.

Senate Bill No. 513 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 164, entitled "An act to amend section 275 of the Code of Civil Procedure, relating to the admission of persons as attorneys and counselors in this State," has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—10; absent—7.

JONES, Chairman.

Senate Bill No. 164 ordered on file for second reading.

RECESS.

At twelve o'clock and forty minutes p.m., on motion of Senator Breed, the Acting President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

At two o'clock and five minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following named persons appeared before the Committee of the Whole:

Hon. Fred C. Nelles, superintendent Whittier State School
Mrs. Clark Hetherington, of Sacramento, California
Mr. O. H. Close, superintendent Preston State School
Dr. L. M. Terman, Stanford University.
Mrs. Mary A. Hill, superintendent California School for Girls, Ventura, California
Mrs. Nellie C. Pierce, attorney for Tax Payers Association of California

SENATOR CARR, W. J., IN CHAIR.

At four o'clock p.m., Senator Carr, W. J., of the Thirty-sixth District, in the chair.

COMMITTEE OF THE WHOLE RISES.

At five o'clock and five minutes p.m., Senator Inman moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Monday, March 21, 1921.

Motion carried.

IN SENATE.

Hon. W. J. Carr of the Thirty-sixth District in the chair.

Assistant Secretary G. Melvin Warren at the desk.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON HOSPITALS AND ASYLUMS.

SENATE CHAMBER, SACRAMENTO, March 18, 1921.

MR. PRESIDENT: Your Committee on Hospitals and Asylums, to which was referred Senate Bill No. 933—An act to establish, construct, complete, maintain and

manage a State hospital for the care, custody, control and maintenance and treatment of insane convicts, and of certain other insane persons charged with the commission of a felony, near the State Prison at Folsom, California; to provide for the government, management and conduct thereof, to authorize and direct appropriation of public money and funds therefor; to empower, authorize and direct the use and expenditure of public money and funds heretofore authorized and appropriated by that certain act entitled "An act to provide for the erection at Folsom State Prison of a building for the accommodation of insane prisoners and making an appropriation therefor," approved March 26, 1903, and all acts amendatory thereof or supplemental thereto—has had the same under consideration, and respectfully reports the same back and recommends that it be re-referred to Committee on Finance.

McDONALD, Chairman.

Senate Bill No. 933 re-referred to Committee on Finance.

ADJOURNMENT.

At five o'clock and ten minutes p.m., on motion of Senator Inman, the Acting President declared the Senate adjourned until Monday, March 21, 1921, at eleven o'clock a.m.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Monday, March 21, 1921.

Pursuant to adjournment, the Senate met at eleven o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—34.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Friday, March 18, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVES OF ABSENCE.

Senator Sharkey was, on motion of Senator Slater, granted leave of absence for this day.

Senator Osborne was, on motion of Senator Jones, granted leave of absence for this day.

Senator Gates was, on motion of Senator Breed, granted leave of absence for this day.

Senator Otis was, on motion of Senator Nelson, granted leave of absence for this day.

Senator Carr, F. M., was, on motion of Senator Breed granted leave of absence for this day.

Senator Scott was, on motion of Senator Crowley, granted leave of absence for this day.

PRIVILEGE OF THE FLOOR

On request of Senator Breed, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Col. David M. Dennis of Portland.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Miss Rowena Crowley, of San Francisco, daughter of Senator J. J. Crowley, and winner of the national one mile swimming championship, also to Dr. and Mrs. J. W. Jesse of Santa Rosa, and to Hon. Fred H. Hall of Bakersfield.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. R. J. Williams, Hon. Mat Iversen, Hon. R. C. Heaton and Hon. W. J. Bash, all of Paso Robles; also, to Hon. Fred Bixby of Long Beach, Hon. E. E. Loomis of Arroyo Grande, and A. H. Mobley of San Luis Obispo.

On request of Senator Purkitt, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. and Mrs. W. D. Egilbert of Willows.

On request of Senator Arbuckle, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Robert M. Clark of Los Angeles, former Superior Judge of Ventura County and Assemblyman at the session of 1901.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to J. L. Cleek, trustee of Wheatland high school; Mr. A. D. Sprouse, Miss Parker and Miss Walthers, members of the faculty, and the following students:

Maida Jasper, Marjorie Nighswonger, Elva Doss, Lavan Bean, Lyn Bates, Nordice Jasper, Frank Lutzel, Eleanor McCurry, Miriam Goodrich, Clare Sears, J. V. Cleek, Louise Burchell, LaVaz Jasper, Melvin Bixby, Dan Mathews, Russel Nurek, Lottie Lathrope, Pearl Dunlap.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, March 19, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 98—An act to prevent, control, and eradicate tuberculosis in cattle in the State of California; to empower the Director of Agriculture to establish tuberculosis free areas; providing penalties for the violation hereof and making an appropriation to carry out the provisions hereof;

Also: Senate Bill No. 274—An act to control the spread of the walnut codling moth, to govern the movement of and treatment of any shipment of walnuts, sacks, trays and other orchard appliances into or from any premises or districts known and believed to be infested with the walnut codling moth, to make rules and regulations for such or other control of said pest, and to provide a penalty for the violation thereof;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—9; committee vote: Ayes—5; absent—4. Same vote on both bills.

RIGDON, Chairman.

Senate Bills Nos. 98 and 274 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 383—An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the Director of Agriculture in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, providing for the enforcement of said lien, and providing for the making of rules and regulations, and making the violation thereof a misdemeanor, and repealing an act entitled "An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the State Veterinarian in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, and providing for the enforcement of said lien," approved February 25, 1909, as amended;

Also: Senate Bill No. 562—An act to prevent the importation into the State of California of horses, mules, dairy cattle, breeding bulls, goats, breeding bucks and sheep, which are affected with communicable diseases, providing for the inspection or certification of such animals before being brought into the State of California, exempting certain animals from such inspection or certification, providing penalties for violating any of the provisions of this act, and repealing an act approved June 4, 1913, entitled "An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled 'An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California,' approved March 7, 1911; to repeal an act entitled 'An act to prevent the importation of horses, mules and asses, affected with glanders into the State of California,' approved March 7, 1911;" and repealing an act entitled "An act to prevent the importation into the State of California of horses, mules, dairy cattle and breeding bulls which are affected with communicable diseases, providing for the inspection or certification of such animals before being brought into the State of California, exempting certain animals from such inspection or certification, providing penalties for violating any of the provisions of this act, and repealing an act approved June 4, 1913, entitled 'An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled "An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California," approved March 7, 1911; to repeal an act entitled "An act to prevent the importation of horses, mules and asses affected with glanders into the State of California," approved March 7, 1911,'" approved April 12, 1915, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—4. Same vote on both bills.

RIGDON, Chairman.

Senate Bills Nos. 383 and 562 ordered on file for second reading.

ON REVISION AND PRINTING.

SENATE CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: Your Committee on Revision and Printing, to which was referred Senate Bill No. 758—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California;

Also: Senate Bill No. 759—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—3; committee vote: Ayes—3.

ALLEN, Chairman.

Senate Bills Nos. 758 and 759 ordered on file for second reading.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved, That the following named person be stricken from the list of Senate attaches, and her name be stricken from the pay roll of the Senate:

Jeanne I. Solomon, Stenographer ..... at $5 00 per day

Resolution read, and on motion of Senator Breed, adopted.

MESSAGES FROM THE ASSEMBLY — OUT OF ORDER.

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1921

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 19, 1921, passed the following:

Assembly Bill No. 54—An act to amend an act entitled "An act to provide for the classification of municipal corporations," approved March 2, 1883, as amended by an act which became a law under constitutional provision without Governor's approval March 5, 1901, as amended;

Also: Assembly Bill No. 74—An act to amend section 4286 of the Political Code, relating to counties of the fifty-seventh class, and salaries of officers thereof;

Also: Assembly Bill No. 220—An act to repeal an act entitled "An act to provide for local improvements in or upon streets, avenues, lanes, alleys, courts, places, public ways, property, or rights of way within or belonging to municipalities, and providing for the issuance and payment of bonds to represent assessments levied for such improvements," approved May 16, 1919;

Also: Assembly Bill No. 301—An act to amend section 879 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Assembly Bill No. 415—An act to amend section 4 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Assembly Bill No. 416—An act to amend section 5 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Assembly Bill No. 446—An act to amend section 883 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Assembly Bill No. 454—An act to amend section 4247 of the Political Code, relating to salaries and fees of officers in counties of the eighteenth class;

Also: Assembly Bill No. 464—An act to amend section 628½ of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 484—An act to amend section 635 of the Penal Code, relating to the killing of fish with explosives and by pollution of waters, and prescribing a penalty therefor;

Also: Assembly Bill No. 498—An act to amend section 628 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 504—An act to amend sections 5, 6, 9, 11, 13, 14, 15, 16, 17 and 19 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915;

Also: Assembly Bill No. 646—An act to amend section 4281 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-second class;

Also: Assembly Bill No. 654—An act to amend section 4283 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-fourth class;

Also: Assembly Bill No. 657—An act to add a new section to be numbered section 19x33 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 676—An act to amend section 4285 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-sixth class;

Also: Assembly Bill No. 734—An act to add a new section to be numbered section 19x40 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 735—An act to amend sections 2 and 3 of an act entitled "An act relating to ferries across navigable rivers separating counties, and empowering the boards of supervisors of such counties to establish and maintain ferries across such rivers, and to fix the rates thereof," approved March 16, 1903;

Also: Assembly Bill No. 739—An act authorizing the establishment and government of municipal port districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts, providing the method of payment therefor, providing for the levy and collection of taxes and special assessments therefor and for the issuance of bonds therefor and for the payment thereof;

Also: Assembly Bill No. 745—An act to amend section 1739 of the Political Code, relating to trustees of county high school districts;

Also: Assembly Bill No. 775—An act to add a new section to the Civil Code to be numbered 602b, authorizing the amendment of articles of incorporation of corporations sole, and providing the manner thereof;

Also: Assembly Bill No. 787—An act amending the Political Code by amending section 4043 thereof, relating to the protection of highways from damage by floods;

Also: Assembly Bill No. 795—An act to amend section 2239 of the Political Code, relative to extending the benefits of this school to persons not residents of this State;

Also: Assembly Bill No. 815—An act to recognize and declare valid the proceedings creating the Rannells permanent road division in Riverside County and to validate the bonds issued for the improvement of the division;

Also: Assembly Bill No. 826—An act to amend sections 1617, 1663, 1720, 1750, and 1750a, of the Political Code, relating to public schools;

Also: Assembly Bill No. 859—An act adding a new section to the Political Code to be numbered 4257a, relating to additional compensation allowed to the sheriff in counties of the twenty-eighth class and to the appointment and compensation of a deputy sheriff in said counties;

Also: Assembly Bill No. 881—An act to add a new section to be numbered section 19x24 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and

other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 902—An act to amend sections 24 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Assembly Bill No. 903—An act amending section 3 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Assembly Bill No. 924—An act to add a new section to be known as 9 *a* 46 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 926—An act to add a new section to be numbered section 19 *x* 46 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 927—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-sixth class;

Also: Assembly Bill No. 962—An act to amend sections 6, 9, 13, 19, 19*a*, 21, 22, 82 and 97 of the California Irrigation District Act;

Also: Assembly Bill No. 1124—An act to amend sections 2 and 15 of an act entitled "An act to provide for the organization, control and equipment of high school cadet companies, and for the promotion of rifle practice therein and appropriating the sum of five thousand dollars therefor," approved April 5, 1911.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 54, 220, 301, 415, 416, 446, 504, 902 and 903 read first time, and referred to Committee on Municipal Corporations.

Assembly Bills Nos. 74, 454, 646, 654, 657, 676, 734, 859, 881, 924, 926 and 927 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 464, 484 and 498 read first time, and referred to Committee on Fish and Game.

Assembly Bills Nos. 735 and 739 read first time, and referred to Committee on Commerce and Navigation.

Assembly Bills Nos. 745, 795 and 826 read first time, and referred to Committee on Education.

Assembly Bill No. 775 read first time, and referred to Committee on Corporations.

Assembly Bills Nos. 787 and 815 read first time, and referred to Committee on Roads and Highways.

Assembly Bill No. 962 read first time, and referred to Committee on Irrigation.

Assembly Bill No. 1124 read first time, and referred to Committee on Military Affairs.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 18, 1921, passed Senate Bill No. 441—An act concerning corporations of this State and the issue to employees and to persons actively engaged in the conduct of their business of their stock.

JEROME B. KAVANAUGH, Chief Clerk.
By ROBT. A. ORR, Assistant Clerk.

Senate Bill No. 441 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 18, 1921, passed the following:

Assembly Bill No. 557—An act to amend section 4004 of the Political Code, relating to loaning the credit of the county;

Also: Assembly Bill No. 653—An act to add a new section to be numbered section 19*x* 35 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 679—An act to add a new section to be known as 9*a* 55 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

JEROME B. KAVANAUGH, Chief Clerk.
By ROBT. A. ORR, Assistant Clerk.

Assembly Bills Nos. 557, 653 and 679 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1921

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 18, 1921, passed the following:

Assembly Bill No. 244—An act to add a new section to the Penal Code, to be numbered 931, relating to the duties of grand jurors;

Also: Assembly Bill No. 321—An act to provide for the reversion of unexpended balances of certain appropriations;

Also: Assembly Bill No. 542—An act to amend section 4123 of the Political Code, relating to moneys erroneously paid to the county;

Also: Assembly Bill No. 553—An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than one hundred thousand persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the

removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium, and repealing all laws in conflict therewith;

Also: Assembly Bill No. 575—An act to amend section 4306 of the Political Code, relating to sheriff's fees;

Also: Assembly Bill No. 753—An act providing for the establishment, maintenance, administration of industrial farms or industrial road camps in the counties of the State and the commitment thereto and discipline of persons charged with or convicted of public offenses;

Also: Assembly Bill No. 846—An act to amend section 4258 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the third class.

JEROME B. KAVANAUGH, Chief Clerk
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 244 and 553 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 321 read first time, and referred to Committee on Finance.

Assembly Bills Nos. 542, 575, 753 and 846 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 18, 1921, passed the following:

Assembly Bill No. 827—An act to add a new section to be numbered section 19c 31 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance, providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 960—An act to add a new section to be numbered section 19c 16 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance, providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 825 and 960 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 18, 1921, passed Assembly Bill No. 1121—An act to amend sections 3612, 3613, 3628, 3652, 3653, 3655, 3670, 3672, 3682, 3714, 3728, 3732, 3738, 3746, 3748, 3753, 3756, 3758, 3759, 3821, 3826, 3831, and 4497 of the Political Code, changing

[illegible]

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By [illegible], Assistant Clerk.

Assembly Bill No. 1121 [illegible] and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 21, 1921.

[illegible]

Assembly Joint Resolution No. 11—Relative to the use of airplanes in forest [illegible]

Also: Assembly Joint Resolution No. 5—Relative to a modification [illegible]

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By [illegible], Assistant Clerk.

Assembly Joint Resolutions Nos. 11 and 5 referred to Committee on Federal Relations.

REPORTS OF STANDING COMMITTEES

The following reports of standing committee were received and read:

[illegible]

SENATE CHAMBER, SACRAMENTO, March 21, 1921.

[illegible]

[illegible] No. 104—An act to amend section 9 of an act entitled "An act to [illegible] approved February 25, 1911, as amended:

[illegible]—An act to amend section 4280 of the Political Code, [illegible]

[illegible]

[illegible] providing for the control and disposition of drainage water:

Also: Senate Bill No. [illegible]—An act to amend section 4 of an act entitled "An [illegible]

[illegible] 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the [illegible] and surveys, and creating [illegible] approved May 27, 1919, by amending section 33 thereof, the said amendment [illegible]

levee district, drainage district, municipal corporation, association, private corporation or person;

Also: Senate Bill No. 932—An act granting to the city of San Rafael the salt marsh, tide and submerged lands of the State of California within the present boundaries of said city, including the right to wharf out therefrom and regulating the management, use and control thereof;

Also: Senate Bill No. 506—An act granting to the city of Los Angeles the swamp, overflowed and salt marsh lands of the State within the boundaries of the said city;

Also: Senate Bill No. 5—An act to amend section 1609 of the Political Code relative to the powers and duties of school trustees of cities and city and county boards of education;

Also: Senate Bill No. 597—An act providing for the preparation and filing by county engineers, county surveyors, flood control engineers, road commissioners, city engineers, superintendents of streets, commissioners of public works, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the engineer for any reclamation or irrigation district within the State or of the Debris Commission, supervising or superintending the construction or improvement of public work within the State, by day's labor or force account of plans and specifications and estimates of costs prior to the commencement of such work and of a certificate or report showing the costs of such work and providing penalties for failure to file and keep as a public record such plans, estimates of costs and certificate and report excepting therefrom emergency and maintenance work and work the cost of which is not more than ten thousand dollars;

Also: Senate Bill No. 442—An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements under the "Street Opening Act of 1889" and providing for the effect and enforcement of such bonds;

Also: Senate Bill No. 248—An act to amend section 856 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 509—An act to amend an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the [illegible] construction and completion thereof," which became a law under the constitutional provision without the Governor's approval, February 25, 1901, as subsequently amended by adding a new section thereto to be numbered 14, relating to bonds for a city plan;

Also: Senate Bill No. 263—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 325—An act to amend section 4 of an act entitled the "Street Opening Act of 1903;"

Also: Senate Bill No. 671—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of way in municipalities, and providing for the improvement thereof in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended;

Also: Senate Bill No. 672—An act to amend section 20 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Senate Bill No. 673—An act to amend section 7 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended;

And reports that the same have been correctly engrossed.

CANEPA, Acting Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class;

Also: Senate Bill No. 329—An act requiring that all motor vehicles owned by the State of California or by any board, commission or department thereof, or any of the officers thereof in the discharge of official duties, be suitably marked with the

name of the department, by which the same is used and providing penalties for the failure to thus mark vehicles or for the use thereof for other than official purposes connected with the duties of the particular department or political subdivision by which said vehicle is controlled;
And reports that the same have been correctly re-engrossed.

CANEPA, Acting Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 483—An act to amend sections 3 and 5 of that certain act entitled "An act defining henceforth the exterior boundaries of Reclamation District No. 108, situated partly in the counties of Colusa and Yolo, and providing for the continuation in office of the present trustees of said district and for the election and qualification of their successors, and providing that the management and control of the affairs of said Reclamation District No. 108, as defined in this act, are subject to the provisions of the Political Code of the State of California and to all other laws of the State, except as provided in said act, in connection with the issuance and payment of warrants and the payment of assessments, providing that all moneys of said district shall be paid and deposited with the county treasurer of Colusa County, and conferring jurisdiction upon the board of supervisors of the county of Colusa as to all matters concerning said district; providing also for the management, control and administration of the affairs of said district; also ratifying the incorporation of certain lands in said Reclamation District No. 108, as described in certain notices filed and recorded in the office of the county recorder of the county of Colusa, State of California, and also authorizing the trustees of said Reclamation District No. 108 to make an equitable settlement with the owner of such land so incorporated as to the cost of any work heretofore done by Reclamation District No. 108, or its predecessors in interest, or that may be hereafter done before the going into effect of this act, and also declaring Reclamation District No. 108, as defined in this act, to be the successors in interest of Reclamation District No. 108, defined in that certain act approved May 26, 1917, also that certain Reclamation District No. 108, defined in that certain act approved May 18, 1915, and also that certain Reclamation District No. 108, defined in that certain act approved April 23, 1913, and also directing the commissioner of assessment, heretofore appointed by the board of supervisors of Colusa County, to include the lands in said assessment, as described in this act, in the event that said assessment is not levied before this act shall take effect," and approved May 7, 1919, and relating to the management and control of affairs of said Reclamation District No. 108;

Also: Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended;
And reports that the same have been correctly engrossed.

CANEPA, Acting Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 935—An act to add a new section to the Political Code, to be numbered 4041f, providing for homes and meeting places for veterans and associations of veterans;

Also: Senate Bill No. 528—An act to add a new chapter to title IX of part III of the Political Code, to be numbered chapter IX thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes pursuant to the provisions of section 12 of article XIII of the State constitution as adopted November 2, 1920;
And reports that the same have been correctly re-engrossed.

CANEPA, Acting Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 49—An act giving and granting to the Board of Park Commissioners of the city of San Diego the right to use and the right to authorize the use of Balboa Park in said city for exposition purposes;

Also: Senate Bill No. 82—An act to recognize and declare valid all proceedings in Drainage District No. 200 of Butte County.

Also: Senate Bill No. 72—An act to recognize and declare valid all proceedings in and relative to the organization of Byron Bethany Irrigation District.

Also: Senate Bill No. 73—An act to recognize and declare valid all proceedings in and relative to the organization of West Stanislaus Irrigation District.

Also: Senate Bill No. 623—An act to validate bonds of Marin Municipal Water District of Marin County, California, and all proceedings relating thereto.

And reports that the same have been correctly enrolled. And presented the same to the Governor on this twenty-first day of March, 1921, at ten o'clock and thirty minutes a.m.

CANEPA, Acting Chairman.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senator Breed: Senate Concurrent Resolution No. 23—Relative to proposed World's Exposition in the city of Portland, Oregon, in the year 1925.

Resolution referred to Committee on Federal Relations.

REQUESTS FOR INTRODUCTION OF BILLS.

The following requests for permission to introduce bills were presented:

By Senator Eden:

SENATE CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act creating a State Board of Review of Motion Pictures and defining the powers thereof.

Request referred to Committee on Rules.

By Senator Rigdon:

SENATE CHAMBER, SACRAMENTO, March 16, 1921

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act declaring the county road extending from San Simeon to Cambria to be a State highway and providing for the maintenance thereof.

Request referred to Committee on Rules.

REPORT OF STANDING COMMITTEE (OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON FEDERAL RELATIONS

SENATE CHAMBER, SACRAMENTO, March 21, 1921

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Concurrent Resolution No. 23—relative to proposed World's Exposition in the city of Portland, Oregon, in the year 1925—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—4; absent—1.

EDEN, Chairman.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER TWENTY-THREE—(OUT OF ORDER).

Senator Breed asked for and was granted unanimous consent to take up for consideration without reference to print or committee, at this time, Senate Concurrent Resolution No. 23.

SENATE CONCURRENT RESOLUTION No. 23.

Relative to proposed World's Exposition in the city of Portland, Oregon, in the year 1925.

WHEREAS, It is proposed by the state of Oregon to hold a World's Exposition in the city of Portland in the year 1925, which is designed to be a great demonstration of the progress of peaceful arts; and

WHEREAS, This step is designed to signalize the return by the world to the normal enjoyment of peace and progress, and deserves the commendation of the world; now, therefore, be it

Resolved, by the Senate of the State of California, the Assembly concurring therein, That the Legislature of the State of California endorse and commend the World's Exposition to be held at Portland in the state of Oregon in the year 1925.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 23 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Johnson, King, McDonald, Nelson, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—29.

NOES—None.

Senate Concurrent Resolution No. 23 ordered to print, engrossment, and transmitted to the Assembly.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 23—Relative to proposed World's Exposition in the city of Portland, Oregon, in the year 1925—and reports that the same has been correctly engrossed.

CANEPA, Acting Chairman.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 174—An act to provide for the establishment and maintenance of municipal hospitals within cities of the sixth class.

On motion of Senator Rominger, Senate Bill No. 174 was passed on file.

Senate Bill No. 927—An act relating to and providing for the formation, organization and management of corporations for the purpose of receiving and maintaining a fund or funds and applying the income and principal thereof to promote the wellbeing of mankind.

In the absence of the author, Senate Bill No. 927 was ordered passed on file.

Senate Bill No. 670—An act to amend section 1608 of the Political Code and to add a new section to said code, to be numbered 1608*a*, relating to powers and duties of boards of school trustees and city boards of education, approved May 16, 1919.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, line 9, strike out the period and insert in lieu thereof the following "or to build a residence in which to house employees of the district, or to purchase equipment for transportation of pupils"

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 617—An act to add a new section, to be known as 9*a* 13, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

In the absence of the author, Senate Bill No. 617 was ordered passed on file.

Senate Bill No. 537—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education.

In the absence of the author, Senate Bill No. 537 was ordered passed on file.

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

In the absence of the author, Senate Bill No. 310 was ordered passed on file.

Senate Bill No. 3—An act to add a new section to the Political Code, to be numbered 1764*a*, relating to raising a high school tuition fund in counties in which there is no established high school.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 114—An act to amend sections 1, 2, 4, 6, 8 and 11 of an act entitled "An act to promote the better education of nurses and the better care of the sick in the State of California, to provide for and regulate the examination and registration of graduate nurses, and to provide for the issuance of certificates of registration as registered nurses to qualified applicants by the State Board of Health, and to repeal an act approved March 20, 1905, entitled 'An act to promote the better education of the practice of nursing the sick in the State of California, to provide for the issuance of certificates of registration as a registered nurse, to qualified applicants of the Board of Regents of the University of California, and to provide penalties for violation thereof,'" approved June 12, 1913, as amended, and to add a new section thereto, to be numbered 5½, relative to registration of nurses.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, strike out lines 21 to 35, inclusive, and insert in lieu thereof the following:

"SEC. 2. Examinations as provided for in this act shall be held at least every six months, at such times and places as the board shall direct and according to the rules and regulations of said board. Public notice of such examinations shall be given by publishing the same at least two weeks prior to the date of such examination in two or more papers of general circulation and one nursing journal, to be

selected by the board. All of said papers and said nursing journal shall be published within the State of California. Upon filing application for examination, each applicant shall pay an examination fee of fifteen ($15) dollars for certificate as registered nurse, which shall in no case be returned to the applicant. No further fee shall be required for certificate."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, strike out lines 38 to 52, inclusive, and on page 3 strike out lines 1 to 24, inclusive, and insert in lieu thereof the following:

"SEC. 4. Applicants for examination for certificate as registered nurse must be at least twenty-one years of age and must present to the board satisfactory evidence of having received and completed in an accredited school of nursing a course including instruction covering a period of not less than twenty-eight months in the actual care of medical, surgical, obstetrical patients and sick children, as required by the board. After July, 1923, applicants must also present evidence of preliminary education which is satisfactory to the board. An accredited school of nursing is hereby defined to be a school for the education and training of nurses attached to or operated in connection with a hospital or hospitals approved by the board, giving a course of instruction in theoretical teaching and practical work covering not less than twenty-eight months. Theoretical teaching shall consist of the required number of hours of instruction in such subjects and arranged in such order as the board may from time to time determine. Practical teaching and experience shall consist of the required number of hours in the care of medical, surgical, obstetrical patients and sick children, as may be determined by the board. Schools maintaining a course of instruction in addition to the twenty-eight months course as herein provided must be connected with a hospital or hospitals approved by the board, having a daily average not less than one hundred patients, and shall provide, for such additional course, theoretical and practical teaching in such subjects and arranged in such order of instruction as the board may determine."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 4 of the printed bill, strike out the word "all" in line 19, and all of lines 20 and 21, and insert in lieu thereof the following:

"SEC. 8. This amendment to section 4 of said act approved June 12, 1913, shall take effect June 30, 1923, and the remaining provisions hereof shall take effect ninety days after the final adjournment of the forty-fourth session of the Legislature.

"SEC. 9. All acts and parts of acts in conflict with this act are hereby repealed."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 130—An act to require the installation of certain sanitary facilities in the operating rooms of theaters and moving-picture houses; and providing penalties for its violation.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

Commencing at the word "There" before the word "shall", on line 1, page 1, of the bill, strike out the balance of the sentence down to and including the period on line 4, page 1, and insert in lieu thereof the following:

"In the operating room of every theater and moving picture house hereafter erected the permit for the erection of which house is issued upon or after the effective date of this act and of every theater and moving picture show place hereafter installed in any existing building not then used for such purpose the permit for which is issued upon or after the effective date of this act there shall be provided running water and toilet facilities for the use of the operator.

In every municipality or other place having a sewer system adjacent to the building such toilet facilities in said operating room shall consist of a flush-tank toilet and a wash basin with running water. In any municipality or other place

having no sewer system a dry closet or other contrivance acceptable to the [illegible] health officer shall be installed in said operating room in place and stead of a flush-tank toilet."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 291—An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 12, of the bill, strike out the words "[illegible]".

Amendment adopted.

AMENDMENT NUMBER TWO.

Commence at line 38, page 2, of the bill, strike out from and including the word "The" down to and including the period at the end of line 22 on page 3, and insert in lieu thereof the following:

"Any person engaged in any of the work above mentioned who knowingly is infected with any of the diseases specified in this section or any employer who knowingly employs such person shall be deemed guilty of violating the provisions of this act and shall be subject to the penalties provided for violation thereof.

SEC. 4. The State Board of Health shall make all necessary rules for carrying into effect the foregoing section. The State Board of Health may make a medical examination of the employees in any bakery through its own qualified officers or agents at any time deemed necessary, which examination shall be free and at the expense of the board making the examination; provided, however, that any employee or employer may have his or her own physician present at any such examination. The analysis or examination of any specimens necessary in connection with such medical examination of employees shall be made free at the laboratories of the State Board or any city or town department of health, as the State Board of Health may designate.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 4, line 18, strike out the word "consumer" and insert in lieu thereof the word "consumers".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 514—An act to amend section 1184 of the Code of Civil Procedure, relating to the retention of moneys due and to become due to contractors.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, immediately preceding the word "and" first appearing in said line insert the following: "except the contractor,".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 6, of the printed bill, after the comma following the word "contract" insert the following: "or with the commissioner, managers, trustees, officers, board of supervisors, board of trustees, common council or other body by whom the contract for the improvement was awarded."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 139—An act to add a new section to the Code of Civil Procedure, to be numbered section 526*b*, relating to actions to restrain the issuance, sale, offering for sale or delivery of bonds of any city, city and county, town, county, district or other political subdivision of the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, after the comma following the word "securities" insert the following: "or the expenditure of the proceeds of the sale of such bonds or other securities,".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, strike out all of lines 22 to 25, inclusive, and on page 2 strike out all of lines 1 to 9, inclusive, of the printed bill.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 12—An act to add a new section to the Penal Code, to be numbered 337*b*, prohibiting contracts for sale or purchase of agricultural products on futures, and prescribing penalties for violation of the provisions hereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 5 of the printed bill strike out the remainder of said line after the word "products", and insert in lieu thereof the following: "where the seller is not then and there the owner thereof or without the intention on the part of the seller to".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 6 of the printed bill strike out the word "and" after the word "deliver" and insert in lieu thereof the word "or".

Amendment adopted.

AMENDMENT NUMBER THREE.

In line 6 of the printed bill strike out the words "other party" and insert in lieu thereof the word "purchaser".

Amendment adopted.

AMENDMENT NUMBER FOUR

In line 6 of the printed bill strike out the word "and" immediately preceding the word "contemplating" and insert in lieu thereof the word "or"

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 795—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation, and the disposition of such accusation after full compliance with the terms of probation, and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties, and fixing their compensation and duties, and providing for adult probation boards in certain counties and cities and counties.

In the absence of the author, Senate Bill No. 795 was ordered passed on file.

Senate Bill No. 171—An act to amend sections 1725, 1726, and 1727 of the Civil Code, relating to the obtaining of orders relative to disposition of property of insane and incompetent persons.

COMMITTEE AMENDMENT

During second reading of the bill the following committee amendment was offered:

AMENDMENT NUMBER ONE

On page 2, line 27, of the printed bill, after the period following the word "sale" add the following: "If a sale is ordered, it must be reported to and confirmed by the court."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 42—An act to amend section 448 of the Code of Civil Procedure, relating to affidavit denying genuineness of written instrument pleaded in answer.

Bill read second time.

On motion of Senator Duncan, Senate Bill No. 42 was re-referred to Committee on Judiciary.

Senate Bill No. 513—An act to amend sections 852 and 860, and to repeal sections 854, 857 and 858 of the Code of Civil Procedure, relating to proceedings in justices' courts.

On motion of Senator Chamberlin, Senate Bill No. 513 was re-referred to Committee on Judiciary.

Senate Bill No. 164—An act to amend section 275 of the Code of Civil Procedure, relating to the admission of persons as attorneys and counselors in this State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, after the comma following the word "aliens" insert the following: "and who have, at the time of the taking effect of this act, been admitted as attorney and counselor".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, strike out the words "one year" and insert in lieu thereof "six months".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 9, of the printed bill, strike out the words following the word "after" down to and including the word "act" in line 10, and insert in lieu thereof the following: "becoming entitled to final papers of citizenship".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 935—An act to add a new section to the Political Code, to be numbered 4041/, providing for homes and meeting places for veterans and associations of veterans.

In the absence of the author, Senate Bill No. 935 was passed on file.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

On motion of Senator Chamberlin, Senate Bill No. 524 was passed on file.

Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class.

In the absence of the author, Senate Bill No. 751 was passed on file.

Senate Bill No. 267—An act to amend section 626 of the Penal Code, relating to the protection of game, approved April 11, 1919.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 267 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Duncan, Eden, Flaherty, Gadsil, Hatt, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Purkitt, Rigden, Rush, Slater, and Yonkin—23.

NOES—Senators Crowley, Dennett, and Sample—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Inman gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 267 was passed.

Senate Bill No. 231—An act to prevent the propagation of noxious weeds.

Bill read third time previously.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Boggs moved to refer Senate Bill No. 231 to Senator Chamberlin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 1, of the printed bill, strike out the word "proclamation" and insert in lieu thereof the word "proclamations".

AMENDMENT NUMBER TWO.

On page 2, line 3, of the printed bill, strike out all after the word "in" and all in line 4 down to the word "and", and insert the following: "a newspaper or farm journal of general circulation published and circulated in the area to be affected by said proclamations for two successive weeks, and if there is no such newspaper or farm journal published and circulated in such areas, then said publication shall be made in a newspaper or farm journal published and circulated in the county in which such area is situated:".

AMENDMENT NUMBER THREE.

On page 2, line 5, of the printed bill, after the period insert the following: "Such proclamations shall not become effective until the expiration of ten days after the date of first publication and posting."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 231, with instructions to amend, respectfully reports the same back, amended as per instructions.

CHAMBERLIN, Special Committee.

Report read, and on motion of Senator Boggs, adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 689—An act to amend section 92 of the Civil Code and to add three new sections to said code, to be numbered 108, 109, and 110, relating to divorce.

Bill read third time.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until the conclusion of the consideration of Senate Bill No. 689.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 689 refused passage by the following vote:

AYES—Senators Allen, Chamberlin, Duncan, Godsil, Jones, McDonald, Stetson, and Shearer—8.

NOES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Caminetti, Carr, W. J. Crowley, Eden, Flaherty, Harris, Ingram, Inman, Irwin, Johnson, King, Nesbit, Parkitt, Rigdon, Rominger, Rush, Slater, and Yonkin—23.

RECESS.

At one o'clock and fifteen minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

REPORTS OF STANDING COMMITTEE—(OUT OF ORDER).

The following reports of standing committee were received and read, out of the regular order:

ON GOVERNMENTAL EFFICIENCY.

SENATE CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Senate Bill No. 20—An act to add a new section to the Political Code to be numbered 737*d*, relating to the salaries of superior court judges in and for the county of San Diego.

Also: Senate Bill No. 118—An act to amend section 739 of the Political Code, relating to salaries of officers of Supreme Court;

Also: Senate Bill No. 176—An act to add a new section to the Political Code, to be numbered 737*g*, relating to salaries of judges of the superior court in the county of Los Angeles;

Also: Senate Bill No. 261—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court;

Also: Senate Bill No. 262—An act to amend section 751¼ of the Political Code, relating to the salary of the stenographer for the clerk of the Supreme Court;

Also: Senate Bill No. 293—An act to amend section 739 of the Political Code, relating to salaries of officers of Supreme Court;

Also: Senate Bill No. 396—An act to amend section 475 of the Political Code of the State of California, relating to clerks, phonographic reporter, service agent and stenographers of the Attorney General's office;

Also: Senate Bill No. 594—An act creating a State Soldiers' Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations;

Has had the same under consideration, and respectfully reports the same back, without recommendation, and recommends that they be re-referred to Committee on Finance.

Committee membership—7; committee vote: Ayes—6; absent—1. Vote on all bills the same.

CARR, W. J., Chairman.

Senate Bills Nos. 20, 118, 176, 261, 262, 293, 396 and 594 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Senate Bill No. 622—An act to amend section 2322*d* of the Political Code, relating to the salaries of Horticultural Commissioner, deputy and inspectors—has had the same under consideration, and respectfully reports the same back, without recommendation, and recommends that it be re-referred to Committee on County Government.

Committee vote: Ayes—5; absent—2.

CARR, W. J., Chairman.

Senate Bill No. 622 re-referred to Committee on County Government.

At two o'clock and fifteen minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Assistant Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following named persons appeared before the Committee of the Whole.

Hon. R. C. Martin, commandant Veterans' Home, Napa, California.
Mr. W. H. Spaulding, director Industrial Home for the Blind.
Mr. J. S. McCollough, secretary California School for Deaf and Blind.
Mr. C. L. Neumiller, director State Prisons of California.
Mr. Ed. H. Whyte, State Parole Officer of California.
Mr. Fletcher Hamilton, State Mineralogist of California.
Mr. W. S. Conger, Superintendent Capitol and Grounds, Sacramento.
Mr. M. DeMotte, member Board of Control, Sacramento, California.

COMMITTEE OF THE WHOLE RISES.

At four o'clock and fifty minutes p.m., Senator Breed moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Tuesday, March 22, 1921.

Motion carried.

IN SENATE.

Hon. C. C. Young, President of the Senate, in the chair.
Assistant Secretary G. Melvin Warren at the desk.

REPORT OF STANDING COMMITTEE—OUT OF ORDER.

The following report of standing committee was received and read out of the regular order:

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 405—An act appropriating money to be used for [illegible] control by the State Board of Health;

Also: Senate Bill No. 407—An act appropriating money to be used for [illegible] parasitology by the State Board of Health;

Also: Senate Bill No. 411—An act to assist in providing hospital service and treatment for legal residents of the State afflicted with maladies or deformities which can probably be remedied, and who are unable to pay for such service and treatment, and making an appropriation to carry out the purposes hereof;

Also: Senate Bill No. 469—An act appropriating money to be used for the support and maintenance of the Division of Public Health Nurses by the State Board of Health;

Also: Senate Bill No. 746—An act to create a commission to investigate into the advisability of the State of California establishing, maintaining and operating all public institutions for the treatment of tuberculosis, and making an appropriation for the expenses of said commission;

Has had the same under consideration, and respectfully reports the same back, and recommends that they be re-referred to Committee on Finance.

Committee membership—11; committee vote: Ayes, 9; absent, 2.

CROWLEY, Chairman.

Senate Bills Nos. 405, 407, 411, 469 and 746 re-referred to Committee on Finance.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Flaherty:

SENATE CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to add a new section to the Code of Civil Procedure to be numbered 1203*b*, relating to liens upon crops.

Request referred to Committee on Rules.

ADJOURNMENT.

At four o'clock and fifty-five minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Tuesday, March 22 1921

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, E. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Monday, March 21, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVES OF ABSENCE.

Senator Gates was, on motion of Senator Breed, granted leave of absence for the balance of the week.

Senator Breed was, on motion of himself, granted leave of absence for Wednesday, March 23, 1921.

Senator Jones was, on motion of Senator Carr, W. J., granted leave of absence for this day.

PRIVILEGE OF THE FLOOR.

On request of Senator Crowley, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Miss Bernice Brown of San Francisco, noted Russian ballet dancer and daughter of Sergeant-at-Arms Thomas A. Brown.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. E. Ghernordini of Cayucos.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. Cary Howard of Oakland.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Charles P. Bayer, secretary Chamber of Commerce of Pomona, also president California Association of Commercial Secretaries.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. William S. Scott of San Francisco and Mrs. E. Walter Scott of Willows.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1921

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 21, 1921, passed Assembly Bill No. 103, An act to add a new section to the Political Code to be numbered 433, providing a special fund to pay certain expenses of the district attorney.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 103 read first time and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1921

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 21, 1921, adopted Assembly Constitutional Amendment No. 34, A resolution to propose to the people of the State of California to amend section 23 of article IV of the constitution of said State, relating to the compensation of members of the Legislature.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Constitutional Amendment No. 34 referred to Committee on Constitutional Amendments.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 22, 1921

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 21, 1921, adopted Senate Concurrent Resolution No. 23, Relative to proposed World's Exposition in the city of Portland, Oregon, in the year 1925.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By VERNON W. LILLEY, Assistant Clerk.

Senate Concurrent Resolution No. 23 ordered to enrollment.

RESOLUTION — OUT OF ORDER.

The following resolution was offered, out of the regular order:

By Senator Breed:

Resolved, That the following named person be stricken from the list of Senate attaches and her name be stricken from the pay roll of the Senate:

Emily J. Bryant, Assistant Secretary.....at $7 00 per day

Resolution read, and on motion of Senator Breed, adopted.

Also:

Resolved, That the following named persons be and they are hereby appointed to the respective positions hereinafter set forth as provided by law, with the compensation set opposite their names, payable weekly, and the Controller is hereby directed to draw his warrants for the said respective amounts, and the Treasurer is directed to pay the same:

Esta Mitchell, Stenographer.....at $5 00 per day
V. C. Ray, Stenographer.....at 5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

REPORT OF STANDING COMMITTEE— OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 22, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Eden to introduce a bill entitled An act creating a State Board of Review of Motion Pictures and defining the powers thereof has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership 5; committee vote: Ayes 4; absent 1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin 31.

NOES None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced, out of the regular order:

By Senator Eden: Senate Bill No. 952 An act creating a State Board of Review of Motion Pictures and defining the powers thereof.

Bill read first time, and referred to Committee on Judiciary.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 22, 1921.

MR. PRESIDENT Your Committee on Rules, to which was referred a request of Senator Flaherty to introduce a bill entitled An act to add a new section to the Code of Civil Procedure to be numbered 1203*b*, relating to liens upon crops.—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Godsil, Ingram, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL— OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Flaherty: Senate Bill No. 953—An act to add a new section to the Code of Civil Procedure to be numbered 1203*b*, relating to liens upon crops.

Bill read first time, and referred to Committee on Judiciary.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 22, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Rigdon to introduce a bill entitled "An act declaring the county road extending from San Simeon to Cambria to be a State highway and providing for the maintenance thereof" has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership: 5; committee vote: Ayes, 4; absent, 1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Campbell, Crowley, Dennett, Duncan, Eden, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Lost, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Rigdon: Senate Bill No. 954—An act declaring the county road extending from San Simeon to Cambria to be a State highway and providing for the maintenance thereof.

Bill read first time, and referred to Committee on Roads and Highways.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 174—An act to provide for the establishment and maintenance of municipal hospitals within cities of the sixth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out lines 1 to 7 inclusive, and insert in lieu thereof the following:

"SECTION 1. The board of trustees of any incorporated city of the sixth class in the State of California, must upon a petition signed by fifteen per cent of the registered, qualified electors of the city submit to the electors of the city the question whether a municipal hospital shall be established in said city, *provided*, that no municipal hospital has been already established therein. Said proposition may be submitted either at a general or special election and said election shall be conducted and the results thereof declared in conformity with the general election laws governing elections in cities of the sixth class. If a majority of the votes cast at said election are in favor of said proposition the municipal hospital for said city shall be deemed established and shall be managed and conducted in accordance with the provisions hereof."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, line 49, strike out the semicolon after the word "municipality" and all the remainder of the paragraph and insert a period after the word "municipality".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 927. An act relating to and providing for the formation, organization and management of corporations for the purpose of receiving and maintaining a fund or funds and applying the income and principal thereof to promote the wellbeing of mankind.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title commencing with the word "relating", strike out the remainder of the title and insert in lieu thereof the following: "to add a new title to part IV of division I of the Civil Code to be known as title XI*b*, relating to corporations for the purpose of receiving and maintaining a fund or funds, and applying the income and principal thereof to promote the wellbeing of mankind."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, after the enacting clause, insert the following: "SECTION 1. A new title is hereby added to part IV of division I of the Civil Code, to be known as title XI*b*, and to read as follows:

TITLE XI*b*

Corporations for the purpose of receiving and maintaining a fund or funds, and applying the income and principal thereof to promote the well being of mankind.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, strike out all of line 1 preceding the word "Corporations" and insert in lieu thereof the following: "592*g*."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 5, of the printed bill, strike out the word "act" and insert in lieu thereof the word "title".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, line 18, of the printed bill, strike out the word "act" and insert in lieu thereof the word "title".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 1 of the printed bill, strike out all of line 19 preceding the word "such".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 1, line 21, of the printed bill, strike out the words "section one hereof" and insert in lieu thereof the words "this section".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2 of the printed bill, strike out all of line 4 preceding the word "must" and insert in lieu thereof the following:
"592*h*. Each corporation formed under this title".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2 of the printed bill, strike out all of line 31 preceding the word "must", and insert in lieu thereof the following:
"592*i*. Each corporation incorporated under this title".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 2, line 34, of the printed bill, strike out the word "act" and insert in lieu thereof the word "title".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 2, line 40, of the printed bill, strike out the word "act" and insert in lieu thereof the word "title".

Amendment adopted

AMENDMENT NUMBER TWELVE.

On page 3 of the printed bill, strike out all of line 1 preceding the word "shall" and insert in lieu thereof the following:
"592*j*. Each corporation incorporated under this title".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 3, line 4, of the printed bill, strike out the word "act" and insert in lieu thereof the word "title".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 3, line 27, of the printed bill, strike out the word "act" and insert in lieu thereof the word "title".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 3 of the printed bill, strike out all of line 30 preceding the word "Corporations" and insert in lieu thereof the following: "592*k*."

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 3, line 31, of the printed bill, strike out the word "act" and insert in lieu thereof the word "title".

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 3 of the printed bill, strike out all of line 34 preceding the word "The" and insert in lieu thereof the following: "592*l*."

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 3, line 35, of the printed bill, strike out the word "act" and insert in lieu thereof the word "title".

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 3 of the printed bill, strike out all of line 37 preceding the word "Any" and insert in lieu thereof the following: "592*m*."

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 3, line 39, of the printed bill, strike out the word "act" and insert in lieu thereof the word "title".

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 3 of the printed bill, strike out all of line 41 preceding the word "The" and insert in lieu thereof the following: "592*n*."

Amendment adopted.

AMENDMENT NUMBER TWENTY-TWO.

On page 3, line 43, of the printed bill, strike out the word "act" and insert in lieu thereof the word "title".

Amendment adopted.

AMENDMENT NUMBER TWENTY-THREE.

On page 3, line 46, of the printed bill, strike out the figures "10" and insert in lieu thereof the figure "2".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 617—An act to add a new section, to be known as 9a13, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, after the word "be" insert the following: "two hundred".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, lines 5 to 7, of the printed bill, beginning with the word "and", on line 5, strike out all reading matter down to and including the word "twenty-two" on line 7.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, between the word "succeeding" and the word "year" insert the word "calendar".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 25, of the printed bill, strike out the word "education", and insert in lieu thereof the word "control."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, lines 31 to 33, of the printed bill, beginning with line 31, strike out all reading matter down to and including the word "additional" on line 33, and insert in lieu thereof the following words: "for each and every"

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, lines 45 to 47, inclusive, of the printed bill, beginning with line 45, strike out all reading matter down to and including line 47, and insert in lieu thereof the following matter:

"*Fifth*. To certify his apportionment of school moneys to the State Controller, who must thereupon draw a warrant in favor of the treasurer of each county or city and county, for the amount so apportioned to that county, or city and county."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 39, of the printed bill, immediately following the word "apportioning", insert the following words: "seven hundred dollars"

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On pages 4 and 5 of the printed bill, in lines 27 to 32, on page 4, and lines 1 to 30 on page 5, beginning with line 27 on page 4, strike out all reading matter down to and including the word "order" on line 30, page 5, and insert in lieu thereof the following matter:

"*Third*. (a) On the numbered order of the governing board of any school district to draw his warrant upon the county treasurer for all necessary expenses against the funds of any school district. The warrants must be drawn in the order in which the orders therefor are filed in his office. Each warrant must specify the purpose for which it is drawn but no warrant shall be drawn upon the order of the governing board of any school district against the funds of any school district except for pay and services, unless such order shows the separate items and the price of each item or account for which the order is drawn, either in the body of the order or upon the back of the order, or upon a statement attached to the order as a part thereof; nor shall any warrant for personal service be drawn unless the order states the rate of pay, the dates upon which or between which the service was rendered, and the amount of time for which such pay is due. The order of the governing board of the school district shall be made only on the form of blank approved by the superintendent of public instruction, provided that said blanks shall be printed and furnished to each and every school district by the boards of supervisors of the respective counties of the state; said order when signed by a majority of the members of the governing board of the school district or by the president and the clerk or the secretary of the governing board of the school district shall be presented to the superintendent of schools for examination, allowance and signature. In case the superintendent of schools allows such order, he shall endorse upon the face thereof the words 'Examined and allowed', together with the date when allowed, and in attestation thereof shall sign the same, and make a proper record thereof and a charge against the particular fund of the particular school district which issued said order. When thus examined, allowed and signed, the order shall constitute the warrant on the treasury within the meaning of this act. The superintendent of schools shall deliver the order and warrant to the claimant who presented the same and shall take his receipt therefor; or, if the order was presented by the governing board of a school district, he shall return the order and warrant to the governing board of the school district and shall take a receipt therefor, provided that in any city and county school orders and warrants may be issued, allowed and paid as provided in the charter of such city and county."

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 6, line 4, of the printed bill, strike out the word "requisitions", and insert in lieu thereof the word "warrants".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 9, line 10, of the printed bill, strike out the word "fifty".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 9, lines 25 to 34, of the printed bill, beginning with line 25, strike out all reading matter down to and including line 34, and insert in lieu thereof the following reading matter:

"1618. *First*—The board of education of any city, or city and county, or the board of school trustees of any school district in this state may in its discretion establish and maintain separate classes in the elementary grades of the public schools for the education of deaf children by the pure oral system for teaching the deaf whenever there are five or more children between three and twenty one years of age who are unable to hear common conversation by reason of deafness and who will attend such separate classes upon the establishment of the same."

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 12 of the printed bill, strike out all of line 15, and insert in lieu thereof the following matter:

"1858. The school superintendent of every county and city and county must apportion all State and county school moneys for the elementary grades of his county or city and county as follows:

"*First*— He must ascertain the number of teachers each".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 12, line 21, of the printed bill, strike out the word "fifty".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 12, lines 33 and 34, of the printed bill, beginning with the word "three" on line 33, strike out all reading matter down to and including the word "pupils" on line 34, and insert in lieu thereof the following reading matter: "five hundred pupils or a major fraction thereof".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 12, line 36, of the printed bill, strike out the word "fifty".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 12, lines 50 to 52, of the printed bill, beginning with the word "for", on line 50, strike out all reading matter down to and including the word "thousand", on line 52, and insert in lieu thereof the following matter: "for each and every teacher allowed to it; *provided*, that one thousand four hundred".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 13, line 4, of the printed bill, strike out the word "fifty".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 98—An act to prevent, control, and eradicate tuberculosis in cattle in the State of California; to empower the Director of Agriculture to establish tuberculosis free areas; providing penalties for the violation hereof, and making an appropriation to carry out the provisions hereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the title, after the word "tuberculosis" insert the words "eradication or".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 4, of the title, commencing with the word "and" strike out the remainder of the title and insert in lieu thereof a period.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 8, of the printed bill, strike out all of line 8 and insert in lieu thereof, the following: "designated as tuberculosis area." A tuberculosis eradication".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 18, of the printed bill, after the period add the following sentence: "After the eradication of tuberculosis in domestic live stock has been completed the eradication area shall by proclamation by the Director of Agriculture, as above provided, be declared tuberculosis free area."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, line 25, of the printed bill, after the word "said" insert the words "eradication or".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, strike out all of section 5 and insert in lieu thereof, the following:

"SEC. 5. Every animal known to be affected with tuberculosis may, with permission in writing from the Director of Agriculture, be removed from tuberculosis eradication or free area, in accordance with and under such rules and regulations as shall be promulgated in said written permission or shall be slaughtered under the supervision of an inspector of the Division of Animal Industry of the State Department of Agriculture, or of the United States Bureau of Animal Industry and disposed of in accordance with the rules and regulations of the State of California or of the United States Bureau of Animal Industry, governing meat inspection."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 17, of the printed bill, before the word "free" insert the words "eradication or".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 24, of the printed bill, before the word "free" insert the words "eradication or".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 3, line 11, of the printed bill, commencing with the comma after the word "required", strike out the remainder of the bill and insert in lieu thereof a period.

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 3 of the printed bill, after line 14, add a new section to read as follows: "SEC. 10. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 274—An act to control the spread of the walnut codling moth, to govern the movement of and treatment of any shipment of walnuts, sacks, trays and other orchard appliances into or from any premises or districts known and believed to be infested with the walnut codling moth, to make rules and regulations for such or other control of said pest, and to provide a penalty for the violation thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 strike out all of lines 2 to 7, inclusive, of the title and insert in lieu thereof the following: "regulate the movement of and treatment of any shipment of walnuts, sacks, trays and other orchard appliances into or from any premises or districts known to be infested with walnut codling moth and to confer power on the Director of Agriculture to prescribe rules and regulations for such or other control of said pest and to provide a penalty for the violation thereof."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of line 1 following the period; all of lines 2 to 23, inclusive; all of page 2; and insert in lieu thereof the following: "To prevent the distribution of and effect control of the walnut codling moth, the Director of Agriculture is hereby authorized to declare any portions of the State of California known to be infested with the walnut codling moth to be a walnut codling-moth district by prescribing the boundaries thereof in a proclamation setting forth said fact and such boundaries, and having a copy of same printed in one or more papers of general circulation in said infested district.

SEC. 2. The Director of Agriculture is hereby authorized to prescribe rules and regulations governing the movement of and the treatment of any shipment of walnuts, sacks, trays or other orchard appliances within or from any such infested district. *It is further provided*, that any treatment of walnut sacks or other containers or orchard appliances which may be required to carry out the provisions of this act or regulations issued hereunder shall be at the expense of the owner or owners, their agent or agents, or persons having charge of, or possessing same, at the time of treatment.

SEC. 3. It shall be unlawful for any person, firm or corporation to move or ship any walnuts, sacks, trays, or other orchard appliances within or from any infested district as herein defined except in accordance with the provisions of this act or regulations issued hereunder, or to fail to treat any walnuts, sacks, trays or other orchard appliances to destroy any such infestation in such manner as may be prescribed hereunder by the Director of Agriculture by regulation.

SEC. 4. Any person, firm, corporation, company or organization who shall violate any of the provisions of this chapter shall be guilty of a misdemeanor.

SEC. 5. That certain act entitled "An act making an appropriation for the purpose of determining and applying control measures to combat the spread of the walnut codling moth," approved May 27, 1919, Statutes of 1919, p. 1212, is hereby repealed."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 383. An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the Director of Agriculture in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act; providing for the enforcement of said lien, and providing for the making of rules and regulations and making the violation thereof a misdemeanor, and repealing an act entitled "An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the State Veterinarian in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, and providing for the enforcement of said lien," approved February 23, 1909, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 562. An act to prevent the importation into the State of California of horses, mules, dairy cattle, breeding bulls, goats, breeding bucks and sheep, which are affected with communicable diseases, providing for the inspection or certification of such animals before being brought into the State of California, exempting certain animals from such inspection or certification, providing penalties for violating any of the provisions of this act, and repealing an act approved June 4, 1913, entitled "An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled 'An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California,' approved March 7, 1911; to repeal an act entitled 'An act to prevent the importation of horses, mules and asses affected with glanders into the State of California,' approved March 7, 1911," and repealing an act entitled "An act to prevent the importation into the State of California of horses, mules, dairy cattle and breeding bulls which are affected with communicable diseases, providing for the inspection or certification of such animals before being brought into the State of California, exempting certain animals from such inspection or certification, providing penalties for violating any of the provisions of this act and repealing an act approved June 4, 1913, entitled 'An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled "An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California," approved March 7, 1911; to repeal an act entitled "An act to prevent the importation of horses, mules and asses affected with glanders into the State of California," approved March 7, 1911,'" approved April 12, 1915, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 758—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 759—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 537—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education.

In the absence of the author, Senate Bill No. 537 was passed on file.

Senate Bill No. 795—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation, and the disposition of such accusation after full compliance with the terms of probation, and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties, and fixing their compensation and duties, and providing for adult probation boards in certain counties and cities and counties.

In the absence of the author, Senate Bill No. 795 was passed on file.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 935—An act to add a new section to the Political Code, to be numbered 4041*f*, providing for homes and meeting places for veterans and associations of veterans.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 935 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.

NOES—Senators Dennett, and Duncan—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 670—An act to amend section 1608 of the Political Code, and to add a new section to said code to be numbered 1608*a*, relating to powers and duties

of boards of school trustees and city boards of education—and reports that the same has been correctly reengrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 3—An act to add a new section to the Political Code to be numbered 1764*a*, relating to raising a high school tuition fund in counties in which there is no established high school.

Also: Senate Bill No. 114—An act to amend sections 1, 2, 4, 6, 8 and 11 of an act entitled "An act to promote the better education of nurses and the better care of the sick in the State of California, to provide for and regulate the examination and registration of graduate nurses and to provide for the issuance of certificates of registration as registered nurses to qualified applicants by the State Board of Health and to repeal an act approved March 20, 1905, entitled 'An act to promote the better education of the practice of nursing the sick in the State of California, to provide for the issuance of certificates of registration as a registered nurse to qualified applicants of the Board of Regents of the University of California and to prescribe penalties for violation thereof,'" approved June 12, 1913, as amended, and to add a new section thereto to be numbered 5½, relative to registration of nurses;

Also: Senate Bill No. 150—An act to require the installation of certain necessary facilities in the operating rooms of theatres and moving picture houses and providing penalties for its violation;

Also: Senate Bill No. 291—An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof;

Also: Senate Bill No. 514—An act to amend section 1184 of the Code of Civil Procedure, relating to the retention of moneys due and to become due to contractors;

Also: Senate Bill No. 139—An act to add a new section to the Code of Civil Procedure, to be numbered section 526½, relating to actions to restrain the issuance, sale, offering for sale or delivery of bonds of any city, city and county, town, county, district or other political subdivision of the State of California;

Also: Senate Bill No. 12—An act to add a new section to the Penal Code, to be numbered 337*b*, prohibiting contracts for sale or purchase of agricultural products on futures and prescribing penalties for violation of the provisions hereof;

Also: Senate Bill No. 171—An act to amend sections 172½, 172 and 172*d* of the Civil Code, relating to the obtaining of orders relative to disposition of property of insane and incompetent persons;

Also: Senate Bill No. 104—An act to amend section 275 of the Code of Civil Procedure, relating to the admission of persons as attorneys and counselors in this State.

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class.

On motion of Senator Otis, Senate Bill No. 751 was passed on file.

CASE OF URGENCY.

Senate Bill No. 528—An act to add a new chapter to title IX of part III of the Political Code, to be numbered chapter IX thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes pursuant to the provisions of section 12 of article XIII of the State constitution as adopted November 2, 1920.

Bill read third time previously.

Section 2, setting forth the urgency clause read.

The question being, "Shall this section, setting forth the urgency features of this bill, be passed?"

The roll was called, and the urgency section passed, by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 528 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 463—An act to amend section 9 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended, relating to the relative priority of special assessment liens.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 463 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 533—An act to amend section 5 of an act entitled "An act to provide a system of street improvement bonds to represent certain assessments for the cost of street work and improvements within municipalities, and also for the payment of such bonds," approved February 27, 1893, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure.

Bill read third time previously.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Carr, W. J., moved to refer Senate Bill No. 533 to Senator Burnett, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 20, of the printed bill, strike out the words "and compounded semi-annually".

AMENDMENT NUMBER TWO.

On page 3, line 11, of the printed bill, strike out the words: "thereon compounded semi-annually".

AMENDMENT NUMBER THREE.

On page 5, line 44, before the period insert "where personal demand for payment has been made before the institution of suit."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 22, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 533, with instructions to amend, respectfully reports the same back, amended as per instructions.

BURNETT, Special Committee.

Report read, and on motion of Senator Carr, W. J., adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 667—An act to amend section 12½ of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 667 passed by the following vote:

AYES—Senators Allen, Arbuckle, Beggs, Breed, Barnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Youkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 329—An act requiring that all motor vehicles owned by the State of California or by any board, commission or department thereof, or any of the officers thereof in the discharge of official duties, be suitably marked with the name of the department, by which the same is used and providing penalties for the failure to thus mark vehicles or for the use thereof for other than official purposes connected with the duties of the particular department or political subdivision by which said vehicle is controlled.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 329 passed by the following vote:

AYES—Senators Allen, Arbuckle, Beggs, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Irwin, Johnson, Lyon, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Youkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 661—An act declaring the improved county road extending from Rio Vista to Lodi to be a State highway.

Bill read third time.

The question being on the passage of the bill.

The roll was called and Senate Bill No. 661 passed by the following vote:

[illegible]

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 103—An act to amend section 1093 of the Penal Code relating to the joinder of defendants who are jointly charged with crime.

On motion of Senator Otis, Senate Bill No. 103 was passed on its

Senate Bill No. 124—An act to amend section 270 of the Penal Code, relative to neglecting to furnish necessaries for minor child.

Bill read third time.

[illegible]

At twelve o'clock and thirty minutes p.m. the hour of recess was extended until the consideration of Senate Bill No. 124.

Assistant Secretary G. Melvin Warren at the desk.

The question being on the passage of the bill.

The roll was called and Senate Bill No. 124 passed by the following vote:

[illegible]

Title read and approved.

Bill ordered transmitted to the Assembly.

[illegible]

Senator Inman gave notice that at the next legislative day he would move to reconsider the vote by which Senate Bill No. 124 was passed.

[illegible]

Pursuant to his notice given on a previous day, Senator Inman moved to reconsider the vote whereby Senate Bill No. 207—An act to amend section 629 of the Penal Code, relating to the protection of game, approved April 11, 1919—was passed.

The question being on the motion to reconsider.

The roll was called and the vote was without reconsideration by the following vote:

[illegible]

Bill ordered transmitted to the Assembly.

RECESS

At twelve o'clock and fifty minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

REPORTS OF STANDING COMMITTEES — OUT OF ORDER.

The following reports of standing committees were received and read, out of the regular order.

ON COUNTY GOVERNMENT

SENATE CHAMBER, SACRAMENTO, March 21, 1921

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 355, An act to amend section 4,334 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class, has had the same under consideration, and respectfully reports the same back with amendments and recommends that it do pass, as amended.

Committee membership, 11; committee vote, Ayes, 6, absent, 5.

DUNCAN, Chairman.

Senate Bill No. 355 ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS

SENATE CHAMBER, SACRAMENTO, March 22, 1921

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 21, A resolution to propose to the people of the State of California an amendment to section 2 of article IX of the constitution of said State, relative to superintendents of schools, has had the same under consideration, and respectfully reports the same back with amendments and recommends that it be adopted, as amended.

Committee membership, 9; committee vote, Ayes, 6, absent, 3.

SAMPLE, Chairman.

Senate Constitutional Amendment No. 21 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 4, Relative to the framing and ratifying of municipal charters.

Also: Senate Constitutional Amendment No. 22, A resolution to propose to the people of the State of California an amendment to article I, section 7 of the constitution, relating to trial by jury.

Also: Senate Constitutional Amendment No. 23, A resolution to propose to the people of the State of California an amendment to the constitution of the State, amending section 19 of article VI of said constitution, relating to the charging of juries by judges;

Has had the same under consideration, and respectfully reports the same back, and recommends that they be adopted.

Committee vote: Ayes—6; absent—3. Same vote on all amendments.

SAMPLE, Chairman.

Senate Constitutional Amendments Nos. 4, 22 and 23 ordered to engrossment and on file.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senate Bill No. 263—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Lyon moved to refer Senate Bill No. 263 to Senator Sample, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, in line 9, after the comma following the word "limits" insert the following: "certifying to the genuineness of the said signatures,".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, in line 8, after the comma following the word "lots" insert the following: "delineated upon a map recorded" as proposed by an act entitled "An act governing the recording of maps of subdivisions of land into lots for the purposes of sale, and prescribing the conditions on which such maps may be recorded and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded", approved March 15, 1907, as amended".

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, in line 34, after the word "incorporated" strike out the period and insert in lieu thereof a comma and the following: "and shall provide for the election of such officers as shall be required in such city of the class to which the same may belong, as hereinafter provided."

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, after the word "amended" in the title of the bill, strike out the period and insert the following: "And to add a new section thereto, to be numbered 7a, relative to the exclusion of land from a municipality."

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, after line 47, begin a new paragraph and add the following:

"SEC. 2. A new section is hereby added to said act to read as follows:

SEC. 7a. Where a municipal corporation contains a center of population subdivided into town or villa lots and also an area of ranch land or unsubdivided acreage, and the assessed value of such ranch land or unsubdivided acreage together with the assessed value of the improvements and personal property situated and assessed within such area is more than seventy-five per cent of the entire assessed valuation of all the assessable property within such municipality as shown by the last preceding general assessment roll of the county in which such municipality is situated, and where the population of such area is less than fifteen per cent of the entire population of such municipality, such ranch land or unsubdivided acreage may be excluded from said municipality after proceedings had as required by this section.

The board of supervisors of the county or city and county wherein such municipal corporation is situated, upon receiving a written petition therefor containing a description of the exterior boundaries of the ranch land or unsubdivided acreage proposed to be excluded from said municipal corporation and signed by not less than one-half of the number of the qualified electors residing at the time of filing said petition within the boundaries of the area proposed to be excluded, shall without delay notify the legislative body of the municipal corporation from which it is proposed to exclude such territory of the fact of filing such petition. The board of supervisors shall appoint such day as such petition is to be published at least two weeks before the time at which the same is to be heard in some newspaper printed and published in such county, together with a notice stating the time of the meeting at which the same will be heard. Any person interested may object to such exclusion by filing a written protest with the board of supervisors at or before the time fixed for the hearing of said petition. In the event that the owners of more than one-half of the land proposed to be excluded file protests against such exclusion the protest shall be sustained by the board of supervisors and shall be a bar to any further proceedings for the exclusion of such territory for a period of one year.

The board of supervisors shall ascertain and determine the character of the land proposed to be excluded, the proportion which the assessed value of all assessable property within such boundaries bears to the assessed value of all assessable property within said municipality and also the proportion which the population of such area bears to the entire population of such municipality at the time of filing said petition; and such determination shall be final and conclusive.

The affidavit of a qualified elector residing within the boundaries of the ranch land or unsubdivided acreage proposed to be excluded, filed with the petition, shall be prima facie evidence of the requisite number of signers to the petition, of the character of the land proposed to be excluded, of the proportion which the value of all assessable property within such area proposed to be excluded bears to the assessed value of all the property within said municipality, and of the proportion

which the number of inhabitants within such area bears to the total number of inhabitants of said municipality.

If the board of supervisors shall, upon such hearing, determine that the land proposed to be excluded is ranch land or unsubdivided acreage and that the assessed value of all property within such area proposed to be excluded is more than seventy-five per cent of the assessed value of all property within said municipality as shown by the last preceding annual assessment roll of the county and that the population of such territory is less than fifteen per cent of the entire population of such municipality, the board of supervisors shall cause a report of said hearing and determination to be entered upon its minutes. The clerk of said board of supervisors shall make and certify under the seal of said board of supervisors and transmit to the Secretary of State and to the clerk or other officer performing the duties of the clerk of such municipal corporation a copy of said report so entered upon the minutes. From and after the date of filing said document in the office of the Secretary of State the exclusion of such territory proposed to be excluded shall be deemed and shall be complete and thereafter such excluded territory shall cease to be a part of the municipal corporation for all intents and purposes; *provided*, that nothing contained in this act shall be held to relieve in any manner whatsoever any part of said territory from any liability for any debt contracted by such municipality prior to such exclusion; *and provided, further*, that such municipal corporation may levy and collect in any and collect from any territory so excluded such taxes as shall be sufficient to enable the account of its just proportion of liability for the payment of principal or interest on such debts.

All proper expenses of proceedings for the exclusion of territory under this act whether such exclusion shall be made and completed or not shall be paid by the county wherein said municipality is situated.

Whenever any territory is excluded from a municipal corporation under the provisions of this act and such municipal corporation shall at such time be entitled to the payment to it of any moneys under the provisions of section 2556 of the Political Code any and all claims which it may have to moneys payable by virtue thereof shall thereupon cease and terminate, and, pending a proceeding for exclusion of territory under this act, the right to collect the same shall be suspended.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 263, with instructions to amend, respectfully reports the same back, amended as per instructions.

SAMPLE, Special Committee.

Report read, and on motion of Senator Lyon, adopted.

Bill ordered to print and re-engrossment.

At two o'clock and fifteen minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Assistant Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following named persons appeared before the Committee of the Whole:

Mr. M. J. Ferguson, State Librarian, Sacramento.
Hon. Will C. Wood, State Superintendent of Schools, Sacramento.
Mr. E. C. Cox, president of California Teachers' Association, Oakland.
Hon. Frederick Burke, president San Francisco Normal School.
Hon. E. L. Hardie, president San Diego Normal School.
Hon. W. W. Kemp, president San Jose Normal School.
Hon. C. M. Osenbaugh, president Chico Normal School.
Hon. C. L. McLane, president Fresno Normal School.
Hon. C. L. Phelps, president Santa Barbara Normal School.
Hon. N. B. Van Matre, president Humboldt Normal School.
Colonel R. W. Ryder, director California State Polytechnic School, San Luis Obispo.
Hon. Max Thelen, attorney for Taxpayers' Association of California.

COMMITTEE OF THE WHOLE RISES.

At five o'clock and fifteen minutes p.m., Senator Slater moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Wednesday, March 23, 1921.

Motion carried.

IN SENATE.

Hon. C. C. Young, President of the Senate, in the chair.
Assistant Secretary G. Melvin Warren at the desk.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Crowley:

WHEREAS, The practice among Christians of setting apart the hours from twelve to three on Good Friday for devotion having obtained so largely in California, that it would seem but right not only to favor such hallowed practice, but also to give opportunity to all who desire to recall during these hours the mystery which Christians celebrate; be it

Resolved, That it is the sense of the Senate of the State of California that recess be taken from twelve to three o'clock on Friday, March 25, to enable all who wish to participate in the exercises which mark these hours so notable in the world's history.

Resolution read, and on motion of Senator Crowley, adopted.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 233—An act appropriating the sum of ten thousand dollars to be used in carrying out the provisions of the laws relating to the protection of cattle from theft—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Finance.

Committee membership—9; committee vote: Ayes—6; absent—3.

RIGDON, Chairman.

Senate Bill No. 233 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 382—An act to appropriate money to be paid as premiums to exhibitors of live stock at district live stock shows to be held in the First and Sixth Agricultural Districts—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be re-referred to Committee on Finance.

Committee vote: Ayes—6; absent—3.

RIGDON, Chairman.

Senate Bill No. 382 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—6; absent—3.

RIGDON, Chairman.

Senate Bill No. 606 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 234—An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof;

Also: Senate Bill No. 273—An act to regulate the manufacture, sale, and use of economic poisons; to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement; and creating the Division of Chemistry Fund;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—6, absent—3. Vote same on both bills.

RIGDON, Chairman.

Senate Bills Nos. 234 and 273 ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, March 22, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 13—An act to amend section 25 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts of any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter, the acquisition of property therefor, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds and the disposal of their proceeds," approved May 25, 1910—has had the same under consideration, and respectfully reports the same back and recommends that it do pass.

Committee membership—11; committee vote: Ayes—7, absent—3.

CROWLEY, Chairman.

Senate Bill No. 13 ordered on file for second reading.

ADJOURNMENT.

At five o'clock and twenty minutes p.m., on motion of Senator Slater, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Wednesday, March 23, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Tuesday, March 22, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the following students of the Sonoma Valley High School: Fred Batta, Herschel Hyde, Wilfred Cohen, Victor Clements, Harry F. Burmeister.

On request of Senator Osborne, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Ex-Senator George S. Walker, building and loan commissioner of San Jose.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to William Sharkey, Jr., of Martinez.

On request of Senator Arbuckle, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. W. S. James of Los Angeles, secretary Psychopathic Association.

On request of Senator Arbuckle, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. Florence C. Porter of South Pasadena, first woman California presidential elector, Roosevelt-Johnson ticket; also secretary and treasurer of Norwalk State Hospital.

PETITION.

The following petition was presented by Senator Osborne and ordered printed in the Journal:

WHEREAS, The deciduous fruit experiment station, located at Mountain View, California, under the able management of Dr. W. L. Howard, has in the past year given us a successful remedy for the control of brown rot fungus on apricots and peaches; and

WHEREAS, This accomplishment alone is worth far more to the deciduous fruit industry of the State than all it costs the State to maintain the station; and

WHEREAS, The citrus fruit industry has enjoyed the financial favor of the State in times past, enabling it to control many of the pests and diseases peculiar to the industry; and

WHEREAS, The present Legislature is now considering the appropriations for the protection of the deciduous fruit industry; therefore, be it

Resolved, That we, growers of deciduous fruits and members of Mountain View Grange No. 332, P. of H., do hereby request the Legislature to furnish sufficient funds to continue the work at the station at Mountain View, and thus add many thousands of dollars to the production of the State of California; that we believe, in the interests of fair play, this is justly due the deciduous as well as the citrus fruit industry of the State, and that it would be false economy to deny financial support to this necessary work, especially after the fine results that have already been attained.

MOUNTAIN VIEW GRANGE,
ANNIE GERRELLS, Worthy Master.

[SEAL]
CHRISTINE O. AINSWORTH, Secretary.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 18, 1921, passed Assembly Bill No. 297—An act to add a new section to the Political Code, to be numbered 4326, relating to deputy sheriffs.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bill No. 297 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1921

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 22, 1921, adopted the following

Assembly Constitutional Amendment No. 13—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article II thereof, relating to the right of suffrage.

Also: Assembly Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 16½ of article XI thereof, relating to deposits of public moneys.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Constitutional Amendments Nos. 13 and 26 referred to Committee on Constitutional Amendments.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1921

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 22, 1921, passed the following

Assembly Bill No. 4—An act to amend section 1662 of the Political Code, relating to public schools.

Also: Assembly Bill No. 26—An act to amend section 1881 of the Code of Civil Procedure, relating to confidential communications and the competency of witnesses.

Also: Assembly Bill No. 83—An act to amend sections 940, 941 and 953 and to repeal sections 941a, 941b and 941c of the Code of Civil Procedure, relating to bonds and undertakings on appeal;

Also: Assembly Bill No. 149—An act to amend sections 1 and 5 of an act entitled "An act creating a Department of Agriculture, providing for its organization and declaring its functions, transferring to said department the powers and duties of various State agencies and the unexpended balances of their appropriations and funds, prohibiting certain acts and prescribing penalties for violation of the provisions hereof," approved May 16, 1919;

Also: Assembly Bill No. 516—An act to amend sections 4 and 5 of an act entitled "An act defining industrial loan companies, providing for their incorporation, powers and supervision," approved May 18, 1917;

Also: Assembly Bill No. 577—An act to amend section 591 of the Penal Code relating to injuries to telegraph and telephone lines;

Also: Assembly Bill No. 685—An act to add a new section to be numbered section 1962½ to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof, providing for the establishment of detention homes for such persons, fixing the method of procedure and treatment of cases where crimes have been committed by such persons, providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes, and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 736—An act providing for the creation of county boards of trade and county chambers of commerce in the several counties of the State to the boards of supervisors thereof; providing for the appointment of the members of such boards; providing for the powers and duties of such boards and providing for the compensation and expenses of the members thereof;

Also: Assembly Bill No. 858—An act to amend section 4257 of the Political Code, relating to the compensation of officers in counties of the twenty-eighth class;

Also: Assembly Bill No. 1080—An act to amend section 359 of the Civil Code, relating to the issuance of stock or bonds creating or increasing bonded indebtedness or increasing or diminishing the capital stock of corporations;

Also: Assembly Bill No. 1169—An act to amend section 20 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Assembly Bill No. 1110—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands,

alleys, courts, places and rights of way in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds, approved June 16, 1913, as amended:

Also: Assembly Bill No. 1214—An act to amend section 506a of the Penal Code, relating to embezzlement.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bill No. 4 read first time, and referred to Committee on Education.

Assembly Bills Nos. 26, 83 and 1214 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 449 read first time, and referred to Committee on Agriculture.

Assembly Bill No. 577 read first time, and referred to Committee on Public Utilities.

Assembly Bills Nos. 685, 736 and 858 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 1080 and 516 read first time, and referred to Committee on Corporations.

Assembly Bills Nos. 1109 and 1110 read first time, and referred to Committee on Municipal Corporations.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 231—An act to prevent the propagation of noxious weeds—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

ON ELECTIONS.

SENATE CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: Your Committee on Elections, to which was referred Senate Bill No. 833—An act to amend sections 2, 3, 4, 6, 8, 9 and 10 of an act entitled "An act to provide for the indication by the registered qualified electors of their choice for nomination by their respective political parties for President of the United States through the election of the delegates of said political parties to their respective national conventions, and to repeal an act approved December 24, 1911, known as the Presidential Primary Act, and also to repeal all other acts or parts inconsistent with or in conflict with the provisions of this act," approved April 28, 1915, as amended by an act approved January 11, 1916; and to repeal sections 11, 12 and 13 of said act:

Also: Senate Bill No. 832—An act to amend section 1195b of the Political Code, relating to elections:

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—7; absent—4. Same vote on both bills.

SLATER, Chairman.

Senate Bills Nos. 833 and 832 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Elections, to which was referred Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to

repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1914, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

Also Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—7; absent—4. Same vote on both bills.

SLATER, Chairman.

Senate Bills Nos. 415 and 835 ordered on file for second reading.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 537—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education.

In the absence of the author, Senate Bill No. 537 was passed on file.

Senate Bill No. 795—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation, and the disposition of such accusation after full compliance with the terms of probation, and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties, and fixing their compensation and duties, and providing for adult probation boards in certain counties and cities and counties.

On motion of Senator Carr, F. M., Senate Bill No. 795 was passed on file.

Senate Bill No. 355—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

After the colon at the end of line 4, page 1 of the printed bill, strike out all the remainder of the bill and insert in lieu thereof the following:

"1. The county clerk, four thousand twenty dollars per annum; *provided*, that in counties of this class there shall be and there is hereby allowed to the county clerk one chief deputy who shall receive a salary of two thousand seven hundred dollars per annum; one deputy county clerk who shall be the registrar of voters who shall receive two thousand two hundred eighty dollars per annum; one deputy who shall be assistant registrar of voters who shall receive one thousand six hundred twenty dollars per annum; four court clerks who shall receive salaries of two thousand two hundred dollars per annum; one index clerk who shall receive a salary of one thousand eight hundred dollars per annum; one stenographer who shall receive a salary of one thousand five hundred dollars per annum; one copyist who shall receive a salary of one thousand five hundred dollars per annum; and a deputy or deputies not to exceed five, for the purpose of registering electors, to be paid not to exceed five dollars per diem each; *provided*, that such deputies shall not be employed except during a year when a general election is to be held throughout the State, and not more than one deputy for each precinct for the purpose of registering electors during said year of the general election, who shall be paid ten cents per name for each person legally registered by them; the salaries and compensation of each of said

deputies and clerks to be paid out of the county treasury in equal monthly installments in the same manner and at the same time as the other county officials are paid.

2. The sheriff, four thousand twenty dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed the sheriff one undersheriff whose salary is hereby fixed at the sum of two thousand seven hundred dollars per annum; and the following deputies and employees: One deputy who shall be head jailer, and who shall receive a salary of two thousand one hundred dollars per annum; one deputy who shall receive a salary of one thousand eight hundred dollars per annum; one deputy who shall receive a salary of one thousand six hundred twenty dollars per annum; two deputies who shall receive salaries of two thousand one hundred dollars each per annum; four deputies who shall receive salaries of one thousand eight hundred dollars each per annum; one stenographer who shall receive a salary of one thousand five hundred dollars per annum; one bookkeeper who shall receive a salary of one thousand eight hundred dollars per annum; six deputies who shall be turnkeys at the jail whose salaries shall be one thousand six hundred twenty dollars each per annum, but no more turnkeys are to be employed than are absolutely necessary to handle the requirements of the jail; such country deputies as may be necessary to properly administer the duties of said office at a compensation not to exceed five dollars per diem, but not more than three thousand six hundred dollars shall be paid to all such deputies in any one year; in counties of this class there shall be a matron of the county jail, and at the discretion of the sheriff an assistant matron, each to be appointed by the sheriff and who, under the direction of the sheriff, shall have charge of female prisoners in the county jail, and who shall receive salaries of one thousand five hundred dollars per annum and three hundred dollars per annum, respectively, to be paid by the county in monthly installments at the same time, and in the same manner, and out of the same fund, as is the salary of the sheriff. In counties of this class the sheriff shall receive for his own use the fees, mileage and compensations provided by statute, and he shall be allowed by the board of supervisors his actual necessary expenses for pursuing criminals or for transacting business, and paid as other county charges are paid.

3. The recorder, four thousand twenty dollars per annum; *provided*, that in counties of this class there shall be and there is hereby allowed the recorder the following deputies and copyists who shall be appointed by the recorder of said county, and shall be paid as follows: One chief deputy who shall receive two thousand four hundred dollars per annum; one deputy who shall receive a salary of two thousand one hundred dollars per annum; three deputies who shall receive salaries of one thousand eight hundred dollars each per annum; one deputy who shall receive a salary of one thousand two hundred dollars per annum; and as many copyists as may be required, who shall receive as compensation the sum of seven cents per folio for recording all instruments or notices except maps and plats, and for copies of any records, seven cents per folio.

4. The auditor, four thousand twenty dollars per annum; *provided*, that there is hereby allowed to the auditor the following deputies: One chief deputy who shall receive a salary of two thousand seven hundred dollars per annum; two deputies who shall receive salaries of two thousand one hundred dollars each per annum; one deputy who shall receive a salary of one thousand eight hundred dollars per annum; one deputy who shall receive a salary of one thousand six hundred eighty dollars per annum; one stenographer who shall receive a salary of one thousand five hundred dollars per annum; and five additional deputies at a salary of five dollars per day each, for each day employed for a period not to exceed one hundred fifty-six days in any one year; *provided further*, that in counties of this class for bringing records down to date in any office, when the work of said office has not been brought down to date, and was in such condition when the present incumbent was inducted into office, the board of supervisors may authorize said incumbent to perform the labors that should have been performed by his predecessors in office and for that purpose may authorize said incumbent to employ special clerical help, at a compensation to be fixed by the board of supervisors, at so much per diem; *provided*, that the provisions herein shall apply only to work that should have been done by the incumbent's predecessor in office.

5. The treasurer, four thousand twenty dollars per annum; *provided*, that in counties of this class there shall be and there hereby is allowed to the treasurer one deputy who shall receive a salary of two thousand seven hundred dollars per annum; and one deputy who shall receive a salary of two thousand one hundred dollars per annum.

6. The tax collector, four thousand twenty dollars per annum; one chief deputy who shall receive a salary of two thousand seven hundred dollars per annum; three deputies who shall receive salaries of two thousand one hundred dollars each per annum; two deputies who shall receive salaries of one thousand eight hundred dollars each per annum; a stenographer who shall receive a salary of one thousand five hundred dollars per annum; one deputy for a period not to exceed six months in any one calendar year, who shall receive a salary of one hundred thirty-five dollars per month; fifteen additional clerks at a salary of five dollars per day each, for each day employed, for a period not to exceed one hundred fifty-six days in any one year.

7. The assessor, four thousand twenty dollars per annum; *provided*, that in counties of this class there shall be, and there hereby is allowed to the assessor one chief deputy who shall receive a salary of two thousand seven hundred dollars per annum; one deputy who shall receive a salary of two thousand one hundred dollars per annum; one deputy who shall receive a salary of one thousand eight hundred dollars per annum; three deputies who shall receive salaries of one thousand six hundred twenty dollars each, per annum; two deputies for a period not exceeding six months in any one year at salaries of one hundred fifty dollars per month each; one deputy for a period not exceeding five months in any one year at a salary of one hundred fifty dollars per month; two deputies for a period not exceeding four months in any one year at salaries of one hundred dollars each, per month; six deputies for a period not exceeding one hundred and four days each in any one year, whose per diem shall be five dollars each when actually employed. *It is further provided*, that in counties of this class the assessor shall receive no commission for his collection of taxes on personal property, nor shall the assessor receive any compensation for making out the military roll of persons returned to him as subject to military duty as provided by section one thousand nine hundred and one of the Political Code. *It is further provided*, that in counties of this class, in addition to the deputies already allowed, there shall be and is hereby allowed to the assessor, twenty-six deputies who shall receive salaries of five dollars per day each for a period not exceeding seventy-eight days in any one year. *It is further provided*, that in counties of this class the assessor shall be allowed his traveling expenses in performing duties outside his office, said expenses, however, not to exceed more than one hundred fifty dollars in any one year.

8. The district attorney, five thousand dollars per annum; also one assistant district attorney, who shall receive a salary of three thousand six hundred dollars per annum; two deputy district attorneys who shall receive salaries of three thousand dollars each, per annum; one deputy district attorney who shall receive a salary of two thousand seven hundred dollars per annum; one deputy district attorney who shall receive a salary of two thousand four hundred dollars per annum; one stenographer who shall receive a salary of one thousand six hundred twenty dollars per annum; one stenographer who shall receive a salary of one thousand five hundred dollars per annum; and a detective who shall receive a salary of one thousand one hundred dollars per annum. Neither the district attorney nor any of his deputies shall engage in private practice of law.

9. The superintendent of public schools, four thousand twenty dollars per annum; *provided*, that in counties of this class there shall be and there is hereby allowed the superintendent of public schools, one assistant superintendent who shall receive a salary of two thousand four hundred dollars per annum; and one bookkeeper who shall receive a salary of one thousand eight hundred dollars per annum; one deputy who shall receive a salary of one thousand eight hundred dollars per annum; one field assistant who shall receive two thousand four hundred dollars per annum; and one field deputy who shall receive a salary of one thousand eight hundred dollars per annum. *It is further provided*, that in counties of this class the county school superintendent, his field assistant, and his field deputy shall receive their actual and necessary traveling expenses for visiting and examining schools and school properties of the county and in performing such other duties as are incident to the full discharge of the requirements of the office of superintendent of schools, office of field assistant to the superintendent of schools, and the office of field deputy of the superintendent of schools, the claims for such expenses to be subject to the approval of the board of supervisors.

10. The public administrator, such fees as are now or may hereafter be allowed by law.

11. The coroner, two thousand four hundred dollars per annum, and in addition thereto the board of supervisors shall allow the coroner his actual traveling expenses and fifteen cents for each mile traveled by him when he provides his conveyance in the performance of his official duties. In counties of this class there shall be and there is hereby allowed the coroner, one autopsy surgeon, who shall receive a salary of one thousand five hundred dollars per annum, and fifteen cents for each mile traveled when he provides his own conveyance in the performance of his official duties. The sheriff shall act as summoning officer for the coroner and shall serve all processes requested by him.

12. The surveyor, four thousand twenty dollars per annum; also one chief deputy who shall receive a salary of two thousand seven hundred dollars per annum; one deputy who shall receive a salary of two thousand four hundred dollars per annum; one deputy who shall receive a salary of one thousand eight hundred dollars per annum; one deputy who shall receive a salary of one thousand five hundred dollars per annum; one file clerk and stenographer who shall receive a salary of one thousand five hundred dollars per annum; and such other assistants as may be necessary for field work, who shall receive a compensation of five dollars per diem and expenses when working in the field; *provided*, that in counties of this class the surveyor shall be allowed his actual traveling expenses in performing duties outside of his office.

13. For the purpose of regulating the compensation of the justices of the peace and constables, townships in counties of this class are hereby classified as follows: Townships having a population of thirty thousand or more shall belong to and be known as townships of the first class; townships having a population less than thirty thousand shall belong to and be known as townships of the second class.

14. In counties of this class, justices of the peace shall receive the following compensation, and all such salaries shall be paid monthly in the same manner as the salaries of county officers are paid, viz:

In townships of the first class, three thousand six hundred dollars per annum each.

In townships of the second class, seven hundred twenty dollars per annum.

Such salaries shall be as full compensation for all services rendered by them in both civil and criminal cases. All fees chargeable and collectible by justices of the peace in civil and criminal cases for service rendered by them shall be paid monthly into the county treasury.

In townships of the first class the board of supervisors of counties of this class shall furnish the justices of the peace suitable courtrooms.

In townships of the first class, in counties of this class, there shall be two justices of the peace and the said offices are hereby created. In all other townships in counties of this class there shall be one justice of the peace: *provided*, that in townships of the first class, in counties of this class, the justices of the peace shall each be allowed a clerk who shall receive as his compensation a salary of one thousand five hundred dollars per annum.

15. In counties of this class constables shall receive the following compensation, and all such salaries shall be paid monthly in the same manner as the salaries of county officers are paid, viz:

In townships of the first class in all criminal cases, in lieu of fees now allowed by law, one thousand eight hundred dollars per annum.

In townships of the second class in all criminal cases, in lieu of fees now allowed by law, seven hundred twenty dollars per annum.

In all townships in counties of this class the constables shall be allowed in addition to the compensation above set forth all fees in civil cases as are now or may hereafter be allowed by law, and actual traveling expenses only in lieu of mileage for taking prisoners to the county jail.

In townships of the first class, in counties of this class, the board of supervisors shall furnish the constables' offices with necessary and proper furniture for each of said constables.

16. Each member of the board of supervisors, two thousand dollars per annum and fifteen cents per mile in going from his residence to the county seat at each meeting of the board. This shall cover all his services as supervisor and road commissioner; *provided*, that in counties of this class each member of the board of supervisors shall be allowed his actual expenses in the performance of his official duties, the said expenses, however, for each member of the board not to exceed the sum of one thousand dollars in any one year.

17. The deputies, clerks, copyists and employees mentioned in this section are hereby allowed to the respective county officers named, who shall appoint the same, and said deputies, clerks, copyists and employees shall be paid by the counties of this class in monthly installments, at the same time, in the same manner and out of the same fund as the salaries of the county officers are paid.

18. If any section, subdivision, sentence, clause, or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subdivision, sentence, clause, and phrase thereof, irrespective of the fact that any one or more other sections, subdivisions, sentences, clauses, or phrases be declared unconstitutional.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 234—An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, lines 3 and 4, of the printed bill, strike out the words "in books kept for that purpose" and insert in lieu thereof the following: "by the director of agriculture".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 6, of the printed bill, strike out the word "book" and insert in lieu thereof the word "records".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3, line 11, of the printed bill, strike out the period and insert in lieu thereof a comma and the following: "*provided* that the animals from which such hides were removed, or from which such carcasses were obtained, were not inspected at shipping point or place of slaughter within fifteen days prior to slaughter."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 5, line 11, of the printed bill, commencing with the word "Any" strike out everything up to and including line 9 and insert in lieu thereof the following: "Any person actually engaged in the dairy business or engaged in the raising of cattle may slaughter upon his own premises, any calves under eight months of age, not over a produced by him, upon annual notification to the director of agriculture of his intention to slaughter such calves, and filing with the office of the director of agriculture a monthly report giving the number of calves slaughtered per month."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 5, line 12, of the printed bill, after the word "cattle," insert the following: "inspected for marks and brands and".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 7, line 1, of the printed bill, after the comma after the word "agriculture," insert the following: "who shall make a record of the same showing the marks and brands and other means of identification of such animals giving the amount realized from the sale of the same. All moneys received by the Director of Agriculture for the sale of estrays shall be kept in the hands of the Director of Agriculture apart from other funds, and shall be known as the 'estray fund', and shall be held by the Director of Agriculture until paid to the owner of the said estray. If, after the expiration of one year from date of such sale no claim is made, said money shall be paid over to the State Treasurer".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 7, line 32, of the printed bill, after the word "food" add the words "under the approved provisions of the act of May 28, 1917,".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 8, line 18, of the printed bill, after the comma after the word "thereto" add the following: "under the approved provisions of the act of May 26, 1917,".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 273—An act to regulate the manufacture, sale, and use of economic poisons; to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement; and creating the Division of Chemistry fund.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out lines 16 to 20 inclusive.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 6, of the printed bill, strike out the period and insert in lieu thereof the following: "and sent to each person registered in compliance with the provisions of this act."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 8, of the printed bill, substitute the word "shall" for "may".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 10, of the printed bill, strike out the word "manufacture".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, lines 11 and 12, of the printed bill, strike out the words "as he may deem necessary" and insert in lieu thereof the following: "as are necessary for the full enforcement of this act."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill strike out lines 13 to 19, inclusive.

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 21, of the printed bill, substitute the word "shall" for the word "may".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2 of the printed bill strike out lines 32 to 41, inclusive.

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 3, line 7, of the printed bill, strike out the misspelled word "redentia" and substitute the word "rodentia".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 4, line 34, of the printed bill, substitute the word "shall" for the word "may".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 5, line 1, of the printed bill, after the words "the same at cost" insert the following: "and further excepting any person manufacturing an economic poison or poisons intended to be used in households or their immediate environments, which economic poisons do not exceed a total retail value of five hundred ($500) dollars per annum".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 5, line 8, of the printed bill, strike out the period after the word "therein" and substitute a comma and add the following: "or in lieu of stating the correct names and percentage amounts of each and every active ingredient and the total percentage of inert ingredients contained therein, may deliver to the Director of Agriculture or his agent a representative sample not less than one pound in weight of each economic poison desired to be registered."

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 5, lines 11 and 12 of the printed bill, strike out the words: "provided written permission has been obtained from the Director of Agriculture", and insert in lieu thereof the following: "upon notifying the Director of Agriculture together with a statement of the correct names and percentage amounts of each and every active ingredient and the total percentage of inert ingredients contained therein, or in lieu of such statement delivering to the Director of Agriculture or his agent a representative sample of not less than one pound in weight of each additional economic poison desired to be registered or for which corrected statement is desired to be made."

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 5, line 34, of the printed bill, after the word "power" insert the following: "after hearing, as provided for in this act."

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 5, lines 37, 38 and 39, of the printed bill, strike out the words: "or has been shown to be detrimental or injurious to vegetation, to domestic animals, or to public health", and insert in lieu thereof the following after the word "used": "or has been shown to be generally detrimental or seriously injurious to vegetation (except weeds), to domestic animals, or to public health, when properly used."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 13—An act to amend section 25 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof,

and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds." approved May 25, 1919.

Bill read second time, ordered engrossed, and on file for third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

On motion of Senator Chamberlin, Senate Bill No. 524 was passed on file.

Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class, the assistants, deputies and other employees of said officers.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 751 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Leon, Flaherty, Ingram, Inman, Johnson, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yoakum—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 231—An act to prevent the propagation of noxious weeds.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 231 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Leon, Flaherty, Gerdes, Hardin, Ingram, Johnson, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yoakum—23.

NOES—None.

ABSENT—Senator Chamberlin—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 459—An act to amend section 10 of an act entitled "Improvement Act of 1911."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 459 passed by the following vote:

AYES—Senators Allen, Arbuckle, Avezzano, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Leon, Flaherty, Gerdes, Hardin, Ingram, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yoakum—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 103—An act to amend section 1098 of the Penal Code, relating to the trials of defendants who are jointly charged with crime and to repeal section 1056 of said code, relating to the exercise of challenges when defendants are tried jointly.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 103 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Harris, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Slater and Yonkin—24.

NOES—Senators Chamberlin, Duncan, and Godsil—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Carr, F. M., gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 103 was passed.

Senate Bill No. 104—An act to amend section nine of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California and repealing an act entitled 'An act to provide county library systems' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 104 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Ingram, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

In the absence of the author, Senate Bill No. 161 was passed on file.

Senate Bill No. 483—An act to amend sections 3 and 5 of that certain act entitled "An act defining henceforth the exterior boundaries of Reclamation District No. 108, situated partly in the counties of Colusa and Yolo, and providing for the continuation in office of the present trustees of said district and for the election and qualification of their successors, and providing that the management and control of the affairs of said Reclamation District No. 108, as defined in this act, are subject to the provisions of the Political Code of the State of California and to all other laws of the State, except as provided in said act, in connection with the issuance and payment of warrants and the payment of assessments; providing that all moneys of said district shall

be paid and deposited with the county treasurer of Colusa County, and conferring jurisdiction upon the board of supervisors of the county of Colusa as to all matters concerning said district; providing also for the management, control and administration of the affairs of said district; also ratifying the incorporation of certain lands in said Reclamation District No. 108, as described in certain notices filed and recorded in the office of the county recorder of the county of Colusa, State of California, and also authorizing the trustees of said Reclamation District No. 108 to make an equitable settlement with the owner of such land so incorporated as to the cost of any work heretofore done by Reclamation District No. 108, or its predecessors in interest, or that may be hereafter done before the going into effect of this act, and also declaring Reclamation District No. 108, as defined in this act, to be the successors in interest of Reclamation District No. 108, defined in that certain act approved May 26, 1917, also that certain Reclamation District No. 108 defined in that certain act approved May 18, 1915, and also that certain Reclamation District No. 108 defined in that certain act approved April 23, 1913, and also directing the commissioner of assessment, heretofore appointed by the board of supervisors of Colusa County, to include the lands in said assessment, as described in this act, in the event that said assessment is not levied before this act shall take effect," and approved May 7, 1919, and relating to the management and control of affairs of said Reclamation District No. 108.

In the absence of the author, Senate Bill No. 483 was passed on file.

Senate Bill No. 484—An act to add a new section to the Political Code, to be numbered 3466½, relating to sales of land for delinquent reclamation assessments.

In the absence of the author, Senate Bill No. 484 was passed on file.

Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water, and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage water.

On motion of Senator Dennett, Senate Bill No. 8 was passed on file.

Senate Bill No. 938—An act to amend section 4 of an act entitled "An act to create a levee district to be called and designated Sacramento River West Side Levee District; to prevent the overflow of flood waters from the Sacramento River from flooding on to the lands within said district by the construction of levees along the west bank of the Sacramento River and adjacent thereto and maintain the same; providing for the election and appointment of officers of said levee district; defining the powers, duties and compensation of such officers, and providing for the levying and collecting assessments upon the lands within said levee district," and approved May 18, 1915.

In the absence of the author, Senate Bill No. 938 was passed on file.

Senate Bill No. 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of the plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by amending section 33 thereof, the said amendment relating to the application of compensation to be made to any reclamation district, levee district, drainage district, municipal corporation, association, private corporation or person.

In the absence of the author, Senate Bill No. 721 was passed on file.

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor, prescribing his duties and powers; fixing his compensation, providing for the appointment of deputies and employees, providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act, providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

Bill read third time.

On motion of Senator Rigdon, Senate Bill No. 319 was passed on file.

Senate Bill No. 932—An act granting to the city of San Rafael the salt marsh, tide and submerged lands of the State of California, within the present boundaries of said city, including the right to wharf out therefrom, and regulating the management, use and control thereof.

In the absence of the author, Senate Bill No. 932 was passed on file.

Senate Bill No. 506—An act granting to the city of Los Angeles the swamp, overflowed and salt marsh lands of the State within the boundaries of the said city.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 506 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Campa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Harris, Ingram, Inman, Johnson, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Bill No. 442—An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements under the "Street Opening Act of 1889" and providing for the effect and enforcement of such bonds.

In the absence of the author, Senate Bill No. 442 was passed on file.

Senate Bill No. 248—An act to amend section 856 of an act entitled "An act for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 248 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Harris, Johnson, King, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 509—An act to amend an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction and completion thereof," which became a law under the constitutional provision without the Governor's approval, February 25, 1901, as subsequently amended, by adding a new section thereto to be numbered section 14, relating to bonds for a city plan.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 509 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Harris, Ingram, Johnson, King, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 325—An act to amend section 4 of an act entitled "Street Opening Act of 1903."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 325 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Ingram, Inman, Johnson, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 671—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lanes, alleys, courts, places and rights of ways in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 671 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, Osborne, Otis, Rigdon, Scott, Sharkey, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 672—An act to amend section 20 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 672 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, King, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 673—An act to amend section 7 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 673 passed by the following vote:

AYES—Senators Allen, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, Osborne, Otis, Rigdon, Rush, Scott, and Sharkey—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 670—An act to amend section 1608 of the Political Code and to add a new section to said code, to be numbered 1608*a*, relating to powers and duties of boards of school trustees and city boards of education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 670 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Ingram, Inman, Johnson, King, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 3—An act to add a new section to the Political Code, to be numbered 1764*a*, relating to raising a high school tuition fund in counties in which there is no established high school.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 3 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, Nelson, Osborne, Otis, Rush, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 114—An act to amend sections 1, 2, 4, 6, 8 and 11 of an act entitled "An act to promote the better education of nurses and the better care of the sick in the State of California, to provide for and regulate the examination and registration of graduate nurses, and to provide for the issuance of certificates of registration as registered nurses to qualified applicants by the State Board of Health, and to repeal an act approved March 20, 1905, entitled 'An act to promote the better education of the practice of nursing the sick in the State of California, to provide for the issuance of certificates of registration as a registered nurse, to qualified applicants of the Board of Regents of the University of California, and to provide penalties for violation thereof,'" approved June 12, 1913, as amended, and to add a new section thereto, to be numbered 5½, relative to registration of nurses.

Bill read third time.

On motion of Senator Crowley, Senate Bill No. 114 was passed on file.

Senate Bill No. 130—An act to require the installation of certain sanitary facilities in the operating rooms of theaters and moving-picture houses; and providing penalties for its violation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 130 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—29.

NOES—Senators Chamberlin, Duncan, Irwin, and Shearer—4.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 291—An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 291 passed by the following vote:

AYES—Senators Allen, Arbuckle, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Johnson, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, and Slater—24.

NOES—Senators Chamberlin, Irwin, Purkitt, and Shearer—4.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 514—An act to amend section 1184 of the Code of Civil Procedure, relating to the retention of moneys due and to become due to contractors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 514 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 139—An act to add a new section to the Code of Civil Procedure, to be numbered section 526b, relating to actions to restrain the issuance, sale, offering for sale or delivery of bonds of any city, city and county, town, county, district or other political subdivision of the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 139 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—31.

NOES—Senator Chamberlin—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 12—An act to add a new section to the Penal Code, to be numbered 337*b*, prohibiting contracts for sale or purchase of agricultural products on futures, and prescribing penalties for violation of the provisions hereof.

In the absence of the author, Senate Bill No. 12 was passed on file.

Senate Bill No. 171—An act to amend section 172*b*, 172*c*, and 172*d* of the Civil Code, relating to the obtaining of orders relative to disposition of property of insane and incompetent persons.

On motion of Senator Sample, Senate Bill No. 171 was passed on file.

Senate Bill No. 164—An act to amend section 275 of the Code of Civil Procedure, relating to the admission of persons as attorneys and counselors in this State.

In the absence of the author, Senate Bill No. 164 was passed on file.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until the conclusion of the reading of committee reports.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 653, entitled—An act to amend section 345 of the Code of Civil Procedure, relating to the time of commencement of civil actions;

Committee membership—17; committee vote: Ayes—9; absent—8;

Also: Senate Bill No. 21, entitled—An act to add a new section to the Penal Code, to be numbered 164, relating to the practice of law by persons not licensed to practice law; to the furnishing of legal advice, services and counsel, and advertising in connection therewith; providing a penalty for violation of the provisions of this act, and making certain exemptions from the operation thereof;

Committee vote: Ayes—11; noes—2; absent—4;

Also: Senate Bill No. 35, entitled—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property;

Committee vote: Ayes—11; noes—3; absent—3;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

CARR, W. J., Vice Chairman.

Senate Bills Nos. 653, 21 and 35 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 169, entitled—An act to provide for determining, defining and establishing the location of the boundary lines of cities, towns, counties, or cities and counties, where the same are indefinite or uncertain or have been obliterated—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—10; absent—7.

CARR, W. J., Vice Chairman.

Assembly Bill No. 169 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 706, entitled—An act to recognize and declare valid all proceedings in Honcut-Yuba Irrigation District;

Also: Assembly Bill No. 707, entitled—An act to recognize and declare valid all proceedings in Oroville-Wyandotte Irrigation District;

Also: Assembly Bill No. 8, entitled "An act to recognize and declare valid the Crooks Canyon Irrigation District, and all proceedings in relation thereto and to the organization thereof";

Also: Assembly Bill No. 208, entitled "An act to recognize and declare valid all proceedings in Hot Spring Valley Irrigation District";

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—9; absent—8. Same vote on all bills.

CARR, W. J., Vice Chairman.

Assembly Bills Nos. 706, 707, 8 and 208 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 947, entitled "An act declaring valid all assessments levied or to be levied in districts organized or existing under the California Irrigation District Act where such assessment was authorized by a vote of two-thirds of the electors voting at any election held in such district prior to March 1, 1921"—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—9; absent—8.

CARR, W. J., Vice Chairman

Senate Bill No. 947 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 239, entitled "An act to add a new section to the Civil Code, to be numbered 196b, relating to the liability of a parent for the negligence or wrongful act of his minor child";

Also: Senate Bill No. 934, entitled "An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party";

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass as amended.

Committee vote: Ayes—11; absent—6. Same vote on both bills.

CARR, W. J., Vice Chairman.

Senate Bills Nos. 239 and 934 ordered on file for second reading.

ON MANUFACTURES.

SENATE CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: Your Committee on Manufactures, to which was referred Senate Bill No. 549—"An act relating to the ginning, baling and storage of cotton; defining cotton ginner; providing regulations governing the ginning and insurance of cotton in storage; providing for the maximum and minimum weight of a bale of cotton; providing penalties for any violation of the provisions of this act"—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—5; committee vote: Ayes—4; absent—1.

GODSIL, Chairman.

Senate Bill No. 549 ordered on file for second reading.

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 441—"An act concerning corporations of this State and the issue to employees and to persons actively engaged in the conduct of their business of their stock"—and reports that the same has been correctly enrolled. And presented the same to the Governor on this twenty-third day of March, 1921, at 11 o'clock a.m.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 23—Relative to proposed World's Exposition in the city of Portland, Oregon, in the year 1925—and reports that the same has been correctly enrolled. And presented the same to the Governor on this twenty-third day of March, 1921, at 11 o'clock a.m.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 174—An act to provide for the establishment and maintenance of municipal hospitals within cities of the sixth class;

Also: Senate Bill No. 927—An act to add a new title to part IV of division I of the Civil Code to be known as title 11b, relating to corporations for the purpose of receiving and maintaining a fund or funds, and applying the income and principal thereof to promote the well being of mankind;

Also: Senate Bill No. 617—An act to add a new section to be known as 9*a* 13 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues;

Also: Senate Bill No. 98—An act to prevent, control, and eradicate tuberculosis in cattle in the State of California; to empower the Director of Agriculture to establish tuberculosis eradication or free areas; providing penalties for the violation hereof;

Also: Senate Bill No. 274—An act to control the spread of the walnut codling moth, to regulate the movement of and treatment of any shipment of walnuts, sacks, trays and other orchard appliances into or from any premises or districts known to be infested with walnut codling moth and to confer power on the Director of Agriculture to prescribe rules and regulations for such or other control of said pest and to provide a penalty for the violation thereof;

Also: Senate Bill No. 383—An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the Director of Agriculture in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, providing for the enforcement of said lien, and providing for the making of rules and regulations, and making the violation thereof a misdemeanor, and repealing an act entitled "An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the State Veterinarian in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, and providing for the enforcement of said lien," approved February 23, 1909, as amended;

Also: Senate Bill No. 562—An act to prevent the importation into the State of California of horses, mules, dairy cattle, breeding bulls, goats, breeding bucks and sheep, which are affected with communicable diseases, providing for the inspection or certification of such animals before being brought into the State of California, exempting certain animals from such inspection or certification, providing penalties for violating any of the provisions of this act, and repealing an act approved June 4, 1913, entitled "An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled 'An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California,' approved March 7, 1911; to repeal an act entitled 'An act to prevent the importation of horses, mules and asses, affected with glanders into the State of California,' approved March 7, 1911;" and repealing an act entitled "An act to prevent the importation into the State of California of horses, mules, dairy cattle and breeding bulls which are affected with communicable diseases, providing for the inspection or certification of such animals before being brought into the State of California, exempting certain animals from such inspection or certification, providing penalties for violating any of the provisions of this act, and repealing an act approved June 4, 1913, entitled 'An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled "An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California," approved March 7, 1911; to repeal an act entitled "An act to prevent the importation of horses, mules and asses affected with glanders into the State of California," approved March 7, 1911, approved April 12, 1915, as amended;

Also: Senate Bill No. 758—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California;

Also Senate Bill No. 759—An act making an appropriation to defray the expense of legislative printing for the forty fourth session of the Legislature of the State of California;
And reports that the same have been correctly engrossed.

OSBORNE, Chairman

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 533—An act to amend section 5 of an act entitled "An act to provide a system of street improvement bonds to represent certain assessments for the cost of street work and improvements within municipalities, and also for the payment of such bonds," approved February 27, 1893, as amended, relating to the repurchase of delinquent bonds, and providing an alternative method of repurchase—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Constitutional Amendment No. 4—Relative to the framing and revising of municipal charters;

Also Senate Constitutional Amendment No. 22—A resolution to propose to the people of the State of California an amendment to article I, section 7 of the constitution, relating to trial by jury;

Also Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the constitution of the State amending section 19 of article VI of said constitution, relating to the charging of juries by judges;
And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 263—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

ON IRRIGATION

SENATE CHAMBER, SACRAMENTO, March 22, 1921

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 198—An act to amend section 32 of the "Water Commission Act," approved June 16, 1913, relating to fees to be paid upon submission of proof of appropriation of water;

Also Senate Bill No. 199—An act to amend an act, known as the "Water Commission Act," approved June 16, 1913, amending section 37 thereof and adding thereto five new sections, to be numbered 37*a*, 37*b*, 37*c*, 37*d*, 37*e*, relating to the distribution of water and providing for the appointment of water masters and defining their duties;

Also Senate Bill No. 601—An act to amend sections 90 and 91 of the California Irrigation District Act, relating to the inclusion of land in irrigation districts;
Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—9; committee vote: Ayes—8, absent—1.

IRWIN, Chairman.

Senate Bills Nos. 198, 199 and 601 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 193—An act to amend section 23 of the "Water Commission Act," approved June 16, 1913, as amended, relating to fees upon applications for and issuance of permits to appropriate water;

Also: Senate Bill No. 197—An act to amend section 16 of the "Water Commission Act," approved June 16, 1913, as amended, relating to change of place of use of appropriated water;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—8; absent—1.

IRWIN, Chairman.

Senate Bills Nos. 193 and 197 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Assembly Bill No. 397—An act to amend section 3 of an act entitled "An act to provide for the development of electrical power by irrigation districts," approved May 21, 1919, relating to the issuance of bonds;

Also: Assembly Bill No. 841—An act to amend section 1 of an act entitled "An act to provide for the development of electrical power by irrigation districts," approved May 21, 1919;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—2.

IRWIN, Chairman.

Assembly Bills Nos. 397 and 841 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 194—An act directing the State Water Commission to make a survey of the water resources of the State of California, including surface and underground waters, and to compile a report thereof, and making an appropriation to defray the expenses of such survey—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended, and be re-referred to Committee on Finance.

Committee vote: Ayes—7; absent—2.

IRWIN, Chairman.

Senate Bill No. 194 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 200—An act creating a cash revolving fund for the use of the State Water Commission in making determinations of water rights as provided by the "Water Commission Act," approved June 16, 1913, making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.

Committee vote: Ayes—7; absent—2.

IRWIN, Chairman.

Senate Bill No. 200 re-referred to Committee on Finance.

ON BUILDING AND LOAN ASSOCIATIONS.

SENATE CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: Your Committee on Building and Loan Associations, to which was referred Senate Bill No. 209—An act to amend sections 2, 3, 4, 5 and 6 of an act known as "the Building and Loan Association Act", approved April 5, 1911;

Also: Senate Bill No. 940—An act to amend section 641 of the Civil Code, relating to guarantee stock surplus of building and loan associations;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—5; committee vote: Ayes—4; absent—1. Same vote on both bills.

ROMINGER, Chairman.

Senate Bills Nos. 209 and 940 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Building and Loan Associations, to which was referred Senate Bill No. 475—An act to amend section 634 of the Civil Code, relating to fees charged by building and loan associations—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—4; absent—1.

ROMINGER, Chairman.

Senate Bill No. 475 ordered on file for second reading.

ON CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: Your Committee on Corporations, to which was referred Senate Bill No. 389—An act to amend section 12 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State

and providing penalties and forfeitures for noncompliance," approved May 10, 1915, relating to the terms and conditions upon which corporations may transact business in this State;

Also: Senate Bill No. 945—An act to amend section 400 of the Civil Code, relating to corporations;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—5, absent—6. Same vote on both bills.

CHAMBERLIN, Chairman.

Senate Bills Nos. 389 and 945 ordered on file for second reading.

ON HOSPITALS AND ASYLUMS.

SENATE CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: Your Committee on Hospitals and Asylums, to which was referred Senate Bill No. 654—An act to amend chapter I of title V of part III of the Political Code, relating to State hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons, by amending sections 2144, 2153, 2153*a*, 2167*a*, 2172, 2176, 2178, 2180, 2181, 2191, and 2192 thereof, and adding thereto new sections to be numbered 2144*a*, 2176*a*, 2178*a*, and 2181*b*

Also: Senate Bill No. 662—An act relative to the reception and temporary care in hospitals of persons suffering from mental derangement;

Also: Senate Bill No. 232—An act to amend section 2 of an act entitled "An act to authorize the State Board of Control to sell certain lands," approved June 4, 1917;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—9; committee vote: Ayes—6; absent—3.

McDONALD, Chairman.

Senate Bills Nos. 654, 662 and 232 ordered on file for second reading.

ON CONSERVATION.

SENATE CHAMBER, SACRAMENTO, March 23, 1921

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 403—An act appropriating money for repairs, improvements and equipment at the California Redwood Park—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.

Committee membership—7; committee vote: Ayes—5; absent—2.

PURKITT, Chairman.

Senate Bill No. 403 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 560—An act to add a new section to the Penal Code to be numbered 384*a*, providing for the protection of the Toyon or Christmas red-berry and prescribing penalties for violations of the provisions thereof—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—6; absent—1.

PURKITT, Chairman.

Senate Bill No. 560 ordered on file for second reading.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Shearer:

SENATE CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to provide for the survey and investigation of the feasibility and cost of irrigating the lands of Shasta Valley in Siskiyou County, California, from the Klamath River and other sources of water in California and Oregon, and to make an appropriation therefor.

Request referred to Committee on Rules.

RECESS.

At twelve o'clock and forty minutes p.m., on motion of Senator Carr, W. J., the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened, Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

At two o'clock and five minutes p.m., on motion of Senator Slater, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following named persons appeared before the Committee of the Whole:

Archbishop Edward J. Hanna, member of Immigration and Housing Commission, San Francisco.
Hon. Samuel J. Lubin, member of Immigration and Housing Commission, San Francisco.
Father Charles A. Ramm, President State Board of Charities and Corrections, San Francisco.
Mr. John P. McLaughlin, State Labor Commissioner, San Francisco.
Mr. A. E. C. Dohrmann, member Industrial Welfare Commission, San Francisco.
Mrs. Katherine Edson, Secretary Industrial Welfare Commission, San Francisco.
Mrs. Amy G. Steinhardt, Chief Agent Orphans' Aid, San Francisco.

COMMITTEE OF THE WHOLE RISES.

At four o'clock and forty-five minutes p.m., Senator Slater moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Thursday, March 24, 1921.

Motion carried.

IN SENATE

Hon. C. C. Young, President of the Senate, in the chair.
Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Irwin moved to reconsider the vote whereby Senate Bill No. 124 was passed.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Irwin, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 124 was passed was continued until the next legislative day.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Duncan, Senate Bill No. 622 was withdrawn from Committee on County Government and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES OUT OF ORDER.

The following reports of standing committees were received and read, out of the regular order:

ON ROADS AND HIGHWAYS.

SENATE CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: Your Committee on Roads and Highways to which was referred Senate Bill No. 237—An act making an appropriation for the location and survey of a State highway in the counties of San Benito and Monterey, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Finance.

Committee membership—15; committee vote: Ayes—10; absent—5.

JOHNSON, Chairman.

Senate Bill No. 237 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Senate Bill No. 949—An act declaring and establishing a State highway between a point near Chittenden station in San Benito County, to a point on route 1 of the State highway in the vicinity of San Benito River bridge—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—10; absentees—5.

JOHNSON, Chairman.

Senate Bill No. 949 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Senate Bill No. 220—An act authorizing the State Department of Engineering to exchange approximately one and five-tenths acres of land belonging to the State near Castaic station, Los Angeles County, for approximately three and nine-tenths acres of land belonging to the Newhall Land and Farming Company, a corporation, near Saugus in said county;

Also: Senate Bill No. 221—An act authorizing the conveyance to the county of Los Angeles of a right of way for a county road over land owned by the State of California near Castaic station, Los Angeles County, California;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—10; absent—5. Same vote both bills.

JOHNSON, Chairman.

Senate Bills Nos. 220 and 221 ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, March 22, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 502—An act to provide for the sale by the State of certain classes of submerged lands—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—8; absent—1.

RUSH, Chairman.

Senate Bill No. 502 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 503—An act validating sales heretofore made of certain classes of submerged lands and patents heretofore issued therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—9.

RUSH, Chairman.

Senate Bill No. 503 ordered on file for second reading.

ON ROADS AND HIGHWAYS.

SENATE CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 787—An act amending the Political Code by amending section 4043 thereof, relating to the protection of highways from damage by floods;

Also: Assembly Bill No. 815—An act to recognize and declare valid the proceedings creating the Rannells Permanent Road Division in Riverside County and to validate the bonds issued for the improvement of the division;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—15; committee vote: Ayes—10; absent 5. Vote same on both bills.

JOHNSON, Chairman.

Assembly Bills Nos. 787 and 815 ordered on file for second reading.

ADJOURNMENT.

At four o'clock and fifty minutes p.m., on motion of Senator Slater, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Thursday, March 24, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—34.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, March 23, 1921, the further reading was dispensed with, on motion of Senator Rush.

PETITIONS.

The following petitions were presented by Senator Rigdon, and ordered printed in the Journal:

March 20, 1921.

We, citizens of San Luis Obispo County, State of California, do most earnestly petition your honorable body to pass Senate Bill No. 4, which provides for the enforcement of the Eighteenth Amendment of the Constitution of the United States.

MRS. SARAH A. FOWLER, Oceano, California.
And 250 others.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Arbuckle, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. Arthur

H. Breed, Jr., son of President Pro Tempore Breed, of Piedmont, and to Mr. S. Hooper Hackett of Piedmont.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to James W. Ramage of Santa Rosa, county treasurer.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Geo. P. Upham of Martinez.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Captain J. R. Klawans of San Francisco, State director of athletics, American Legion.

LEAVES OF ABSENCE.

Senator Nelson was, on motion of Senator Slater, granted leave of absence for this day.

Senator Jones was, on motion of Senator Carr, W. J., granted leave of absence for this day.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Assembly Concurrent Resolution No. 4—Relative to the compilation of the laws of California.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Concurrent Resolution No. 4 referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Assembly Constitutional Amendment No. 25—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 8 of article XIII thereof, relating to taxpayers' statements of property.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Constitutional Amendment No. 25 referred to Committee on Constitutional Amendments.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 21, passed Assembly Bill No. 378—An act to amend section 1609 of the Political Code, relating to the employment of teachers and other employees of elementary and secondary schools.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 378 read first time, and referred to Committee on Education.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 22, 1921, passed Assembly Bill No. 465—An act to amend section 626½ of the Penal Code, relating to the protection of fish and game.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 465 read first time, and referred to Committee on Fish and Game.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Assembly Bill No. 197—An act to provide that certain functions of irrigation districts may be transferred to and be performed by certain county officers.

Also: Assembly Bill No. 219—An act relating to the paving of highways within municipalities, and requiring the board of supervisors of any county to pave such highways whenever they constitute part of a county highway system, and the funds therefor have been raised by a bond issue or special tax;

Also: Assembly Bill No. 246—An act to regulate the procuring of persons to take the places of employees in anticipation of or during strikes, lockouts or other labor troubles, and repealing an act entitled "An act to regulate advertisements and solicitations for employees during strikes, lockouts and other labor troubles," approved June 7, 1913;

Also: Assembly Bill No. 401—An act to amend section six of an act entitled "An act to establish boards of trustees in cities of the second class, to fix their jurisdiction and powers over boards of school trustees, and to the compensation of certain officers thereof," approved March 23, 1901;

Also: Assembly Bill No. 872—An act to provide for the acquiring, by condemnation or purchase, of property, easements and rights of way by municipalities, necessary or convenient for the construction of sewers and drains for sanitary or drainage purposes, and the establishment of permanent districts and the assessment of property therein to pay the expense of such acquisition, and the issuance of improvement bonds to represent such assessment;

Also: Assembly Bill No. 873—An act to amend sections 2 and 3 of an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, to making the provisions of said act applicable to proceedings for the acquisition of property, easements and rights of way for sewers and drains for sanitary or drainage purposes, and provided when bonds may be issued.

JEROME B. KAVANAUGH, Chief Clerk
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 197 read first time, and referred to Committee on County Government.

Assembly Bill No. 219 read first time, and referred to Committee on Roads and Highways.

Assembly Bill No. 246 read first time, and referred to Committee on Labor and Capital.

Assembly Bills Nos. 401, 872 and 873 read first time, and referred to Committee on Municipal Corporations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Assembly Bill No. 876—An act to amend section 28 of an act entitled "An act to provide for and govern actions to enforce, alter, affect, remove, release and determine adverse [illegible] and other interests in real property, and clouds upon the title thereto, and to quiet title to the same, and to declare the rights and duties of adverse claimants to real property, and the effect of judgments," approved March 11, 1872, as amended by an act approved April 7, 1911, as amended;

Also: Assembly Bill No. 963—An act to amend section 1805 of the Code of Civil Procedure;

Also: Assembly Bill No. 1179—An act to amend section 1557 of the Penal Code, relating to accounts for returning fugitives.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 876 read first time, and referred to Committee on Municipal Corporations.

Assembly Bills Nos. 1021 and 1179 read first time, and referred to Committee on Judiciary.

USE OF SENATE CHAMBER GRANTED.

Senator Duncan asked for and was granted unanimous consent for use of the Senate Chamber on Wednesday evening, March 30, 1921, for hearings on county boundaries and county government bills.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senator Scott: Senate Concurrent Resolution No. 24—Relative to the retirement of Major General Hunter Liggett from active service in the United States Army.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION—(OUT OF ORDER).

Senator Scott asked for and was granted unanimous consent to take up for consideration at this time, out of the regular order, Senate Concurrent Resolution No. 24, without reference to committee.

SENATE CONCURRENT RESOLUTION No. 24

Relative to the retirement of Major General Hunter Liggett from active service in the United States Army.

WHEREAS, In conformity with the automatic age-limit rule of the United States Army, Major General Hunter Liggett did on March 22 retire from active service; and

WHEREAS, During a continuous period of forty years of active service General Liggett has by soldierly qualities and devotion to duty been a model as a soldier and an inspiration to his comrades in arms, and a source of great pride to a grateful and admiring public; and

WHEREAS, During the brilliant campaign of the American Expeditionary forces in France during the World War, General Liggett did, by reason of his military genius and ability, inaugurate a system of training and replacement which called forth the warmest praise from all the allied commanders; and

WHEREAS, As commander of the First Army Corps, and later the First Army, composed of 1,100,000 American soldiers and more than 5000 guns, he directed the fighting at both Chateau-Thierry and St. Mihiel, and later pressed the German army steadily and surely back to the formerly impregnable Sedan, crossing the Meuse River, and, finally, on the historic eleventh day of November, 1918, by reason of indomitable courage and efficiency he brought the magnificent army of the German Crown Prince to his mercy, thereby under this supreme test displaying remarkable nerve as a fighter and marked ability as a leader and strategist, and thereby upholding the splendid traditions of our American citizenship; and

WHEREAS, As Commanding General of the Ninth Army Corps Area, with headquarters, by his splendid qualities as a man and a soldier, he has endeared himself to all who have had the pleasure of contact with him; and

WHEREAS, General Liggett has declared that he proposes to spend the remainder of his life in California; therefore be it

Resolved by the Senate, the Assembly concurring, That the Legislature, on behalf of the people of the State of California, appreciating the long, faithful and efficient military service of General Liggett, and in consideration of his sterling qualities as a citizen, extend to him our most hearty congratulations and extend to him a warm and affectionate welcome as a citizen of the State of California; and be it further

Resolved, That the Secretary of the Senate be and she hereby is directed to forward forthwith suitably engrossed copies of these resolutions to Major General Hunter Liggett, and to the Secretary of War.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 24 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Ingram, Johnson, Lyon, Osborne, Otis, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—24.

NOES—None.

Senate Concurrent Resolution No. 24 ordered to print, engrossment, and transmitted to the Assembly.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 537—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education.

In the absence of the author, Senate Bill No. 537 was passed on file.

Senate Bill No. 795—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation, and the disposition of such accusation after full compliance with the terms of probation, and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties, and fixing their compensation and duties, and providing for adult probation boards in certain counties and cities and counties.

On motion of Senator Carr, F. M., Senate Bill No. 795 was passed on file.

Senate Bill No. 833—An act to amend sections 2, 3, 4, 6, 8, 9 and 10 of an act entitled "An act to provide for the indication by the registered qualified electors of their choice for nomination by their respective political parties for President of the United States through the election of the delegates of said political parties to their respective national conventions, and to repeal an act approved December 24, 1911, known as the Presidential Primary Act, and also to repeal all other acts or parts inconsistent with or in conflict with the provisions of this act," approved April 28, 1915, as amended by an act approved January 11, 1916; and to repeal sections 11, 12 and 13 of said act.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal an act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

On motion of Senator Carr, W. J., Senate Bill No. 415 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 31, of the printed bill, omit the word "twenty five", and insert in lieu thereof the word "thirty".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 653—An act to amend section 345 of the Code of Civil Procedure, relating to the time of commencement of civil actions.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 7 of the printed bill strike out the word "presence" and insert in lieu thereof the word "support".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 35—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 24 of the printed bill after the period following the word "will" insert the following: "In case of the dissolution of the community by the death of the husband, the entire community property is equally subject to his debts, the family allowance, and the charges and expenses of administration."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 947—An act declaring valid all assessments levied or to be levied in districts organized or existing under the California Irrigation District Act where such assessment was authorized by a vote of two-thirds of the electors voting at any election held in such district prior to March 1, 1921.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 239—An act to add a new section to the Civil Code, to be numbered 196*b*, relating to the liability of a parent for the negligence or wrongful act of his minor child.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 6 of the printed bill strike out the period and insert in lieu thereof a comma and the following: "while in the legal custody of the parent at the time of the commission of the negligent or wrongful act."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 934—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the word "to" and insert in lieu thereof the word "of".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 549—An act relating to the ginning, baling and storage of cotton; defining cotton ginner; providing regulations governing the ginning and insurance of cotton in storage; providing for the maximum and minimum weight of a bale of cotton; providing penalties for any violation of the provisions of this act.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 198—An act to amend section 32 of the "Water Commission Act," approved June 16, 1913, relating to fees to be paid upon submission of proof of appropriation of water.

In the absence of the author, Senate Bill No. 198 was passed on file.

Senate Bill No. 199—An act to amend an act known as the "Water Commission Act," approved June 16, 1913, amending section 37 thereof and adding thereto five new sections, to be numbered 37*a*, 37*b*, 37*c*, 37*d*, 37*e*, relating to the distribution of water and providing for the appointment of water masters and defining their duties.

In the absence of the author, Senate Bill No. 199 was passed on file.

Senate Bill No. 601—An act to amend sections 90 and 91 of the California Irrigation District Act, relating to the inclusion of land in irrigation districts.

In the absence of the author, Senate Bill No. 601 was passed on file.

Senate Bill No. 193—An act to amend section 23 of the "Water Commission Act," approved June 16, 1913, as amended, relating to

fees upon applications for and issuance of permits to appropriate water.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 197—An act to amend section 16 of the "Water Commission Act," approved June 16, 1913, as amended, relating to change of place of use of appropriated water.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 209—An act to amend sections 2, 3, 4, 5 and 6 of an act known as "The Building and Loan Commission Act," approved April 5, 1911.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 940—An act to amend section 641 of the Civil Code, relating to guarantee stock surplus of building and loan associations.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 475—An act to amend section 634 of the Civil Code, relating to fees charged by building and loan associations.

In the absence of the author, Senate Bill No. 475 was passed on file.

Senate Bill No. 389—An act to amend section 12 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, relating to the terms and conditions upon which corporations may transact business in this State.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 945—An act to amend section 400 of the Civil Code, relating to corporations.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 654—An act to amend chapter I of title V of part III of the Political Code, relating to State hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons, by amending sections 2144, 2145, 2153, 2153*a*, 2167*a*, 2176, 2178, 2179, 2180, 2181, 2182, and 2191 thereof, and adding thereto new sections, to be known and numbered 2176*a*, 2178*a*, 2180*a*, 2181*a*, and 2182*a*.

On motion of Senator Ingram, Senate Bill No. 654 was re-referred to Committee on Hospitals and Asylums.

Senate Bill No. 662—An act relative to the reception and temporary care in hospitals of persons suffering from mental derangements.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 232—An act to amend section 2 of an act entitled "An act to authorize the State Board of Control to sell certain lands," approved June 1, 1917.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 560—An act to add a new section to the Penal Code, to be numbered 384*a*, providing for the protection of the Toyon or Christmas redberry and prescribing penalties for violations of the provisions thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, strike out the period after the word "state" and insert in lieu thereof a semicolon and the following: "*provided*, that this paragraph shall not prevent the sale of such Christmas redberry taken from privately owned land, by, or with the consent in writing of the owner of the land."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 949—An act declaring and establishing a State highway between a point near Chittenden Station in San Benito County, to a point on Route 2 of the State highway in the vicinity of San Benito River bridge.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 220—An act authorizing the State Department of Engineering to exchange approximately one and five-tenths acres of land belonging to the State near Castaic Station, Los Angeles County, for approximately three and nine-tenths acres of land belonging to the Newhall Land and Farming Company, a corporation, near Saugus in said county.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, after the period insert the following: "The State Department of Engineering is hereby authorized and empowered to arrange the exchange of that certain triangular piece or parcel of land located in the county of Los Angeles, State of California, more particularly described as follows, to wit: A triangular parcel of land in Rancho San Francisco as recorded in book one of patents, page 514, records of Los Angeles County, California, near Castaic Station on the Southern Pacific Railroad and bounded as follows: On the east and south by the Southern Pacific Railroad right of way as per deed recorded in book 1227, page 245; on the west by the easterly boundary line of the Castaic Canyon road as recorded in book 4230, page 1; on the north by the southerly boundary line of the State highway right of way as recorded in deed book 6055, page 286, all records of Los Angeles County, California; excluding from the above described parcel which contains 1.35 acres more or less, a strip of land for county road described as follows: A strip of land fifty feet wide, being that portion of the Rancho San Francisco, as shown on map recorded in book one, pages 521 and 522, of patents, records of Los Angeles County, conveyed to the State of California by a deed recorded in book 6418, page 120, of deeds, records of said county, which lies twenty-five feet each side of the following described center line: Beginning at the intersection of the center line of the Castaic Canyon road, conveyed to the county of Los Angeles by a deed recorded in book 4230, page 1, of deeds, records of said county, with the northeasterly prolongation of the center line of the Saugus and Ventura road, conveyed to the county of Los Angeles by a deed recorded in book 6027, page 288, of deeds, records of said county; thence northeasterly along the northeasterly prolongation of the center line of the said Saugus and Ventura road, a distance of 153.28 feet to the beginning of a curve concave to the southeast, having a radius of 300 feet and tangent to said last

mentioned line; thence northeasterly along said curve, a distance of 214.17 feet to the center line of that certain highway conveyed to the State of California by a deed recorded in book 6055, page 286, of deeds, records of said county, for a piece or parcel of land located in said county of Los Angeles belonging to the Newhall Land and Farming Company, a corporation, and more particularly described as follows, to wit: An irregular parcel of land in Rancho San Francisco as recorded in book one of patents, page 514, records of Los Angeles County, California, said tract being about one half mile north of Saugus and bounded as follows: On the north and west by the right of way granted to Los Angeles County for the Mint Canyon road as recorded in deed book 6322, page 19, on the south and east by the right of way of the Southern Pacific Railroad Company, Valley Division, as recorded in deed book 1235, page 2, between S. P. Engineers Station 1752.56.0 and station 1767.58.9, and records of Los Angeles County, California, said parcel containing 3.9 acres more or less. The Governor of the State of California is hereby empowered, upon the request of the State Department of Engineering, and for and on behalf and in the name of the State of California, to execute and acknowledge a good and sufficient grant deed conveying said triangular piece or parcel of land owned by the State of California and hereinbefore more particularly described to the Newhall Land and Farming Company, a corporation, its successors or assigns, and the State Department of Engineering is hereby empowered to deliver said grant deed to said the Newhall Land and Farming Company, a corporation, its successors or assigns, upon the receipt by said State Department of Engineering of a good and sufficient deed duly executed and acknowledged by the Newhall Land and Farming Company, its successors or assigns, conveying all right, title and interest in fee simple, free and clear from all incumbrances, fo the State of California in and to the piece or parcel of land belonging to the Newhall Land and Farming Company, as hereinbefore more particularly described."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 221—An act authorizing the conveyance to the county of Los Angeles of a right of way for a county road over land owned by the State of California near Castaic Station, Los Angeles County, California.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, after the period add the following: "The grant and conveyance by the State of California to the county of Los Angeles, a legal subdivision of the State of California, of the right of way and incidents thereto for a county road over and across the following described lands and premises, lying and being in the county of Los Angeles, State of California, and more particularly described as follows, to wit: A strip of land fifty feet wide, being that portion of the Rancho San Francisco, as shown on map recorded in book 1, pages 521 and 522, of patents, records of Los Angeles County, conveyed to the State of California by a deed recorded in book 6418, page 120, of deeds, records of said county, which lies twenty-five feet each side of the following described center line: Beginning at the intersection of the center line of the Castaic Canyon road, conveyed to the county of Los Angeles by a deed recorded in book 1230, page 1, of deeds, records of said county, with the northeasterly prolongation of the center line of the Saugus and Ventura road, conveyed to the county of Los Angeles by a deed recorded in book 6027, page 288, of deeds, records of said county; thence northeasterly along the northeasterly prolongation of the center line of said Saugus and Ventura road, a distance of 153.28 feet to the beginning of a curve concave to the southeast, having a radius of 300 feet and tangent to said last mentioned line; thence northeasterly along said curve, a distance of 214.17 feet to the center line of that certain highway conveyed to the State of California by a deed recorded in book 6055, page 286, of deeds, records of said county, is hereby authorized and approved; and the Governor of the State of California for and on behalf and in the name of the State of California is hereby empowered and directed to execute, acknowledge and deliver a good and sufficient deed granting and conveying to said county of Los Angeles said right of way, hereinbefore more particularly described."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

AMENDMENT NUMBER EIGHT

On page 2 of the printed bill strike out all of line 27 after the word "application"; also strike out of line 28 the words "such land" and insert in lieu thereof the following: "that such lands be offered for sale."

Amendment adopted.

AMENDMENT NUMBER NINE

Strike out on page 2 of the printed bill in line 31 the words "intending purchaser" and insert in lieu thereof the word "applicant".

Amendment adopted.

AMENDMENT NUMBER TEN

On page 2 of the printed bill, in line 36, strike out the word "must" and insert in lieu thereof the word "shall".

Amendment adopted.

AMENDMENT NUMBER ELEVEN

On page 2 of the printed bill strike out all of lines 40 to 52, inclusive; also strike out all of page 3 of the printed bill and insert in lieu thereof the following:

"SEC. 4. Upon the filing of any application that submerged lands be offered for sale under the provisions of this act, the surveyor general shall determine whether the whole of, or what part of, the submerged lands specified in such application is subject to sale under the provisions of this act and shall approve such application with respect to all such lands which are (and reject such application with respect to all such lands which are not) so subject to sale under the provisions of this act. Whenever any such application shall be approved with respect to any submerged lands described therein, the Surveyor General shall sell, at his office in the city of Sacramento, State of California, at public auction to the highest bidders for cash in gold coin, the lands with respect to which such application has been so approved. Such sale shall take place on the first Monday in the third calendar month after the calendar month in which such application is so approved, and if such sale date falls on a legal holiday, then on the next business day thereafter. Each section (as determined by United States survey where the land has been sectionized by authority of the United States, or, in other cases, by the survey made pursuant to section 3 of this act) or part of a section, where such submerged lands include only part of any surveyed section, shall be separately offered for sale and sold to the highest bidder therefor for cash in gold coin, but no such lands shall be sold for a price less than the sum of $1.50 per acre, and all sales of such submerged lands shall be made subject to the right and easement of the public to use the water thereover for purposes of navigation and fishing. The payment herein provided for shall be made to the State Treasurer for the general fund, upon issuance by the Surveyor General to the purchaser of a certificate of purchase of such land and the filing of a duplicate thereof with the State Treasurer, and it shall be the duty of the Surveyor General to issue such certificate and file said duplicate immediately after such sale. Upon payment in full of the purchase price of such land to the State Treasurer as herein provided, and the issuance by the Treasurer to the purchaser and the filing with the Registrar of the State Land Office of a certificate of such payment, the purchaser, upon surrender of his certificate of purchase, shall be entitled to a patent for said land, which patent shall be prepared and issued and have the same force and effect as is provided in sections 3519 to 3523 inclusive of the Political Code. If any such submerged lands shall be so offered for sale, and no person shall at such sale bid and pay therefor at least the minimum price above specified, such lands not so sold shall not be thereafter offered for sale except upon another application that the same be offered for sale being made and approved pursuant hereto.

SEC. 5. The sale as permitted by this act of the submerged lands which may be sold under the provisions of this act is hereby determined and declared to be in aid of commerce and navigation. The word 'person' as used in this act includes a corporation."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 503—An act validating sales heretofore made of certain classes of submerged lands and patents heretofore issued therefor.

Bill read second time, ordered engrossed, and on file for third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 533—An act to amend section 5 of an act entitled "An act to provide a system of street improvement bonds to represent certain assessments for the cost of street work and improvements within municipalities, and also for the payment of such bonds," approved February 27, 1893, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 533 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Hart, Ingram, Johnson, Osborne, Purkitt, Rominger, Rush, Scott, Sharkey, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

On motion of Senator Purkitt, Senate Bill No. 161 was passed on file.

Senate Bill No. 483—An act to amend sections 3 and 5 of that certain act entitled "An act defining henceforth the exterior boundaries of Reclamation District No. 108, situated partly in the counties of Colusa and Yolo, and providing for the continuation in office of the present trustees of said district and for the election and qualification of their successors, and providing that the management and control of the affairs of said Reclamation District No. 108, as defined in this act, are subject to the provisions of the Political Code of the State of California and to all other laws of the State, except as provided in said act, in connection with the issuance and payment of warrants and the payment of assessments; providing that all moneys of said district shall be paid and deposited with the county treasurer of Colusa County, and conferring jurisdiction upon the board of supervisors of the county of Colusa as to all matters concerning said district; providing also for the management, control and administration of the affairs of said district; also ratifying the incorporation of certain lands in said Reclamation District No. 108, as described in certain notices filed and recorded in the office of the county recorder of the county of Colusa, State of California, and also authorizing the trustees of said Reclamation District No. 108 to make an equitable settlement with the owner of such land so incorporated as to the cost of any work heretofore done by Reclamation District No. 108, or its predecessors in interest, or that may be hereafter done before the going into effect of this act, and also declaring Reclamation District No. 108, as defined in this act, to be the successors in interest of Reclamation District No. 108, defined in that certain act approved May 26, 1917, also that certain Reclamation

District No. 108 defined in that certain act approved May 18, 1915, and also that certain Reclamation District No. 108 defined in that certain act approved April 23, 1913, and also directing the commissioner of assessment, heretofore appointed by the board of supervisors of Colusa County, to include the lands in said assessment, as described in this act, in the event that said assessment is not levied before this act shall take effect," and approved May 7, 1919, and relating to the management and control of affairs of said Reclamation District No. 108.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 483 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—28.

NOES—Senator Dennett—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 484—An act to add a new section to the Political Code, to be numbered 3466½, relating to sales of land for delinquent reclamation assessments.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 484 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water, and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage water.

On motion of Senator Dennett Senate Bill No. 8 was passed on file.

Senate Bill No. 938—An act to amend section 4 of an act entitled "An act to create a levee district to be called and designated Sacramento River West Side Levee District; to prevent the overflow of flood waters from the Sacramento River from flooding on to the lands within said district by the construction of levees along the west bank of the Sacramento River and adjacent thereto and maintain the same; providing for the election and appointment of officers of said levee district; defining the powers, duties and compensation of such officers, and

providing for the levying and collecting assessments upon the lands within said levee district." and approved May 18, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 938 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Elen, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Osborne, Otis, Purkitt, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of the plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers." approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by amending section 33 thereof, the said amendment relating to the application of compensation to be made to any reclamation district, levee district, drainage district, municipal corporation, association, private corporation or person.

On motion of Senator Inman, Senate Bill No. 721 was passed on file.

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production, providing for the appointment of a State Oil and Gas Supervisor, prescribing his duties and powers, fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for application of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act." approved June 10, 1915, as amended.

On motion of Senator Rigdon, Senate Bill No. 319 was passed on file.

Senate Bill No. 932—An act granting to the city of San Rafael the salt marsh, tide and submerged lands of the State of California, within

the present boundaries of said city, including the right to wharf out therefrom, and regulating the management, use and control thereof.

On motion of Senator Sharkey, Senate Bill No. 932 was passed on file.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Bill No. 442—An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements under the "Street Opening Act of 1889" and providing for the effect and enforcement of such bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 442 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Osborne, Otis, Purkitt, Rigdon, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 114—An act to amend sections 1, 2, 4, 6, 8 and 11 of an act entitled "An act to promote the better education of nurses and the better care of the sick in the State of California, to provide for and regulate the examination and registration of graduate nurses, and to provide for the issuance of certificates of registration as registered nurses to qualified applicants by the State Board of Health, and to repeal an act approved March 20, 1905, entitled 'An act to promote the better education of the practice of nursing the sick in the State of California, to provide for the issuance of certificates of registration as a registered nurse, to qualified applicants of the Board of Regents of the University of California, and to provide penalties for violation thereof,'" approved June 12, 1913, as amended, and to add a new section thereto, to be numbered 5½, relative to registration of nurses.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 114 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Osborne, Otis, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 12—An act to add a new section to the Penal Code, to be numbered 337*b*, prohibiting contracts for sale or purchase of agricultural products on futures, and prescribing penalties for violation of the provisions hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 12 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 171—An act to amend sections 172*b*, 172*c*, and 172*d* of the Civil Code, relating to the obtaining of orders relative to disposition of property of insane and incompetent persons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 171 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Crowley, Dennett, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 174—An act to provide for the establishment and maintenance of municipal hospitals within cities of the sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 174 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Inman, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 927—An act relating to and providing for the formation, organization and management of corporations for the purpose of receiving and maintaining a fund or funds and applying the income and principal thereof to promote the wellbeing of mankind.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 927 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Crowley, Denner, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, Osborne, Otis, Parkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 617—An act to add a new section, to be known as 9a13, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

On motion of Senator Sharkey, Senate Bill No. 617 was passed on file.

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

On motion of Senator Sharkey, Senate Bill No. 310 was passed on file.

Senate Bill No. 98—An act to prevent, control, and eradicate tuberculosis in cattle in the State of California; to empower the Director of Agriculture to establish tuberculosis free areas; providing penalties for the violation hereof, and making an appropriation to carry out the provisions hereof.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Rigdon moved to refer Senate Bill No. 98 to Senator Boggs, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, before the word "area" insert the word "eradication".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 98, with instructions to amend, respectfully reports the same back, amended as per instructions.

BOGGS, Special Committee.

Report read, and on motion of Senator Rigdon, adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 383—An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the Director of Agriculture in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing

for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act; providing for the enforcement of said lien, and providing for the making of rules and regulations, and making the violation thereof a misdemeanor, and repealing an act entitled "An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the State Veterinarian in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, and providing for the enforcement of said lien," approved February 23, 1909, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 383 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Eden, Flaherty, Harris, Ingram, Inman, Irwin, Johnson, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 562—An act to prevent the importation into the State of California of horses, mules, dairy cattle, breeding bulls, goats, breeding bucks and sheep, which are affected with communicable diseases, providing for the inspection or certification of such animals before being brought into the State of California, exempting certain animals from such inspection or certification, providing penalties for violating any of the provisions of this act, and repealing an act approved June 4, 1913, entitled "An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled 'An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California,' approved March 7, 1911; to repeal an act entitled 'An act to prevent the importation of horses, mules and asses affected with glanders into the State of California,' approved March 7, 1911," and repealing an act entitled "An act to prevent the importation into the State of California of horses, mules, dairy cattle and breeding bulls which are affected with communicable diseases, providing for the inspection or certification of such animals before being brought into the State of California, exempting certain animals from such inspection or certification, providing penalties for violating any of the provisions of this act and repealing an act approved June 4, 1913, entitled 'An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled "An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California," approved

March 7, 1911; to repeal an act entitled "An act to prevent the importation of horses, mules and asses affected with glanders into the State of California," approved March 7, 1911, approved April 12, 1915, as amended.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Senate Bill No. 562 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 758—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 758 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 759—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 759 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

During the reading of the constitutional amendment, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, at the end of line 15, of the printed amendment, add the following: "Nothing contained in this section shall be construed to affect or invalidate any provision for the appointment and term of office of the superintendent of schools

adopted by any county or city and county pursuant to the provisions of section 7½ and section 8½, respectively, of article XI of the constitution."

Amendment adopted.

Senate Constitutional Amendment No. 21 read, ordered to print, and engrossment.

Senate Constitutional Amendment No. 4—Relative to the framing and ratifying of municipal charters.

On motion of Senator Lyon, Senate Constitutional Amendment No. 4 was passed on file.

Senate Constitutional Amendment No. 22—A resolution to propose to the people of the State of California an amendment to article I section 7 of the constitution, relating to trial by jury.

On motion of Senator Purkitt, Senate Constitutional Amendment No. 22 was passed on file.

Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the constitution of the State amending section 19 of article VI of said constitution, relating to the charging of juries by judges.

On motion of Senator Purkitt, Senate Constitutional Amendment No. 23 was passed on file.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 969—An act to amend section 4266 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-seventh class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 675—An act to amend section 4279 of the Political Code, relating to the compensation of officers of counties of the fiftieth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 169—An act to provide for the determining, defining and establishing the location of boundary lines of cities, towns, counties, or cities and counties, where the same are indefinite or uncertain or have been obliterated.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 706—An act to recognize and declare valid all proceedings in Honcut-Yuba Irrigation District.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 707—An act to recognize and declare valid all proceedings in Oroville-Wyandotte Irrigation District.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 8—An act to recognize and declare valid the Crooks Canyon Irrigation District and all proceedings in relation thereto and to the organization thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 208—An act to recognize and declare valid all proceedings in Hot Spring Valley Irrigation District.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 397—An act to amend section 3 of an act entitled "An act to provide for the development of electrical power by irrigation districts," approved May 21, 1919, relating to the issuance of bonds.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 841—An act to amend section 1 of an act entitled "An act to provide for the development of electrical power by irrigation districts," approved May 21, 1919.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 787—An act amending the Political Code by amending section 4043 thereof, relating to the protection of highways from damage by floods.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 815—An act to recognize and declare valid the proceedings creating the Rannells Permanent Road Division in Riverside County and to validate the bonds issued for the improvement of the division.

Bill read second time, and ordered on file for third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 913—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

On motion of Senator Boggs, Assembly Bill No. 913 was passed on file.

Assembly Bill No. 87—An act to amend sections 1768, 1770, 1777, 1778, 1788, 1789, and 1791 of the Code of Civil Procedure, and to repeal sections 1781, 1782, 1783, 1784, 1785, 1786, 1787 and 1790 of the Code of Civil Procedure, all relating to the sale by a guardian of real property belonging to the estate of his ward, and the disposition of the proceeds of the sale.

On motion of Senator Boggs, Assembly Bill No. 87 was passed on file.

Assembly Bill No. 223—An act to make available for the use of the United States Government suitable places in this State for the public defense, and other Federal purposes and uses and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to

pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States; conferring on such counties and municipal corporations the power of eminent domain for the purpose of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction of the United States over the land so conveyed, and to repeal an act entitled "An act to make available for the use of the United States War Department suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation, and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States for the use of the War Department thereof; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed," approved April 21, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 223 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, and Slater—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 912—An act providing for probation officers in counties of the eighth class and fixing their salaries.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 912 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 390—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced

within such districts," approved March 20, 1903, by amending sections 1, 28 and 76 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 390 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gedsel, Harris, Ingram, Irwin, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 391—An act to amend an act entitled "An act to provide for the organization and government of drainage districts, for the drainage of agricultural lands, and to provide for the acquisition or construction thereby of works for the drainage of the lands embraced within such districts," approved March 20, 1903, by amending sections 29, 36, 38 and 39 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 391 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gedsel, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SECOND READING OF SENATE BILLS—RESUMED.

Senate Bill No. 21—An act to add a new section to the Penal Code, to be numbered 164, relating to the practice of law by persons not licensed to practice law; to the furnishing of legal advice, services and counsel, and advertising in connection therewith; providing a penalty for violation of the provisions of this act, and making certain exemptions from the operation thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, commencing with the word "It" strike out the remainder of the bill and insert in lieu thereof the following:

"It shall be unlawful for any person not licensed as an attorney and counselor to practice law; or to appear as an attorney at law for any person other than himself in or before any court or other judicial body in this State; or to make it a business or a practice to render or furnish legal advice or services; or in any manner to assume to be entitled to practice law, or to assume, use, or advertise the title of lawyer, attorney at law, counselor or counselor at law, or similar terms, in any language, in such manner as to convey the impression that he is entitled to practice law, draw wills, or furnish other legal advice or services; or to advertise that, either alone or together with, or by, or through any person, whether a duly and regularly admitted attorney at law or not, he has, owns, conducts or

maintains a law office or an office for practice of law, or that he will furnish legal advice or services.

It shall be unlawful for any person, whether a licensed attorney and counselor or not, to assist any person in the performance of such prohibited acts.

This section shall not prevent any person from preparing ordinary business agreements and conveyances; nor from examining, certifying, guaranteeing or insuring titles to property, real or personal, or an interest therein, or a lien or incumbrance thereon; nor from acting as escrow holder; nor from furnishing information and advice relative to any such title or escrow; nor from preparing any document necessary or essential for use in connection either with such escrow or title employment; nor from employing an attorney and counselor in and about his own immediate affairs or in any litigation to which he is or may be a party; nor shall it apply to organizations organized solely for benevolent or charitable purposes, or for the purpose of assisting persons without means in the pursuit of any civil remedy; nor shall it apply to associations or corporations organized upon a non-profit basis when dealing with the affairs of their members or of embarrassed or insolvent debtors; nor shall it apply to actions or proceedings in justice's or police courts. Nothing in this act shall be held to prohibit any person from performing any act authorized by an existing State or Federal Statute.

Nothing herein contained shall be construed to prevent any person from furnishing to an attorney and counselor information or clerical services in and about his professional work; *provided*, that at all times the attorney and counselor receiving such information or such services shall maintain full professional and direct responsibility to his clients for the information and services so received.

The word "person" in this section includes natural persons, copartnerships, any member of which is not licensed as an attorney and counselor, corporations and voluntary associations.

Any person violating any provision hereof is guilty of a misdemeanor and, on conviction thereof, shall be punished by imprisonment in the county jail for not more than six months, or by a fine of not less than one hundred ($100.00) dollars and not more than five thousand ($5000) dollars, or by both such fine and imprisonment."

AMENDMENT TO AMENDMENT.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendment from the floor was offered to committee amendment No. 1, and its adoption moved, by Senator Sample:

AMENDMENT TO AMENDMENT NUMBER ONE.

After the word "conveyances", in line 2 of paragraph 3 of the typewritten amendment, insert the following: "And giving advice incidental to the preparation thereof."

Amendment adopted.

The question being on the adoption of the committee amendment as amended by the amendment from the floor.

Amendment, as amended, adopted.

Bill read second time, ordered to print, engrossment, and third reading.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

On motion of Senator Chamberlin, Senate Bill No. 524 was passed on file.

Senate Bill No. 263—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

Bill read third time.

On motion of Senator Lyon, Senate Bill No. 263 was passed on file.

Senate Bill No. 164—An act to amend section 275 of the Code of Civil Procedure, relating to the admission of persons as attorneys and counselors in this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 164 passed by the following vote:

AYES—Senators Allen, Boggs, Burnett, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Inman, Irwin, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 274—An act to control the spread of the walnut codling moth, to regulate the movement of and treatment of any shipment of walnuts, sacks, trays and other orchard appliances into or from any premises or districts known to be infested with walnut codling moth and to confer power on the Director of Agriculture to prescribe rules and regulations for such or other control of said pest and to provide a penalty for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 274 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, and Slater—26.

NOES—Senators Chamberlin, and Rominger—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 355—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class;

Also: Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range;

Also: Senate Bill No. 234—An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof;

Also: Senate Bill No. 273—An act to regulate the manufacture, sale, and use of economic poisons; to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement; and creating the division of chemistry fund;

Also: Senate Bill No. 13—An act to amend section 25 of an act entitled, "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the

determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919;

Also: Senate Concurrent Resolution No. 24—Relative to the retirement of Major General Hunter Liggett from active service in the United States Army;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 355—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 355 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon, Senate Bill No. 606 was passed on file.

Senate Bill No. 234—An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 234 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 273—An act to regulate the manufacture, sale, and use of economic poisons; to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement; and creating the Division of Chemistry fund.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 273 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Harris, Hart, Ingram, Inman, Johnson, King,

Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Youkin—29.
Noes—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 13—An act to amend section 25 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks and other sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919.

On motion of Senator Eden, Senate Bill No. 13 was passed on file.

REPORT OF STANDING COMMITTEE—[OUT OF ORDER].

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Shearer to introduce a bill entitled "An act to provide for the survey and investigation of the feasibility and cost of irrigating the lands of Shasta Valley in Siskiyou County, California, from the Klamath River and other sources of water in California and Oregon, and to make an appropriation therefor," has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Caspar, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Geisel, Harris, Hatt, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Sharkey, Shearer, Slater, and Youkin—32.
NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—[OUT OF ORDER].

The following bill was introduced, out of the regular order:

By Senator Shearer: Senate Bill No. 955—An act to provide for the survey and investigation of the feasibility and cost of irrigating the lands of Shasta Valley in Siskiyou County, California, from the Klamath River and other sources of water in California and Oregon, and to make an appropriation therefor.

Bill read first time, and referred to Committee on Irrigation.

RESOLUTION—[OUT OF ORDER].

The following resolution was offered, out of the regular order:

By Senator Crowley:

WHEREAS, Cardinal James Gibbons, who has been recognized as one of the most distinguished churchmen in America, has been summoned from his post to the higher service; and

WHEREAS, Cardinal Gibbons, through a long and active life dedicated to the service of mankind, has endeared himself to men and women of all faiths and creeds; and

WHEREAS, His services to humanity during the late World War was recognized by France in 1918 when she decorated him with the Legion of Honor; and

WHEREAS, The exalted patriotism, absolute devotion to public duty and pre-eminent ability of this great American have distinguished his entire career as citizen and churchman; now, therefore, be it

Resolved, That the Senate of the State of California declares its sense of the irreparable loss which the United States has suffered in his death; and be it further

Resolved, That when the Senate adjourns this day that such adjournment be in respect to the memory of the late Cardinal James Gibbons.

Resolution read, and on motion of Senator Crowley, adopted.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Boggs:

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to provide for the promotion, government, operation, dissolution and alteration of the boundaries of fire control districts in this State; for the acquisition of property thereby; for the calling of elections in such districts; for the assessment, levying, collection, custody and disbursement of taxes therein; and for purposes incidental to the main purposes of this act.

Request referred to Committee on Rules.

THIRD READING OF SENATE BILLS — RESUMED.

Senate Bill No. 617—An act to add a new section, to be known as 9*a*13, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Sharkey moved to refer Senate Bill No. 617 to Senator Otis, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, after the word "two" insert the words "thousand four".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 617, with instructions to amend, respectfully reports the same back, amended as per instructions.

OTIS, Special Committee.

Report read, and on motion of Senator Sharkey, adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF ASSEMBLY BILLS — RESUMED

Assembly Bill No. 913—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE

During third reading of the bill, Senator Boggs moved to refer Assembly Bill No. 913 to Senator Slater, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 5, line 11, of the printed bill, strike out the word "four" and insert in lieu thereof the word "five".

AMENDMENT NUMBER TWO.

On page 5, line 24, of the printed bill, strike out the words "the sum of four" and insert in lieu thereof the words "not to exceed five".

AMENDMENT NUMBER THREE

SEC. 2. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE

SENATE CHAMBER, SACRAMENTO, March 24, 1921

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 913, with instructions to amend, respectfully reports the same back, amended as per instructions.

SLATER, Special Committee.

Report read, and on motion of Senator Boggs, adopted.

Bill ordered to print, and re-engrossment.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Carr, F. M., moved to reconsider the vote whereby Senate Bill No. 103 was passed.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Carr, F. M., the further consideration of the motion to reconsider the vote whereby Senate Bill No. 103 was passed was continued until the next legislative day.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Irwin, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 124 was passed was further continued until the next legislative day.

USE OF SENATE CHAMBER GRANTED.

Senator Eden asked for and was granted unanimous consent for use of the Senate Chamber on Thursday evening, March 31, 1921, for consideration of the question of the modification of the Volstead Act.

REPORT OF STANDING COMMITTEES (OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON BANKING.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Banking, to which was referred Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act" by amending sections 1, 5, 13, 15, 17, 19, 21*a*, 23, 25, 26, 28, 31, 37, 48*a*, 56*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—6; absent—5.

HART, Chairman.

Senate Bill No. 948 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 656—An act to add a new section to the Political Code, to be numbered 1734*b*, relating to high school districts;

Also: Senate Bill No. 535—An act to amend sections 354, 1487, 1488, 1489, 1494, 1495, 1503, and 1507 of the Political Code of the State of California, relating to the State Normal Schools or Teachers Colleges, and to repeal sections 1497, 1501 and 1502 of the Political Code;

Also: Senate Bill No. 703—An act to amend section 1622 of the Political Code, relating to the expenditure of State and county school funds;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—15; committee vote: Ayes—12; absent—3. Vote same on all bills.

HARRIS, Chairman.

Senate Bills Nos. 656, 535 and 703 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 919—An act to validate bonds of Maxwell Union High School District;

Also: Senate Bill No. 920—An act to validate bonds of Fairview Elementary School District;

Also: Senate Bill No. 536—An act to amend sections 1518*a* and 1519 of the Political Code of the State of California, relating to the powers and duties of the State Board of Education;

Also: Senate Bill No. 704—An act to amend section 1578 of the Political Code, relating to the formation of new elementary school districts;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—15; committee vote: Ayes—12; absent—3. Vote same on all bills.

HARRIS, Chairman.

Senate Bills Nos. 919, 920, 536 and 704 ordered on file for second reading.

ON INSURANCE.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Insurance, to which was referred Senate Bill No. 784—An act to amend sections 2, 3, 4, 5, 6 and 14 of the act entitled "An act providing for reciprocal and interexchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee,' approved December 24, 1911;" approved May 26, 1917, and amended May 27, 1919, relating to the kinds of insurance such concerns may transact and to their fees and taxes and to the applicability of other insurance laws;

Also: Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies;

Also: Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies;
Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.
Committee membership—9; committee vote: Ayes—6; absent—3.

BURNETT, Chairman.

Senate Bills Nos. 784, 269 and 270 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Insurance, to which was referred Senate Bill No. 782—An act to amend section 591 of the Political Code, relating to the maintenance of the office of the Insurance Commissioner—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.
Committee vote: Ayes—6; absent—3.

BURNETT, Chairman.

Senate Bill No. 782 ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 277—An act to provide for the sanitary inspection of slaughtering houses, the inspection of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof;
Also: Senate Bill No. 408—An act to repeal an act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California, specifying the duties of certain officers and persons with relation thereto making violations of its provisions a misdemeanor, providing penalties, and repealing an act entitled 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889," approved March 7, 1911;
Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.
Committee membership—11; committee vote: Ayes—9; absent—2. Vote same on both bills.

CROWLEY, Chairman.

Senate Bills Nos. 277 and 408 ordered on file for second reading.

ON COMMERCE AND NAVIGATION.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 739—An act authorizing the establishment and government of municipal port districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts, providing the method of payment therefor, providing for the levy and collection of taxes and special assessments therefor and for the issuance of bonds therefor and for the payment thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.
Committee membership—9; committee vote: Ayes—6; absent—3.

INMAN, Chairman.

Assembly Bill No. 739 ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 222—An act to provide for the establishment and maintenance of a division of dental hygiene for children under the direction of the State Board of Health; defining its powers and duties; and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.
Committee membership—11; committee vote: Ayes—8; noes—1; absent—2.

CROWLEY, Chairman.

Senate Bill No. 222 re-referred to Committee on Finance.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, March 21, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 881—An act to add a new section to be numbered section 19x 24 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 960—An act to add a new section to be numbered section 19x16 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 646—An act to amend section 4281 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-second class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bills Nos. 881, 960 and 646 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 657—An act to add a new section to be numbered section 19x 33 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bill No. 657 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 846—An act to amend section 4258 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-ninth class—

Also: Assembly Bill No. 74—An act to amend section 4286 of the Political Code, relating to counties of the fifty-seventh class, and salaries of officers thereof;

Also: Assembly Bill No. 845—An act to add a new section to be numbered section 1952g to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance, providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof, providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 858—An act to amend section 4257 of the Political Code, relating to the compensation of officers in counties of the twenty-eighth class.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—4.

DUNCAN, Chairman.

Assembly Bills Nos. 846, 74, 845 and 858 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 685—An act to add a new section to be numbered section 1952 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—7; absent 4.

DUNCAN, Chairman.

Assembly Bill No. 685 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 906—An act to amend section 3366 of the Political Code, relative to the powers of boards of supervisors, city councils and town trustees, in their respective counties, cities and towns to impose a license tax—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—9; absent—2.

DUNCAN, Chairman.

Assembly Bill No. 906 ordered on file for second reading.

Also:

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 926—An act to add a new section to be numbered section 1952 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing

for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 653—An act to add a new section to be numbered section 1955 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bills Nos. 926 and 653 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 927—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-sixth class;

Also: Assembly Bill No. 859—An act adding a new section to the Political Code to be numbered 4257*a*, relating to additional compensation allowed to the sheriff in counties of the twenty-eighth class and to the appointment and compensation of a deputy sheriff in said counties;

Also, Assembly Bill No. 924—An act to add a new section to be known as 9*a*46 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 676—An act to amend section 4285 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-sixth class;

Also: Assembly Bill No. 679—An act to add a new section to be known as 9*a*55 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bills Nos. 927, 859, 924, 676 and 679 ordered on file for second reading.

ON LABOR AND CAPITAL.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Labor and Capital, to which was referred Senate Bill No. 313—An act to regulate the hours of labor of employees on street railways, electric and elevated railways; providing penalties for the violation of its provisions and repealing all acts or parts of acts in conflict with this act—has had

the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—6; noes—3; absent—2.

FLAHERTY, Chairman.

Senate Bill No. 313 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 257—An act to add a new section to the Political Code, to be numbered 1764*b*, relating to the raising of a tuition fund in counties having high school pupils attending school in an adjoining state;

Also: Assembly Bill No. 173—An act to amend section 1599 of the Political Code, relating to school elections—

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—15; committee vote: Ayes—12; absent—3. Same vote on both bills.

HARRIS, Chairman.

Assembly Bills Nos. 257 and 173 ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 711—An act to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 10½, 11, 12, 12½, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 of the act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended—has had the same under consideration, and respectfully reports the same back with amendments, and without recommendation.

Committee membership—11; committee vote: Ayes—9; absent—2.

CROWLEY, Chairman.

Senate Bill No. 711 ordered on file for second reading.

RECESS.

At twelve o'clock and thirty minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

At two o'clock and five minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following named persons appeared before the Committee of the Whole:

Dr. George W. Ebright, President State Board of Health, San Francisco.
Dr. W. M. Dickie, Secretary State Board of Health, San Francisco.
Mr. A. J. McKinney, member Canners' League of California, Sacramento.
Mrs. A. T. Thompson, Director Bureau of Tuberculosis, San Francisco.

COMMITTEE OF THE WHOLE RISES.

At five o'clock and ten minutes p.m., Senator Breed moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at three o'clock p.m., Friday, March 25, 1921.

Motion carried.

IN SENATE.

Hon. C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Scott: Senate Joint Resolution No. 20—Relative to Sergeants Frank Zimmer and Carl Neaf.

Resolution referred to Committee on Federal Relations.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read out of the regular order:

ON LABOR AND CAPITAL.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Labor and Capital, to which was referred Senate Bill No. 478—An act to amend sections 2 and 3 of an act to regulate the work and hours of employees engaged in selling at retail drugs and medicines, and compounding physicians' prescriptions, and providing a penalty for the violation thereof—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—7; absent—4.

FLAHERTY, Chairman.

Senate Bill No. 478 ordered on file for second reading.

ON BANKING.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Banking, to which was referred Senate Bill No. 701—An act defining corporations for the purpose of engaging in international or foreign banking or other international or foreign financial operations or in banking or other financial operations in a dependency or insular possession of the United States, either directly or through the agency, ownership or control of local institutions in foreign countries, or in such dependencies or insular possessions and to act when required by the Secretary of the Treasury of the United States as fiscal agents of the United States; providing for the incorporation, powers and supervision of such corporations, and providing for the licensing by the Superintendent of Banks of Foreign Corporations to transact in this State the business of a corporation defined and organized by this act—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—4; absent—7.

JOHNSON, Chairman.

Senate Bill No. 701 ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 412—An act amending section 8 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended, relating to certificates licensing the practice of medicine, drugless healing, and chiropody—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—9; absent—2.

CROWLEY, Chairman.

Senate Bill No. 412 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 378—An act to amend section 1699 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—15; committee vote: Ayes—12; absent—3.

HARRIS, Chairman.

Assembly Bill No. 378 ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 485—An act to add to the Political Code a new section, to be numbered 3467, relating to the power of trustees of reclamation districts to make rules and regulations for furnishing water for the irrigation of lands in the district, fixing charges and rates for the same, collection of the same, levying assessments for the same on the lands in the district, providing for a special fund kept by the county treasurer in which sums collected for irrigation shall be kept, and providing for the paying out said fund on orders or warrants by the trustees for the costs of irrigation;

Also: Senate Bill No. 377—An act to amend section 12 of an act entitled "An act to promote the drainage of wet, swamp and overflowed lands, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—9; committee vote: Ayes—7; absent—2.

RUSH, Chairman.

Senate Bills Nos. 485 and 377 ordered on file for second reading.

REQUESTS FOR INTRODUCTION OF BILLS.

The following request for permission to introduce a bill was presented:

By Senator Carr, F. M.:

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to amend section 1742 of the Political Code, relating to high schools.

Request referred to Committee on Rules.

By Senator Crowley:

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act granting to the United States of America the submerged lands lying between the easterly boundary line of the city and county of San Francisco, said line being also the westerly boundary line of the city of Alameda, and the pier head lines westerly thereof as established at present.

Request referred to Committee on Rules.

ADJOURNMENT.

At five o'clock and fifteen minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned in respect to the memory of Cardinal James Gibbons.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Friday, March 25, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, March 24, 1921, the further reading was dispensed with, on motion of Senator Sample.

LEAVE OF ABSENCE.

Senator Nelson was, on motion of Senator Slater, granted leave of absence for this day.

PRIVILEGE OF FLOOR OF SENATE EXTENDED.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Miss Lucille Fulwider, of Santa Rosa.

On request of Senator Inman, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Miss Ella G. McCleery and Mrs. Eva Hern Francis, teachers, and the following members of the civics class of the Sutter Creek High School:

Mabel Windsor, Letta Bruner, Trinidad Bauer, Wanda Heberlie, Roberta Moss, Wilda Purlee, Genevieve Allen, Melva Offenbach, Drew Walker, Melville Hennessey, Lester Grainger, George Carson, Garland McDougal, James Canevero, Viola Hunt, Elvira Richardson, Ethel Welsh, Jeanne Wilburton, Eileen Rule, Rozan McDougal, Billy Stanford, Stanley Nagler, Keith Ruth, Annabelle Elliott, Ruth Allen, Thelma McMillen, Doris Meyer, Wilma Scavey, Wilbert Sloan, Russell E. Thompson, Peter B. Green, Fred W. Mortimore, Robert Vacher, Kenneth Raymond.

APPROVAL OF PRESS REPRESENTATIVE.

The President announced that he had approved the application of the following press representative, and had assigned him to a seat on the floor:

Celestine J. Sullivan, *Better Health Magazine*, San Francisco.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senators Slater and Inman: Senate Joint Resolution No. 21—Relative to the protection of American grown hops.

Senate joint resolution referred to Committee on Federal Relations.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 537—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education.

In the absence of the author, Senate Bill No. 537 was passed on file.

Senate Bill No. 795—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation and the disposition of such accusation after full compliance with the terms of probation and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties and fixing their compensation and duties and providing for adult probation boards in certain counties and cities and counties.

On motion of Senator Carr, F. M., Senate Bill No. 795 was passed on file.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act."

approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

On motion of Senator Carr, W. J., Senate Bill No. 415 was passed on file.

Senate Bill No. 198—An act to amend section 32 of the "Water Commission Act," approved June 16, 1913, relating to fees to be paid upon submission of proof of appropriation of water.

In the absence of the author, Senate Bill No. 198 was passed on file.

Senate Bill No. 199—An act to amend an act, known as the "Water Commission Act," approved June 16, 1913, amending section 37 thereof June 16, 1913, amending section 37 thereof and adding thereto five new sections, to be numbered 37*a*, 37*b*, 37*c*, 37*d*, 37*e*, relating to the distribution of water and providing for the appointment of water masters and defining their duties.

In the absence of the author, Senate Bill No. 199 was passed on file.

Senate Bill No. 601—An act to amend sections 90 and 91 of the California Irrigation District Act, relating to the inclusion of land in irrigation districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill strike out all of lines 17 and 18 and insert in lieu thereof the following: "signed by not less than three per cent of the holders of title or evidence of title to lands within the district and holding the title or evidence of title to not less than three per cent in value of the lands within the district according to the last equalized assessment roll of said district, shall have".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill strike out all of lines 22 and 23 and insert in lieu thereof the following: "be signed by not less than three per cent of the holders of title or evidence of title to lands within the district and holding the title or evidence of title to not less than three per cent in value of the lands within the district according to the last equalized assessment roll of said district, or if".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 475—An act to amend section 634 of the Civil Code, relating to fees charged by building and loan associations.

In the absence of the author, Senate Bill No. 475 was passed on file.

Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act" by amending sections 1, 5, 13, 15, 17, 19, 21*a*, 23, 25, 26, 28, 31, 37, 48*a*, 56*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto, to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b* and 57*a*, all relating to the definition and regulation of the business of banking.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 27, after line 29, of the printed bill, insert the following paragraph: "(e) Notes or bonds secured by mortgage or deed of trust, payment of which is guaranteed by a policy of mortgage insurance, and mortgage participation certificates, issued by a mortgage insurance company in accordance with the provisions of chapter VIII of title II of part IV of division I of the Civil Code."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 29, line 34, of the printed bill, strike out the period and insert in lieu thereof a comma and the following words: "*and provided*, that no such notes or bonds shall be disqualified as investments for savings banks for the reason that the payment thereof is guaranteed by a policy of mortgage insurance."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 37, line 24, of the printed bill, strike out the words "the securities" and insert in lieu thereof the words "mortgage participation certificates".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 44, line 1, of the printed bill, strike out the word "as" and insert in lieu thereof the word "is".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 656—An act to add a new section to the Political Code of the State of California, to be numbered 1734*b* and relating to high school districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, after the word "shall" insert the following: "Upon recommendation of the county superintendent of schools."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 21, of the printed bill, strike out the period and insert in lieu thereof a semicolon and the following: "*provided*, that every school district affected by the provisions of this section shall upon request of its governing board or a petition by a majority of the heads of families residing therein have the right to determine the high school district to which it shall be annexed. Election for such purpose shall be held as provided in section 1727 for a formation of a union high school district except that the ballots used at such election in each district shall contain the words, For annexation to . . . . . high school district; and electors voting at such election shall write in the name of the high school district to which they want to be annexed; *provided*, that printed ballots containing the name of the high school district may be used and counted. A majority of the votes cast at the election shall determine the choice of the high school district to which such district shall be annexed; *and provided further*, that where the high school district which is most accessible to a majority of the pupils of the common school district attending high school is governed by an appointive school board that the board of supervisors instead of annexing said common school district to the high school district having an appointive school board shall cause to be levied upon the property of such elementary school district a tax which shall produce an amount computed as follows: From the entire cost of maintenance of the high school for the year plus the interest and payments on bonds of said high school district for the year, there shall be subtracted the entire income of such high school from State and county sources; the

remainder shall be divided by the ratio of average daily attendance in said high school and the quotient so obtained shall be multiplied by the ratio of average daily attendance of pupils from the second elementary school district. Said amount shall be levied and collected from each elementary school district in the usual way and shall be paid into the special fund of the high school district; *provided, however*, that wherever a second district is not annexed to a high school district and sends pupils to more than one high school that each of such high schools may collect on account of the attendance of each pupil from each district an amount computed as hereinbefore provided; *provided further*, that the principal of any high school may deny admission to any student of a district lying outside the high school district if there is no room to receive such student."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 535—An act to amend sections 351, 1487, 1488, 1489, 1494, 1495, 1503 and 1507 of the Political Code of the State of California, relating to the State Normal Schools or Teachers' Colleges, and to repeal sections 1497, 1501 and 1502 of the Political Code.

In the absence of the author Senate Bill No. 535 was passed on file.

Senate Bill No. 703—An act to amend section 1622 of the Political Code, relating to the expenditure of State and county school funds.

COMMITTEE AMENDMENT.

During second reading of the bill the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the word "city" insert a comma and the word "city and county."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 919—An act to validate bonds of Maxwell Union High School District.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 920—An act to validate bonds of Fairview Elementary School District.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 536—An act to amend sections 1518*a* and 1519 of the Political Code of the State of California, relating to the powers and duties of the State Board of Education.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 704—An act to amend section 1578 of the Political Code, relating to the formation of new elementary school districts.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 313—An act to regulate the hours of labor of employees on street railways, electric and elevated railways; providing penalties for the violation of its provisions and repealing all acts or parts of acts in conflict with this act.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 711—An act to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 10½, 11, 12, 12½, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 of the act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings;

to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled "An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation," approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended.

COMMITTEE AMENDMENTS

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE

In the title of the printed bill strike out all of lines 1 to 5, inclusive, and insert in lieu thereof the following:

"An act to amend sections 5, 6, 9 and 14 of the act entitled "An act to".

Amendment adopted.

AMENDMENT NUMBER TWO

On page 1 of the printed bill, in line 1, strike out the word "one" and insert in lieu thereof the word "five".

Amendment adopted.

AMENDMENT NUMBER THREE

On page 2 of the printed bill strike out all of lines 6 to 51, inclusive; also strike out all of page 3 and insert in lieu thereof the following:

"SEC. 5. The board is authorized to prosecute all persons guilty of violation of the provisions of this act. It shall have the power to employ legal counsel for such purpose, and may also employ inspectors, special agents and investigators and such clerical assistance as it may deem necessary to carry into effect the provisions of this act. The board may fix the compensation to be paid for such service and may incur such other expenses as it may deem necessary. It shall also fix the salary of the secretary, and also the sum to be paid to other members of the board, not to exceed ten dollars per diem each, for each and every day of actual service in the discharge of official duties, such service to include the attendance at special meetings of the board and committee meetings of the board and while actively engaged in the review of examination papers, based upon one per diem for each thirty papers or fraction thereof. Each member of the board shall make an affidavit before some duly authorized person in the State of California that such service has been actually performed; and the board may in its discretion, add to said sum necessary traveling expenses.

SEC. 2. Section 6 of said act is hereby amended to read as follows:

SEC. 6. All fees collected on behalf of the Board of Medical Examiners, and all receipts of every kind and nature, shall be reported at the beginning of each month, for the month preceding, to the State Controller, and at the same time the entire amount of such collections shall be paid into the State treasury, and shall be credited to a fund to be known as the Board of Medical Examiners' Contingent Fund, which fund is hereby created. Such contingent fund shall be for the uses of the Board of Medical Examiners and out of it shall be paid all salaries and all other expenses necessarily incurred in carrying into effect the provisions of this act. An amount not to exceed three thousand dollars ($3,000) may be drawn from the contingent fund herein created, to be used as a revolving fund where cash advances are necessary; but expenditures from such revolving fund must be substantiated by vouchers and itemized statements at the end of each fiscal year, or at any other time when demand therefor is made by the Board of Control.

SEC. 3. Section 9 of said act is hereby amended to read as follows:

SEC. 9. Every applicant must file with the board, at least two weeks prior to the regular meeting thereof, satisfactory testimonials of good moral character, and a diploma or diplomas issued by some legally chartered school or schools approved by the board, the requirements of which school or schools shall have been at the time of granting such diploma or diplomas in no degree less than those required under this act, or satisfactory evidence of having possessed such diploma or diplomas, and

must file an affidavit stating that he is the person named in said diploma or diplomas, and that he is the lawful holder thereof, and that the same was procured in the regular course of instruction and examination without fraud or misrepresentation: *provided*, that in addition thereto, each applicant for a "physician and surgeon certificate" must show that he has attended four courses of study, each such course to have been of not less than thirty-two weeks duration, but not necessarily pursued continuously, or consecutively; *provided, further*, that an applicant for a "drugless practitioner certificate" must show that he has attended two courses of study, each such course to have been of not less than thirty-two weeks duration, but not necessarily pursued continuously or consecutively, the course in chiropody is to consist of not less than thirty-nine weeks consisting of not less than six hundred sixty-four hours; *provided, further*, that an applicant for a certificate to practice midwifery must show that the applicant has attended a one-year course in a hospital recognized as reputable by the board, and that a course of instruction in anatomy, physiology, obstetrics and hygiene and sanitation as set forth in section 10 hereof has been taken, covering a period of one year; *provided, further*, that in lieu thereof an applicant who can submit satisfactory proof of the possession of a diploma from a recognized reputable hospital, and who in addition thereto has attended a course of instruction in the subjects enumerated in section 10 hereof and satisfactory proof that such instruction has been taken covering a period of at least three months; *and provided, further*, that in lieu thereof an applicant may present proof satisfactory to the board that the applicant has taken a course of instruction with the minimum requirements as designated in section 10 of any school or schools approved by the board as giving a course of instruction in said subjects for a certificate to practice medicine and surgery; *provided, also*, that before July 1, 1918, in lieu of the diploma or diplomas and preliminary requirements herein referred to where the applicant can show to the satisfaction of the Board of Medical Examiners that he has taken courses hereinafter required in a school or schools approved by the board totaling for applicants for "drugless practitioner certificate" not less than sixty-four weeks consisting of not less than two thousand hours and for "physician and surgeon certificate" totaling not less than one hundred twenty-eight weeks consisting of not less than four thousand hours, it being required that all applicants shall have received passing grades in all such courses, that the applicant or applicants shall be admitted to examination for their respective form of certificates.

The said application shall be made upon a blank furnished by said board and it shall contain such information concerning the medical instruction and the preliminary education of the applicant as the board may by rule prescribe. In addition to the requirements hereinabove provided for, applicants for any form of certificate hereunder shall present to said board at the time of making such application a diploma from a California high school or other school in the State of California requiring and giving a full four years' course of same grade, or other schools elsewhere, requiring and giving a full four years' standard high school course, or its equivalent, approved by the board, together with satisfactory proof that he is the lawful holder of such diploma, and that the same was procured in the regular course of instruction. The passing of an examination before the entrance examining board for the entrance to the academic department of the University of California, or Stanford University or the University of Southern California, or the possession of documentary evidence of admission to the academic department of such institutions as a regular student or in full standing shall be sufficient basic or preliminary educational qualifications. In lieu of such diploma, the applicant may present: (1) a certificate from the college entrance examination board, or the college examining board of any state or territory showing that such applicant has successfully passed the examination of said board; or (2) if such applicant be thirty years or more of age he may show to the satisfaction of the board of medical examiners proof of preliminary education equivalent in training power to the foregoing requirements. After January 1, 1919, every applicant for a "physician and surgeon certificate" shall in addition to the foregoing requirements, present to the board satisfactory evidence that before beginning the last half of the second year in the study of medicine he has completed a course which includes at least one year of work, of college grade, in each of the subjects of physics, chemistry and biology. The preliminary or basic educational requirements for a chiropodist shall be as follows: On and after July 1, 1915, the successful completion of one year of high school work or its equivalent; on and after July 1, 1918, two years of high school work or its equivalent; on and after July 1, 1920, three years of high school work or its equivalent; on and after July 1, 1922, four years of high school work or its equivalent.

The preliminary or basic educational qualifications for an applicant to practice midwifery in this State shall be the completion of one year of high school work or its equivalent, and after October, 1918, the presentation to the board of a diploma from a California high school giving a full four years' standard high school course or its equivalent.

SEC. 4. Section 14 of said act is hereby amended to read as follows:

Sec. 14. Said board must refuse a certificate to any applicant guilty of unprofessional conduct. On the filing with the secretary of a sworn complaint, charging the applicant with having been guilty of unprofessional conduct, the secretary must forthwith issue a citation, under the seal of the board, and make the same returnable

at the next regular session of said board, occurring at least thirty days next after filing the complaint. Such citation shall notify the applicant when and where the charges of said unprofessional conduct will be heard, and that the applicant shall file his written answer, under oath, within twenty days next after the service on him of said citation or that default will be taken against him and his application for a certificate refused. The attendance of witnesses at such hearing may be compelled by subpoenas issued by the secretary of the board under its seal. Said citation and said subpoenas shall be served in accordance with the statutes of this State then in force as to the service of citation and subpoenas generally, and all the provisions of the statutes of this State then in force relating to subpoenas and to citations are hereby made applicable to the subpoenas and citations provided for herein. Upon the secretary's certifying to the fact of refusal of any person to obey a subpoena or citation to the superior court of the county in which the service was had, said court shall thereupon proceed to hear said matter in accordance with the statutes of this State then in force as to contempts for disobedience of process of the court, and should said court find that the subpoena or citation has been legally served, and that the party so served has wilfully disobeyed the same, it shall proceed to impose such penalty as provided in cases of contempt of court. In all cases of alleged unprofessional conduct, arising under this act, depositions of witnesses may be taken, the same as in civil cases and all the provisions of the statutes of this State then in force as to the taking of depositions are hereby made applicable to the taking of depositions under this act. If the applicant shall fail to file with the secretary of said board his answer, under oath, within twenty days after service on him of said citation, or within such further time as the board may allow, and the charges on their face shall be deemed sufficient by the board, default shall be entered against him, and his application refused. If the charges on their face be deemed sufficient by the board, and issue be joined thereon by answer, the board shall proceed to determine the matter, and to that end shall hear such proper evidence as may be adduced before it, and if it appear to the satisfaction of the board that the applicant is guilty as charged, no certificate shall be issued to him. Whenever any holder of a certificate herein provided for is guilty of unprofessional conduct, as the same is defined in this act, and the said unprofessional conduct has been brought to the attention of the board granting said certificate, in the manner hereinafter provided or whenever a certificate has been procured by fraud or misrepresentation or issued by mistake or that the certificate upon which a reciprocity certificate has been issued was procured by fraud or misrepresentation or issued by mistake or the person holding such certificate is found to be practicing contrary to the provisions thereof and of this act, it shall be the duty of the board and the board shall have power to suspend the right of the holder of said certificate to practice for a period not exceeding one year or to place the holder of said certificate upon probation or suspend judgment in such cases or revoke his certificate, or take such other action in relation to the punishment of the holder of said certificate as in its discretion it may deem proper. In the event of such suspension, the holder of such certificate shall not be entitled to practice thereunder during the term of suspension; but, upon the expiration of the term of said suspension, he shall be reinstated by the board and shall be entitled to resume his practice, unless it shall be established to the satisfaction of the board that said person so suspended from practice, has, during the term of such suspension, practiced in the State of California, in which event the board shall revoke the certificate of such person. No such suspension or revocation shall be made unless such holder is cited to appear and the same proceedings are had as is hereinbefore provided in this section in case of refusal to issue certificates. Said secretary in all cases of suspension or revocation shall enter on his register the fact of such suspension or revocation, as the case may be, and shall certify the fact of such suspension or revocation under the seal of the board, to the county clerk of the counties in which the certificates of the person whose certificate has been revoked is recorded; and said clerk must thereupon write upon the margin or across the face of his register of the certificate of such person, the following: "The holder of this certificate was on the _____ day of _____ suspended for _____," or, "This certificate was revoked on the _____ day of _____," as the case may be, giving the day, month and year of such revocation or length of suspension, as the case may be, in accordance with said certification to him by said secretary. The record of such suspension or revocation so made by said county clerk shall be prima facie evidence of the fact thereof, and of the regularity of all the proceedings of said board in the matter of said suspension or revocation. The words "unprofessional conduct" as used in this act, are hereby declared to mean:

First. The procuring or aiding or abetting or attempting or agreeing or offering to procure a criminal abortion.

Second. The wilfully betraying of a professional secret.

Third. All advertising of medical business which is intended or has a tendency to deceive the public or impose upon credulous or ignorant persons, and so be harmful or injurious to public morals or safety.

Fourth. All advertising of any medicine or of any means whereby the monthly periods of women can be regulated or the menses re-established if suppressed.

Fifth. Conviction of any offense involving moral turpitude in which case the record of such conviction shall be conclusive evidence.

Sixth. Habitual intemperance or excessive use of cocaine, opium, morphine, codeine, heroin, alpha eucaine, beta eucaine, novocaine or chloral hydrate or any of the salts, derivatives or compounds of the foregoing substances or the prescribing, selling, furnishing, giving away or offering to prescribe, sell, furnish, or give away such substances to a habitue who is not under the direct personal and continuous treatment and care of the physician for the cure of the above mentioned drugs.

Seventh. The personation of another licensed practitioner or permitting or allowing another person to use his certificate in the practice of any system or mode of treating the sick or afflicted.

Seventh (*a*). Employing directly or indirectly any suspended or unlicensed practitioner in the practice of any system or mode of treating the sick or afflicted, or the aiding or abetting any unlicensed person to practice any system or mode of treating the sick or afflicted.

Eighth. The use, by the holder of any certificate, in any sign or advertisement in connection with his said practice or in any advertisement or announcement of his practice, of any fictitious name, or any name other than his own.

Ninth. The use, by the holder of any other form of certificate than a physician and surgeon's certificate, of drugs or what is known as medicinal preparations in or upon any human being or the severing or penetrating, by the holder of any other form of certificate than a physician and surgeon's certificate, of the tissues of any human being, in the treatment of any disease, injury, deformity or other physical or mental condition of such human being, excepting the severing of the umbilical cord, and excepting the surgical treatment as defined in this act for the practice of chiropody.

Tenth. Advertising, announcing or stating, directly, indirectly, or in substance, by any sign, card, newspaper, advertisement or other written or printed sign or advertisement, that the holder of such certificate or any other person, company, or association by which he is employed or in whose service he is, will cure or attempt to cure, or will treat, any venereal disease, or will cure or attempt to cure or treat any person or persons for any sexual disease, for lost manhood, sexual weakness, or sexual disorder or any disease of the sexual organs; or being employed by, or being in the service of, any person, firm, association, or corporation so advertising, announcing or stating.

Eleventh. The use by the holder of any certificate of any letter, letters, word, words, or term or terms used either as prefix or affix or suffix indicating that such certificate holder is entitled to practice a system or mode of treating the sick or afflicted for which he was not licensed in the State of California.

Twelfth. The employment of "cappers" or "steerers" or other persons in procuring practice for a practitioner for a system or mode of treating the sick or afflicted provided for in this act.

Thirteenth. The certificate issued herein for the practice of midwifery may be revoked when it appears to the satisfaction of the board that in any case or cases that the licentiate may have treated, that due caution and circumspection was not used or that the holder of said certificate in its treatment of any case or cases had not used proper aseptic and antiseptic precautions.

Fourteenth. The certificate to practice midwifery herein may be revoked upon conviction for the violation of any health statute, order or ordinance or for the neglect or refusal to comply with the health rules and regulations of any state, county, city and county, city or township.

Fifteenth. The certificate issued herein for the practice of midwifery may be revoked for the treatment by any midwife in any case of labor in which case there is a complicated vertex presentation in which said licentiate did not call or attempt to call a licentiate licensed to practice a system including the practice of obstetrics under this act or any preceding medical practice act in this State.

Sixteenth. The certificate issued herein for the practice of midwifery may be revoked for a failure to refer to a licentiate under this act or any preceding act in the State of California licensed to practice a system including obstetrics, a case which during pregnancy has, or develops any of the following conditions: a contracted pelvis or other deformity that will interfere with labor; bleeding from the uterus; swelling of the face and hands; excessive vomiting; persistent headache; dimness of vision; convulsions; or for failure to call or summon a physician if any of the following conditions exist or develop at the beginning of or during labor: Complicated presentation of a vertex (head); convulsions, excessive bleeding; prolapse of the cord; a swelling or tumor that obstructs the birth of the child; signs of exhaustion or collapse; unduly prolonged labor; or the failure to refer to a licentiate in this act or any preceding act in the State of California licensed to practice a system including obstetrics, a case, which during the lying-in period, develops the following conditions: Convulsions; excessive bleeding; foul smelling discharge (lochia); persistent rise of temperature to one hundred one degrees Fahrenheit for twenty-four hours; swelling and redness of the breasts; severe chill (rigor) with rise of temperature; inability to nurse the child; or for a failure to refer to a licentiate under this act or any preceding act in the State of California licensed to practice a system including obstetrics, a case where the child has or develops any of the following conditions: Deformities or malformations or injuries; inability to suckle or nurse; inflammation

around or discharge from the navel; swelling and redness of the eyelids with a discharge of pus from the eyes (ophthalmia neonatorum); bleeding from the mouth, navel or bowels, inability to urinate.

Seventeenth. The certificate issued herein for the practice of midwifery may be revoked for the treatment by the said midwife licentiate known as the introduction of the hand into the vagina or uterus to remove placenta or membranes.

Eighteenth. The certificate issued herein for the practice of midwifery may be revoked for the failure to have the following equipment (in each case): Nail brush; wooden or bone nail cleaner; jar of green or soft castile soap; rubber gloves; tube of sterile vaseline; clinical thermometer; agate or glass douche reservoir; two rounded vaginal douche nozzles; two rectal nozzles, large and small; one soft rubber catheter; blunt scissors for cutting cord; either lysol, carbolic acid or bichloride of mercury tablets; boric acid powder; one per cent solution of nitrate of silver; medicine dropper; narrow tape or soft twine for tying cord; absorbent cotton (preferably in one quarter pound packages); no other instruments are to be used, owned or possessed by a midwife.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 701—An act defining corporations for the purpose of engaging in international or foreign banking or other international or foreign financial operations or in banking or other financial operations in a dependency or insular possession of the United States, either directly or through the agency, ownership or control of local institutions in foreign countries, or in such dependencies or insular possessions and to act when required by the Secretary of the Treasury of the United States as fiscal agents of the United States; providing for the incorporation, powers and supervision of such corporations, and providing for the licensing by the superintendent of banks of foreign corporations to transact in this State the business of a corporation defined and organized by this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 3, line 44, of the printed bill, after the word "certificates" strike out the word "or" and insert in lieu thereof the word "of".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3, line 52, of the printed bill, strike out the word "section" and insert in lieu thereof the word "act".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 5, line 17, of the printed bill, strike out the comma following the word "examiner".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 6, line 8, of the printed bill, strike out the word "designated" and insert in lieu thereof the word "designation".

Amendment adopted.

AMENDMENT NUMBER FIVE

On page 10, line 26, of the printed bill, strike out the second word, "and" and insert in lieu thereof the word "or".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 373—An act to amend section 12 of an act entitled "An act to promote the drainage of wet, swamp and overflowed lands and to promote the public health in the communities in which they lie, providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919.

COMMITTEE AMENDMENT

During second reading of the bill the following committee amendment was offered:

AMENDMENT NUMBER ONE

On page 4 of the printed bill, line 28, strike out the following words: "Where an [illegible] strike out lines 31 to 38, inclusive, and insert in lieu thereof the following: "Where two-thirds of both boards agree, after the [illegible] [illegible] [illegible]

Assembly Bills Nos. 218, 638, 762, 766 and 767 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 621 read first time, and referred to Committee on Revenue and Taxation.

Assembly Bill No. 658 read first time, and referred to Committee on Education.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1921

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 24, 1921, passed the following:

Assembly Bill No. 768—An act to amend sections 1517, 1526, 1550, 1551, 1559, and 1598, of the Code of Civil Procedure, relating to the sale and conveyance of the property of decedents;

Also: Assembly Bill No. 812—An act to amend section 2656 of the Political Code, relating to the division of district funds, upon the incorporation of municipalities, or annexation to municipalities;

Also: Assembly Bill No. 813—An act to amend section 10 of an act entitled "An act to provide for the alteration of the boundaries of and for the attachment of territory to municipal corporations, for the incorporation of such annexed territory as and as a part thereof, and for the distributing, government and municipal control of such annexed territory," approved June 11, 1913;

Also: Assembly Bill No. 865—An act to amend sections 1444, 1476, 1477, and 1478 of the Code of Civil Procedure, relating to appraisements of homesteads and of estates of decedents;

Also: Assembly Bill No. 979—An act to add a new section to the Political Code, to be numbered 4041a, providing for the appointment of advisory county boards of assessment and equalization, and defining their powers and duties;

Also: Assembly Bill No. 988—An act to amend section 3773 of the Political Code, relating to land sold for taxes.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 768 and 865 read first time, and referred to Committee on Judiciary.

Assembly Bills Nos. 812 and 813 read first time, and referred to Committee on Municipal Corporations.

Assembly Bill No. 979 read first time, and referred to Committee on County Government.

Assembly Bill No. 988 read first time, and referred to Committee on Revenue and Taxation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 24, 1921, passed the following:

Assembly Bill No. 1056—An act to amend sections 12, 14 and 21 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer, to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a Reclamation Board and defining its powers," approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, said new amendments relating to the disposition of lands and property no longer needed for flood control works, to the collections of assessments, to the conducting of delinquent sales, and to maintenance and operation of flood control works and structures by the State Department of Engineering;

Also: Assembly Bill No. 1248—An act to authorize the sale and conveyance by the State Board of Control of any land required by the State for right of way for any river improvement work or flood control and determined by the Reclamation Board to be in excess of what is required for that purpose, and to credit the proceeds of such sale to such fund as the Reclamation Board may direct;

Also: Assembly Bill No. 1275. An act to amend section 3457 of the Political Code, relating to the form, issuance and payment of warrants of reclamation districts;

Also: Assembly Bill No. 1282. An act to amend section 190 of the Penal Code, relating to punishment for murder.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 1056, 1248 and 1275 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Assembly Bill No. 1282 read first time, and referred to Committee on Judiciary.

RE-REFERENCE OF ASSEMBLY BILLS.

Senator Duncan asked for and was granted unanimous consent to have Assembly Bill No. 103 withdrawn from Committee on County Government and re-referred to Committee on Judiciary.

Bill so re-referred.

CONSIDERATION OF MOTION TO RECONSIDER.

Senator Irwin moved to reconsider the vote whereby Senate Bill No. 124—An act to amend section 270 of the Penal Code, relative to neglecting to furnish necessaries for minor child—was passed.

The question being on the motion to reconsider the vote whereby Senate Bill No. 124 was passed.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Irwin moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Osborne, Rigdon, Rominger, Scott, Sharkey, Shearer, Slater, and Youkin—25.

The Secretary announced the absentees.

Time, ten o'clock and fifty-five minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Breed:

Resolved, That Fred Murdock, Assistant Sergeant-at-Arms, at $5 per day, be and is hereby transferred to the position of Assistant Secretary at $7 per day; and R. L. McNamara, from Assistant at Desk at $5 per day, to the position of Assistant Secretary at $7 per day.

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Osborne, Rigdon, Rominger, Scott, Sharkey, Shearer, Slater, and Youkin—25.

NOES—None.

Also:

Resolved, That the following named person be and she is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite her name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount, and the Treasurer is directed to pay the same:

Mary Rigsbee, Assistant Journal Clerk .. .. $5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Rigdon, Rominger, Scott, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

On motion of Senator Chamberlin, Senate Bill No. 524 was passed on file.

Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

In the absence of the author, Senate Bill No. 161 was passed on file.

Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water, and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage water.

On motion of Senator Dennett, Senate Bill No. 8 was passed on file.

PERMISSION TO LEAVE SENATE CHAMBER GRANTED.

Senator Breed asked for and was granted unanimous consent to leave the Senate Chamber temporarily during the call of the Senate.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 833—An act to amend sections 2, 3, 4, 6, 8, 9 and 10 of an act entitled "An act to provide for the indication by the registered qualified electors of their choice for nomination by their respective political parties for President of the United States through the election of the delegates of said political parties to their respective national conventions, and to repeal an act approved December 24, 1911, known as the Presidential Primary Act, and also to repeal all other acts or parts inconsistent with or in conflict with the provisions of this act," approved April 28, 1915, as amended by an act approved January 11, 1916; and to repeal sections 11, 12, and 13 of said act;

in the State of California; to empower the Director of Agriculture to establish tuberculosis eradication or free areas, providing penalties for the violation hereof—and reports that the same has been correctly re-engrossed.

SLATER, Acting Chairman

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

Also: Senate Bill No. 21—An act to add a new section to the Penal Code, to be numbered 161, relating to the practice of law by persons not licensed to practice law; to the furnishing of legal advice, services and counsel, and advertising in connection therewith; providing a penalty for violation of the provisions of this act, and making certain exemptions from the operation thereof;

And reports that the same have been correctly engrossed.

SLATER, Acting Chairman

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 617—An act to add a new section to be known as 9a 13 to an Act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as [illegible], said section relating to salaries of county librarians—and reports that the same has been correctly re-engrossed.

SLATER, Acting Chairman.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At eleven o'clock and ten minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Irwin.

The Secretary was directed to call the roll, on the motion to reconsider the vote whereby Senate Bill No. 124 was passed, of the Senators who had not answered to their names.

The roll was called, and the vote whereby Senate Bill No. 124 was passed refused reconsideration by the following vote:

AYES—Senators Carr, F. M., Chamberlin, Hart, Inman, Irwin, Osborne, Rominger, Sample, and Shearer—9.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Dennett, Duncan, Eden, Flaherty, Harris, Ingram, Johnson, King, Rigdon, Scott, Sharkey, Slater, and Yonkin—18.

Bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS—[RESUMED].

Senate Bill No. 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of the plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act

approved May 27, 1919, by amending section 33 thereof, the said amendment relating to the application of compensation to be made to any reclamation district, levee district, drainage district, municipal corporation, association, private corporation or person.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Inman moved to refer Senate Bill No. 721 to Senator Shearer, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 3, line 1, of the printed bill, after the word "bonds" add the words "or the principal of such bonds or both".

AMENDMENT NUMBER TWO.

On page 3, line 3, of the printed bill, after the word "request" add the following: "The county treasurer shall transfer sufficient funds from the general fund of the district to the bond and interest fund for that purpose. Any district, association or corporation may act through a majority of its trustees or other governing body."

Motion carried.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 721, with instructions to amend, respectfully reports the same back, amended as per instructions.

SHEARER, Special Committee.

Report read, and on motion of Senator Inman, adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

On motion of Senator Rigdon, Senate Bill No. 319 was passed on file.

Senate Bill No. 932—An act granting to the city of San Rafael the salt marsh, tide and submerged lands of the State of California, within the present boundaries of said city, including the right to wharf out therefrom, and regulating the management, use and control thereof.

On motion of Senator Sharkey, Senate Bill No. 932 was passed on file.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Bill No. 263—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

On motion of Senator Lyon, Senate Bill No. 263 was passed on file.

Senate Bill No. 617—An act to add a new section, to be known as 9*a* 13, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

On motion of Senator Sharkey, Senate Bill No. 617 was passed on file.

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

On motion of Senator Sharkey, Senate Bill No. 310 was passed on file.

Senate Bill No. 98—An act to prevent, control, and eradicate tuberculosis in cattle in the State of California; to empower the Director of Agriculture to establish tuberculosis free areas; providing penalties for the violation hereof, and making an appropriation to carry out the provisions hereof.

Bill read third time previously.

The question being on the passage of the bill.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Rigdon moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Johnson, King, Lyon, Osborne, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

The Secretary announced the absentees.

Time, eleven o'clock and twenty minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Constitutional Amendment No. 4—Relative to the framing and ratifying of municipal charters.

On motion of Senator Lyon, Senate Constitutional Amendment No. 4 was passed on file.

Senate Constitutional Amendment No. 22—A resolution to propose to the people of the State of California an amendment to article 1, section 7 of the constitution, relating to trial by jury.

In the absence of the author, Senate Constitutional Amendment No. 22 was passed on file.

Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the constitution of the State amending section 19 of article VI of said constitution, relating to the charging of juries by judges.

In the absence of the author, Senate Constitutional Amendment No. 23 was passed on file.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon Senate Bill No. 606 was passed on file.

Senate Bill No. 13—An act to amend section 25 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919.

On motion of Senator Eden, Senate Bill No. 13 was passed on file.

Senate Bill No. 833—An act to amend sections 2, 3, 4, 6, 8, 9 and 10 of an act entitled "An act to provide for the indication by the registered qualified electors of their choice for nomination by their respective political parties for President of the United States through the election of the delegates of said political parties to their respective national conventions, and to repeal an act approved December 24, 1911, known as the Presidential Primary Act, and also to repeal all other acts or parts inconsistent with or in conflict with the provisions of this act," approved April 28, 1915, as amended by an act approved January 11, 1916; and to repeal sections 11, 12 and 13 of said act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 833 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, E. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, Osborne, Rominger, Stimple, Scott, Sharkey, Shearer, Slater, and Youkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 832 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 835 was passed on file.

Senate Bill No. 653—An act to amend section 345 of the Code of Civil Procedure, relating to the time of commencement of civil actions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 653 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, Osborne, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 21—An act to add a new section to the Penal Code, to be numbered 164, relating to the practice of law by persons not licensed to practice law; to the furnishing of legal advice, services and counsel, and advertising in connection therewith; providing a penalty for violation of the provisions of this act, and making certain exemptions from the operation thereof.

On motion of Senator Sample, Senate Bill No. 21 was passed on file.

Senate Bill No. 35—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property.

On motion of Senator Lyon, Senate Bill No. 35 was passed on file.

Senate Bill No. 947—An act declaring valid all assessments levied or to be levied in districts organized or existing under the California Irrigation District Act where such assessment was authorized by a vote of two-thirds of the electors voting at any election held in such district prior to March 1, 1921.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 947 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, Osborne, Purkitt, Rigdon, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 239—An act to add a new section to the Civil Code, to be numbered 196*b*, relating to the liability of a parent for the negligence or wrongful act of his minor child.

On motion of Senator Eden, Senate Bill No. 239 was passed on file.

Senate Bill No. 934—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party.

Bill read third time.

On motion of Senator Allen, Senate Bill No. 934 was passed on file.

Senate Bill No. 549—An act relating to the ginning, baling and storage of cotton; defining cotton ginner; providing regulations governing the ginning and insurance of cotton in storage; providing for the

maximum and minimum weight of a bale of cotton; providing penalties for any violation of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 549 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Purkitt, Rigdon, Renninger, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 193—An act to amend section 23 of the "Water Commission Act," approved June 16, 1913, as amended, relating to fees upon applications for and issuance of permits to appropriate water.

In the absence of the author, Senate Bill No. 193 was passed on file.

Senate Bill No. 197—An act to amend section 16 of the "Water Commission Act," approved June 16, 1913, as amended, relating to change of place of use of appropriated water.

In the absence of the author, Senate Bill No. 197 was passed on file.

Senate Bill No. 209—An act to amend sections 2, 3, 4, 5 and 6 of an act known as "The Building and Loan Commission Act," approved April 5, 1911.

In the absence of the author, Senate Bill No. 209 was passed on file.

Senate Bill No. 940—An act to amend section 641 of the Civil Code, relating to guarantee stock surplus of building and loan associations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 940 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Dennett, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Purkitt, Rigdon, Renninger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 389—An act to amend section 12 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, relating to the terms and conditions upon which corporations may transact business in this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 389 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Eden, Flaherty, Harris, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Purkitt, Rigdon, Renninger, Sample, Scott, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 945—An act to amend section 400 of the Civil Code, relating to corporations.

On motion of Senator Eden, Senate Bill No. 945 was passed on file.

Senate Bill No. 662—An act relative to the reception and temporary care in hospitals of persons suffering from mental derangements.

On motion of Senator Boggs, Senate Bill No. 662 was passed on file.

Senate Bill No. 232—An act to amend section 2 of an act entitled "An act to authorize the State Board of Control to sell certain lands," approved June 1, 1917.

On motion of Senator Boggs, Senate Bill No. 232 was passed on file.

Senate Bill No. 220—An act authorizing the State Department of Engineering to exchange approximately one and five-tenths acres of land belonging to the State near Castaic Station, Los Angeles County, for approximately three and nine-tenths acres of land belonging to the Newhall Land and Farming Company, a corporation, near Saugus in said county.

Bill read third time.

On motion of Senator Johnson, Senate Bill No. 220 was passed on file.

Senate Bill No. 221—An act authorizing the conveyance to the county of Los Angeles of a right of way for a county road over land owned by the State of California near Castaic Station, Los Angeles County, California.

On motion of Senator Johnson, Senate Bill No. 221 was passed on file.

Senate Bill No. 502—An act to provide for the sale by the State of certain classes of submerged lands.

In the absence of the author, Senate Bill No. 502 was passed on file.

Senate Bill No. 503—An act validating sales heretofore made of certain classes of submerged lands and patents heretofore issued therefor.

In the absence of the author, Senate Bill No. 503 was passed on file.

Senate Bill No. 560—An act to add a new section to the Penal Code to be numbered 384*a*, providing for the protection of the Toyon or Christmas red-berry and prescribing penalties for violations of the provisions thereof.

On motion of Senator Eden, Senate Bill No. 560 was passed on file.

Senate Bill No. 949—An act declaring and establishing a State highway between a point near Chittenden Station in San Benito County, to a point on route two of the State highway in the vicinity of San Benito River bridge.

On motion of Senator Johnson, Senate Bill No. 949 was passed on file.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 739—An act authorizing the establishment and government of municipal port districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts, providing the method of payment therefor, providing for the levy and collection of taxes and special assessments therefor and for the issuance of bonds therefor and for the payment thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 881—An act to add a new section, to be numbered section 19a24, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons, providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 960—An act to add a new section to be numbered section 19a16, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions, establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof, providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes, and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 646—An act to amend section 4281 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-second class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 657—An act to add a new section, to be numbered section 19a33, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the

method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 846—An act to amend section 4258 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-ninth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 74—An act to amend section 4286 of the Political Code, relating to counties of the fifty-seventh class, and salaries of officers thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 845—An act to add a new section, to be numbered section 19½29, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 858—An act to amend section 4257 of the Political Code, relating to the compensation of officers in counties of the twenty-eighth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 685—An act to add a new section, to be numbered section 19½32, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those

guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 906—An act to amend section 3366 of the Political Code, relative to the powers of boards of supervisors, city councils and town trustees, in their respective counties, cities and towns to impose a license tax.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 926—An act to add a new section, to be numbered section 1974½, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 653—An act to add a new section, to be numbered section 1974½, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 927—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-sixth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 859—An act adding a new section to the Political Code, to be numbered 4257*a*, relating to additional compensation allowed to the sheriff in counties of the twenty-eighth class and to the appointment and compensation of a deputy sheriff in said counties.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 924—An act to add a new section, to be known as 9*a*46, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 676—An act to amend section 4285 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-sixth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 679—An act to add a new section, to be known as 9*a*55, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 257—An act to add a new section to the Political Code, to be numbered 1764*b*, relating to the raising of a tuition fund in counties having high school pupils attending school in an adjoining state.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 173—An act to amend section 1599 of the Political Code, relating to school elections.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 378—An act to amend section 1609 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In the title after the word "trustees" insert a comma; also after the word "city" insert a comma and the words "and city and county".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 24, of the printed bill, strike out the words "June first" and insert in lieu thereof the words "May second".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3, line 31, of the printed bill, strike out the word "on" after the word "June" and insert in lieu thereof the word "in".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 4, line 15, of the printed bill, after the word "hearing" insert a period.

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 4, line 16, of the printed bill, strike out the word "such" and insert in lieu thereof the word "Such".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 4, line 27, of the printed bill, after the words "schools of" insert the word "the".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 4, line 41, of the printed bill, after the word "construed" insert the words "in such manner".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 4, line 45, of the printed bill, after the word "education," insert the words "and in other districts employing thirty or more teachers,".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 784—An act to amend sections 2, 3, 4, 5, 6, and 14 of the act entitled "An act providing for reciprocal and inter-exchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee,' approved December 24, 1911;" approved May 26, 1917, and amended May 27, 1919, relating to the kinds of insurance such concerns may transact and to their fees and taxes and to the applicability of other insurance laws.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill before the enacting clause strike out the title of the bill and insert in lieu thereof the following title:

"An act providing for the organization and regulation of reciprocal or interinsurance exchanges, to be known as "The Reciprocal or Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interexchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee,' approved December 24, 1911," approved May 26, 1917, as amended."

Amendment adopted.

AMENDMENT NUMBER TWO

On page 1 of the printed bill strike out all the bill after the enacting clause and insert in lieu thereof the following:

"SECTION 1. Individuals, partnerships and corporations of this State, hereby designated subscribers, are hereby authorized to exchange reciprocal or interinsurance contracts with each other, or with individuals, partnerships and corporations of other states, territories, districts and countries, providing insurance among themselves from any loss which may be insured against under other provisions of law, except life insurance. The organization under which such subscribers so exchange contracts shall be termed a reciprocal or interinsurance exchange, hereinafter referred to as the exchange.

SEC. 2. Such contracts may be executed by an attorney, agent or other representative herein designated as attorney, duly authorized and acting for such subscribers under powers of attorney and such attorney may be a corporation. The principal office of such attorney shall be maintained at such place as is designated by the subscribers in the power of attorney. The power of attorney and contracts made thereunder may further provide for the right of substitution and revocation and upon such restrictions upon the exercise of the power granted as may be agreed upon by the subscribers, including the right to fix the contingent liability of the subscriber for the payment of losses in excess of the available cash funds in the possession of the exchange, and may further provide for the exercise of any right reserved to the subscribers directly or through a board or other body which must be selected under such rules and regulations as the subscribers may adopt. This board or other body shall have supervision over the finances of the exchange and over its operations to the extent that said operations shall be in conformity with the subscriber's agreement and power of attorney.

SEC. 3. Such subscribers so contracting among themselves shall through their attorney file with the Insurance Commissioner a declaration verified by the oath of such attorney, or where such attorney is a corporation, by the oath of the duly authorized officers thereof, setting forth:

(*a*) The name of the attorney and or the name or designation under which such contracts are to be issued, which name and or designation shall not be so similar to any name and or designation adopted by any attorney or by any insurance organization transacting business in this State and writing the same class of insurance prior to the adoption of such name and or designation by the attorney as to confuse or to deceive.

(*b*) The location of the principal office of the exchange.

(*c*) The kind or kinds of indemnity to be exchanged.

(*d*) A copy of each form of policy contract or agreement under or by which indemnity is to be exchanged.

(*e*) A copy of the form of the power of attorney or agreement under and by which such indemnity is to be exchanged.

(*f*) That executed contracts or bona fide applications, to be concurrently effective, have been made for the exchange of indemnities by at least one hundred separate subscribers; *provided, however*, that in case of employer's liability or workmen's compensation insurance, there shall have been made executed contracts or bona fide applications, to be concurrently effective, representing a total payroll of not less than one million dollars.

(*g*) That there are in the possession of such attorney in fact, subject to the supervision of the advisory board, assets conforming to the requirements of section 5 hereof.

(*h*) A financial statement under oath in such form as is prescribed by the Insurance Commissioner for the annual statement.

(*i*) The instrument authorizing service of process as provided for in this act.

(*j*) Certificate showing deposits of funds or securities.

SEC. 4. Concurrently with the filing of the declaration provided for by the terms of section three of this act the attorney shall file with the Insurance Commissioner:

(*a*) An instrument in writing executed by him for said subscribers conditioned that upon the issuance of the certificate of authority action may be brought in the county in which the property or person insured therein is located and service of

process may be had upon the attorney in fact or upon the Insurance Commissioner in all suits in this State arising out of such policies, contracts or agreements, which service shall be valid and binding upon all subscribers exchanging at any time reciprocal or interinsurance contracts through such attorney. In the event of process being served upon the Insurance Commissioner three copies of such process shall be served and the Insurance Commissioner shall file one copy, forward one copy to said attorney by registered mail addressed to the attorney at the principal office as fixed in the certificate filed, and shall return one copy with his admission of service. A judgment rendered in any such case where service of process has been so made shall be valid and binding against any and all subscribers as their interests appear.

The exchange may sue or be sued in its own name as in the case of an individual; *provided, however*, that any judgment rendered against the exchange shall be binding upon each subscriber only in such proportion as his interest may appear upon the date that the cause of action arose.

(*b*) A bond in favor of the people of the State of California executed by the said attorney with two sureties or with a surety company authorized to do business in the State of California, to be approved by and filed with the Insurance Commissioner in the penal sum of fifty thousand dollars, conditioned that the attorney will faithfully account for all moneys and other property which may come into his hands or be handled by him under the terms of the said power of attorney and the said rules and regulations, and shall not withdraw or cause to be withdrawn, or convert or appropriate for his own use, from the funds of the exchange, any money or moneys or any other thing of value to which he is not entitled under the terms of the said power of attorney and the said rules and regulations.

Such bond may be sued upon in one and the same action by any subscriber or any number of subscribers suffering loss through a violation of the conditions thereof or by the receiver or trustee in liquidation of the exchange. Liability thereunder may be enforced by any individual subscriber, of any number of subscribers, or in case of liquidation or receivership, by the receiver or trustee in liquidation.

Any amount recovered under such bond shall be deposited in and become a part of the funds of the exchange as a whole; *provided, however*, that where the power of attorney executed by the subscribers or the rules and regulations adopted by the exchange for the conduct of its business thereunder, provide for the bonding of the attorney in fact against fraud and dishonesty and conditioned as the above-mentioned bond, in an amount at least equal to the amount above set forth, the bond executed in accordance with such powers of attorney or rules and regulations, may be filed with the Insurance Commissioner in lieu of any other bond required under this act, and such bond shall be actionable in similar manner and for similar purposes as said first above-mentioned bond; *provided, further*, that where the home office of an exchange is located outside of the State of California, such bond or a certified copy or duplicate thereof shall be filed with the Insurance Commissioner of this State or, in lieu thereof, there shall be filed an affidavit from the Insurance Commissioner of the home state to the effect that such a bond has been filed with him.

SEC. 5. There shall at all times be maintained as assets in cash or securities of the kind designated by the laws of the state where the principal office is located for the investment of funds of insurance companies:

(*a*) A sum equal to one hundred per cent of the pro rata unearned premium deposits collected from subscribers;

(*b*) A sum sufficient to discharge all liabilities other than the unearned premium deposit reserve arising under policies issued.

The liabilities for losses outstanding similar to those for which companies insuring similar risks are required by law to maintain reserves shall be calculated and maintained in the manner provided for by law for the maintenance of such reserves; *provided, however*, that all reserves for losses outstanding on indemnity exchanged prior to July 1, 1919, shall be calculated according to the provision of law in force at the time said contracts were entered into.

If at any time the assets so held in cash or such securities shall be less than the reserves as required above, the subscribers or their attorney for them shall make up the deficiency within thirty days after notice from the Insurance Commissioner so to do; *provided, however*, that every exchange must maintain in cash and such securities an amount not less than fifty thousand dollars in excess of the assets to be maintained to meet the reserves required by subsection (*b*) of this section.

Savings or credits may be returned to the subscribers irrespective as to the source from which the same accrue whenever such returns do not constitute an impairment of the assets or reserves to be maintained as herein required; *provided, however*, that there shall be no discrimination in the making of such returns as between persons or places. Where the subscribers are grouped by industries or otherwise under any ruling or agreement which exempts the funds of one group from liability in whole or in part for the payment of losses or expenses chargeable against another group, each independent group must maintain the reserves herein specified and comply with

the requirements of subdivision (*f*) of section 3 hereof relative to the number and amount of risks to be assumed.

SEC. 6. Such attorney shall, within the time limited for the filing of annual statements by insurance companies transacting the same kind of business, make a report, under oath, to the Insurance Commissioner for each calendar year, showing the financial condition of affairs at the office where such contracts are issued, and shall at any time furnish such additional information and reports as may be required: *provided, however*, that the attorney shall not be required to furnish the names and addresses of any subscribers except in case of an unpaid final judgment. The assets, business affairs and records of such organizations shall be subject to examination by the Insurance Commissioner at any reasonable time, and such examination shall be at the expense of the organization examined. The right of examination herein granted shall include the right to examine the records containing the names and addresses of the subscribers, but any information obtained therefrom shall be regarded as confidential and the disclosure thereof, except under order of court, shall constitute a breach of official duty. Where the principal office of the attorney is located in another state, the Insurance Commissioner may, in lieu of the examination provided for in this section, accept a certified copy of the report of examination made by the insurance department of the state where the principal office is located, or by the insurance department of any other state.

SEC. 7. Any corporation now or hereafter organized under the laws of this State shall, in addition to the rights, powers and franchises specified in its articles of incorporation, have full power and authority to enter into insurance contracts of the kind and character herein mentioned. The right to enter into such contracts is hereby declared to be incidental to the purposes for which such corporations are organized and as fully granted as the rights and powers expressly conferred.

SEC. 8. Upon compliance with the requirements of this act, and the payment of a fee of fifty dollars, the Insurance Commissioner shall issue a certificate of authority or a license to the attorney authorizing him to make such contracts of insurance, which license shall specify the kind or kinds of insurance to be effected and shall contain the name of the attorney, the location of the principal office and the name or designation under which such contracts of insurance are issued. Such license shall be renewed annually upon a showing that the standard of solvency required herein has been maintained and all fees and taxes required have been paid. For such renewal a fee of ten dollars shall be paid.

SEC. 9. Any attorney who shall exchange any contracts of insurance of the kind and character specified in this act, or any attorney or representative of such attorney, who shall solicit or negotiate any applications for same without the attorney first complying with the foregoing provisions, shall be deemed guilty of a misdemeanor. For the purpose of organization, and upon issuance of permit by the Insurance Commissioner, powers of attorney and applications for such contracts may be solicited without compliance with the provisions of this act, but no attorney, agent or other person shall make any such contracts of insurance until all of the provisions of this act shall have been complied with.

SEC. 10. In addition to the foregoing penalties and where not otherwise provided, the penalty for failure or refusal to comply with any or all of the terms and provisions of this act, upon the part of the attorney, shall be the refusal, suspension or revocation of certificate of authority or license by the Insurance Commissioner after due notice and opportunity for hearing has been given such attorney so that he may appear and show cause why such action should not be taken.

SEC. 11. In lieu of all other taxes, licenses or fees whatever, State or local, such attorney shall pay annually on account of the transaction of such business in this State, the same fees as are paid by mutual companies transacting the same kind of business, and an annual tax upon the gross premium deposits collected from subscribers in this State during the preceding calendar year, after deducting therefrom premium deposit returns or cancellations, consideration for reinsurance and all amounts returned to subscribers and or credited to their accounts as savings; such tax to be computed at the same rate as fixed by law for the taxation of mutual companies transacting the same kind of business.

SEC. 12. The attorney may insert in any form of policy prescribed by the laws of this State any provisions or conditions required by the plan of reciprocal or inter-insurance: *provided*, that such plan shall not be inconsistent with or in conflict with any law of this State. Such policy, in lieu of conforming to the language and form prescribed by such law, shall be held to conform thereto in substance if such policy includes a provision or endorsement reciting that the policy shall be construed as if in the language and form prescribed by such law. Any such endorsement shall first be filed with the Insurance Commissioner.

SEC. 13. (*a*) Except as herein provided, the making of contracts as herein provided for and such other matters as are incident thereto shall not be subject to the

laws of this State relating to insurance unless they are therein specifically mentioned. This section shall not be construed, however, as depriving the Insurance Department of the State of the right of examination of and supervision over reciprocal or interinsurance exchanges, their agents and brokers, or of the right to hold and conduct hearings in the manner and under the same procedure as provided by law in the case of mutual or stock insurance companies, but such right is hereby expressly recognized and confirmed. Agents or brokers or reciprocals need not be expressly licensed.

(b) It shall be unlawful for any reciprocal or interinsurance exchange, its attorney in fact, agent or broker to give or offer a rebate to a subscriber, directly or indirectly. A rebate is hereby defined as an allowance, gift, setoff or payment directly or indirectly made or allowed as an inducement to secure the exchange of indemnities, other than a savings or credit to be returned to a subscriber in accord with the provisions contained in the power of attorney or in the reciprocal or interinsurance contract executed by him.

SEC. 14. All laws or parts of laws in conflict herewith are hereby repealed.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 4 of the printed bill strike out all of lines 1 to 11, inclusive, and insert in lieu thereof the following:

III. Life insurance companies may also loan upon their own policies; *provided*, that the amount so loaned upon each policy shall not exceed the reserve against such policy at the time said loan was made; *provided, further*, that no policy loans whatever shall ever be used as security which may be deposited with the Insurance Commissioner under section 634 of the Political Code. The amount loaned by a company upon its own policies shall be credited to said company in determining the amount of deposit required to comply with the provisions of section 634 of the Political Code, and such loans shall be deducted from the net value of the registered policies.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 27, of the printed bill, after the comma after the word "deposit" insert the following: "less the amount loaned on such registered policies".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 1, of the printed bill, change the period to a comma and add the following: "after deducting the amount loaned on such registered policies from such net value."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 782—An act to amend section 591 of the Political Code, relating to the maintenance of the office of the Insurance Commissioner.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 277—An act to provide for the sanitary inspection of slaughtering houses, the inspection of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof.

In the absence of the author, Senate Bill No. 277 was passed on file.

Senate Bill No. 408—An act to repeal an act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California, specifying the duties of certain officers and persons with relation thereto, making violations of its provisions a misdemeanor, providing penalties, and repealing an act entitled 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889," approved March 7, 1911.

In the absence of the author, Senate Bill No. 408 was passed on file.

Senate Bill No. 485—An act to add to the Political Code a new section, to be numbered 3467, relating to the power of trustees of reclamation districts to make rules and regulations for furnishing water for the irrigation of lands in the district, fixing charges and rates for the same, collection of the same, levying assessments for the same on the lands in the district, providing for a special fund kept by the county treasurer in which sums collected for irrigation shall be kept, and providing for the paying out said fund on orders or warrants by the trustees for the costs of irrigation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, commencing with the word "as" in line 15, strike out everything up to and including line 18, and insert in lieu thereof the following: "by the commissioners of assessment appointed to levy an assessment on the lands in the district as a lien and charge upon the tract of land to which water was actually furnished and on which the same was used for irrigation."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 28, of the printed bill, strike out the word "treasurer" and insert in lieu thereof the word "treasury".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3, line 8, of the printed bill, strike out the words "that charges fixed by said board of trustees" and insert in lieu thereof the following: "shall direct said commissioners of assessment appointed".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 478—An act to amend sections 2 and 3 of an act to regulate the work and hours of employees engaged in selling at

retail drugs and medicines, and compounding physicians' prescriptions, and providing a penalty for the violation thereof.

In the absence of the author, Senate Bill No. 478 was passed on file.

Senate Bill No. 412—An act amending section 8 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a board of medical examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a board of medical examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended, relating to certificates licensing the practice of medicine, drugless healing, and chiropody.

In the absence of the author, Senate Bill No. 412 was passed on file.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON MINES AND MINING.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Committee on Mines and Mining, to which was referred Senate Bill No. 922—An act to reserve all minerals in State land; to provide for examination, classification and report on the mineral and other character of State lands, etc.—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—5; committee vote: Ayes—4; absent—1.

SHEARER, Chairman.

Senate Bill No. 922 ordered on file for second reading.

ON PUBLIC UTILITIES.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—6; noes—1; absent—4.

DENNETT, Chairman.

Senate Bill No. 53 ordered on file for second reading.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At eleven o'clock and fifty-five minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Rigdon.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 98 finally passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, E. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Johnson, King, McDonald, Osborne, Purkitt, Rigdon, Sample, Scott, Sharkey, Slater, and Yonkin—24.

NOES—Senators Breed, Chamberlin, Hart, Irwin, Lyon, and Rominger—6.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON PRISONS AND REFORMATORIES.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Prisons and Reformatories, to which was referred Senate Bill No. 361—An act appropriating money for the erection of cottages for employees for San Quentin State Prison;

Also: Senate Bill No. 362—An act appropriating money for repairs, improvements, machinery and equipment for San Quentin State Prison;

Also: Senate Bill No. 431—An act appropriating money for repairs, improvements and the completion of buildings and extension of the wall at the Folsom State Prison;

Also: Senate Bill No. 839—An act authorizing the State Board of Prison Directors to establish a toy factory at the Folsom State Prison, and making an appropriation therefor;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass, and be re-referred to Committee on Finance.

Committee membership—9; committee vote: Ayes—5; absent—4. Same vote on all bills.

YONKIN, Chairman.

Senate Bills Nos. 361, 362, 431 and 839 re-referred to Committee on Finance.

ON HOSPITALS AND ASYLUMS.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Committee on Hospitals and Asylums, to which was referred Senate Bill No. 654—An act to amend chapter I of title V of part III of the Political Code, relating to state hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons, by amending sections 2144, 2145, 2153, 2153*a*, 2167*a*, 2176, 2178, 2179, 2180, 2181, 2182, and 2191 thereof, and adding thereto new sections to be known and numbered as section 2176*a*, 2178*a*, 2180*a*, 2181*a*, and 2182*a*—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—8; absent—1.

McDONALD Chairman.

Senate Bill No. 654 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 285—An act to amend an act entitled "An act to amend the Political Code by repealing sections 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, inclusive, and to enact new sections thereof to be numbered consecutively 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923,

3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, 3959, 3960, 3961, 3962, 3963, 3964, 3965, 3966, inclusive, relating to the establishment and definition of the boundaries of the counties of the State of California," approved May 24, 1919, by repealing sections 5, 20 and 59 thereof, and by adding to the Political Code three new sections, to be numbered, respectively, 3912, 3927 and 3966, all relating to such county boundaries—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Senate Bill No. 285 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 753—An act to amend section 3751 of the Political Code, relating to tax receipts—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—5; noes—2; absent—4.

DUNCAN, Chairman.

Senate Bill No. 753 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 181, entitled—An act to amend sections 1412, 1413, 1415 and 1417 of the Code of Civil Procedure, relating to special administrators;

Also: Senate Bill No. 183, entitled—An act to amend section 1526 and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property;

Also: Senate Bill No. 185, entitled—An act to amend sections 1578 and 1579 of the Code of Civil Procedure, relating to probate petitions for leave to mortgage or lease;

Also: Senate Bill No. 187, entitled—An act to amend section 1669 of the Code of Civil Procedure, relating to payment of taxes before distribution;

Also: Senate Bill No. 188, entitled—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—12; absent—5. Same vote on all bills.

CARR, W. J., Vice Chairman.

Senate Bills Nos. 181, 183, 185, 187 and 188 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 190, entitled—An act to amend section 1765 of the Code of Civil Procedure, relating to guardians of incompetent persons;

Also: Senate Bill No. 191, entitled—An act to repeal section 3752 of the Political Code, relating to the payment of taxes before distribution;

Also: Senate Bill No. 281, entitled—An act to amend section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911,

and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith;"
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.
Committee vote: Ayes—11; absent—6. Same vote on all bills.

CARR, W. J., Vice Chairman.

Senate Bills Nos. 190, 191 and 281 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 184, entitled "An act to amend section 1561 of the Code of Civil Procedure, relating to return of probate sales;
Also: Senate Bill No. 189, entitled "An act to amend section 1747 of the Code of Civil Procedure, relating to notice of petitions for letters of guardianship,
Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.
Committee vote: Ayes—12; absent—5. Same vote on all bills.

CARR, W. J., Vice Chairman.

Senate Bills Nos. 184 and 189 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 88, entitled "An act to amend section 1704 of the Code of Civil Procedure, relating to entry in minute book of orders and decrees made by the court or a judge thereof;
Also: Assembly Bill No. 42, entitled "An act to amend sections 288, 289, 291 and 299 of the Code of Civil Procedure, and to add a new section to said code, to be numbered 300, relating to the suspension and disbarment of attorneys;
Also: Assembly Bill No. 69, entitled "An act to amend section 338 of the Code of Civil Procedure, relating to limitations of actions;
Also: Assembly Bill No. 70, entitled "An act to amend section 671 of the Code of Civil Procedure, relating to priority of judgment liens;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.
Committee vote: Ayes—11; absent—6. Same vote on all bills.

CARR, W. J., Vice Chairman.

Assembly Bills Nos. 88, 42, 69 and 70 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 1212 "An act to add a new section to the Political Code to be numbered 4095*a*, relating to the destruction of county auditor, county treasurer, records which are more than five years old" has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.
Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bill No. 1212 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 83, entitled—An act to amend sections 940, 941 and 953, and to repeal sections 941*a*, 941*b* and 941c of the Code of Civil Procedure, relating to notices and undertakings on appeal;
Also: Assembly Bill No. 86, entitled—An act to amend section 4300*a* of the Political Code, relating to the payment of calendar fees;
Also: Assembly Bill No. 243, entitled—An act to amend section 1310 of the Civil Code, relating to devisees or legatees;

Also: Assembly Bill No. 324, entitled—An act to amend section 1388 of the Civil Code, relating to succession;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee Membership—17; committee vote: Ayes—11; absent—6. Same vote on all bills.

CARR, W. J., Vice Chairman.

Assembly Bills Nos. 83, 86, 243 and 324 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 282, entitled—An act to amend section 4 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith";

Also: Senate Bill No. 283, entitled—An act to amend section 11 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith";
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—12; absent—5. Same vote on all bills.

CARR, W. J., Vice Chairman.

Senate Bills Nos. 282 and 283 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 137, entitled—An act to amend section 738 of the Code of Civil Procedure, relating to actions to quiet title to real and personal property—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—11; absent—5.

CARR, W. J., Vice Chairman.

Senate Bill No. 137 ordered on file for second reading.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Inman:

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:
An act to add a new section to the Civil Code, to be numbered section 410.

Request referred to Committee on Rules.

RECESS.

At twelve o'clock m., on motion of Senator Breed, the President declared the Senate at recess until the hour of three o'clock p.m.

RECONVENED.

At three o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Minute Clerk James A. Miller at the desk.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 136, entitled—An act to add a new chapter to title XIV of part II of the Code of Civil Procedure, relating to declaratory relief;

Also: Senate Bill No. 138, entitled—An act to add a new chapter to title II of part III of division I of the Civil Code, relating to actions to determine parental relation;

Also: Senate Bill No. 713, entitled—An act to provide for the more general observance of Sunday as a day of rest;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership 17; committee vote: Ayes 11; absent 6. Same vote on all bills.

CARR, W. J., Vice Chairman.

Senate Bills Nos. 136, 138 and 713 ordered on file for second reading.

MOTION.

At three o'clock and five minutes p.m., on motion of Senator Carr, W. J., the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following named persons appeared before the Committee of the Whole:

Max Thelen, general counsel California Bankers' Association, and other public utilities of California, San Francisco, California.
Frank R. Devlin, president Railroad Commission, San Francisco.
H. G. Mathewson, assistant secretary, Railroad Commission, San Francisco.
Hugh Gordon, attorney for Railroad Commission, San Francisco.
R. Sachse, chief engineer Railroad Commission, San Francisco.
Charles H. Lee, president Water Commission, San Francisco.
W. F. McClure, State Engineer, Sacramento.
Elizabeth McManus, Social Service director, Hygiene Department, Sacramento.

COMMITTEE OF THE WHOLE RISES.

At five o'clock and thirty minutes p.m., Senator Slater moved that the Committee of the Whole do now rise and continue the hearing in

reference to the budget at two o'clock p.m., Monday, March 28, 1921.
Motion carried.

IN SENATE.

Hon. C. C. Young, President of the Senate, in the chair.
Assistant Secretary G. Melvin Warren at the desk.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 286, entitled "An act to amend section 276a of the Code of Civil Procedure, relating to appointment, qualifications and compensation of Board of Bar Examiners" has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.
Committee membership—17; committee vote: Ayes—11; absent—6.

CARR, W. J., Vice Chairman.

Senate Bill No. 286 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 287, entitled—An act to amend section 279 of the Code of Civil Procedure, relating to attorneys of other states admission" has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.
Committee vote: Ayes—12; absent—5.

CARR, W. J., Vice Chairman.

Senate Bill No. 287 ordered on file for second reading.

ADJOURNMENT.

At five o'clock and thirty-five minutes p.m., on motion of Senator Slater, the President declared the Senate adjourned until Monday, March 28, 1921, at eleven o'clock a.m.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Monday, March 28, 1921.

Pursuant to adjournment, the Senate met at 11 o'clock a.m.
Lieutenant Governor C. C. Young, President of the Senate, in the chair.
Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—31.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Friday, March 25, 1921, the further reading was dispensed with, on motion of Senator Sample.

PETITION.

Senator King presented a petition from Lone Pine, Inyo County, favoring the erection, by school districts, of buildings for residential purposes for teachers. The petition was signed by Mrs. J. J. De Vore and 59 others.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Senator Rigdon:

At a regular meeting of San Luis Obispo Lodge, No. 322, B. P. O. Elks, held on March 22, 1921, the following resolution was adopted:

WHEREAS, The scenic beauty of the California State highway through the redwood region in Humboldt County is immediately menaced through the impending destruction of the redwoods by lumbering operations; and

WHEREAS, These trees are one of the great natural assets of this State, possessing great historic and scientific interest as well as great economic value; and

WHEREAS, The State highway through the redwoods is destined to become one of the great attractions of this State for future generations; therefore, be it

Resolved, That San Luis Obispo Lodge, No. 322, B. P. O. Elks, strongly urges upon the Governor of the State and the members of the California State Legislature, the passage of the redwoods preservation bill (Senate Bill No. 64, Assembly Bill No. 80) now pending, providing for the appropriation of $200,000 to purchase those redwood groves along the State highway which otherwise will be cut; and be it further

Resolved, That a copy of this resolution be forwarded to the Governor of the State of California, and to the representatives of this district in the State Senate and Assembly, and to the Save the Redwoods League.

HOWARD B. KIRTLAND, Exalted Ruler.

LEAVES OF ABSENCE.

Senator Gates was, on motion of Senator Breed, granted leave of absence for this day.

Senator Nelson was, on motion of Senator Slater, granted leave of absence for this day.

Senator Purkitt was, on motion of Senator Osborne, granted leave of absence for this day.

Senator Rominger was, on motion of Senator Breed, granted leave of absence for this day.

Senator Scott was, on motion of Senator McDonald, granted leave of absence for this day.

Senator Yonkin was, on motion of Senator Allen, granted leave of absence for this day.

PRIVILEGE OF THE FLOOR.

On request of Senator Crowley, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Madame Luisa Tetrazzini, famous singer, and to Miss Lela Kenney, Miss Ruth Finney, Mrs. Robert Hawley, Mrs. William H. Pugh, Mrs. J. Edward Lyons,

Mrs. Orrin B. Whipple and Miss Alpha Johnson, who escorted Madame Tetrazzini to the Senate Chamber.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. E. L. Altwater, of Sausalito.

On request of Senator McDonald, the privelege of the floor of the Senate Chamber for the day was unanimously extended to Mr. and Mrs. William Besthorn of San Francisco, on their honeymoon, and H. M. Lowder, of San Francisco.

On request of Senator McDonald, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Rev. Father J. McGlave of San Francisco.

REQUEST FOR INTRODUCTION OF BILLS.

The following request for permission to introduce a bill was presented:

By Senator Harris:

SENATE CHAMBER, SACRAMENTO, March 20, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to declare valid the formation, organization and existence of Fresno Irrigation District, and to ratify and confirm all proceedings on organization thereof.

Request referred to Committee on Rules.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 537—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, beginning with line 14, strike out all of line 14 and all of the matter on page 1 and the matter on page 2 down to and including the word "county" in line 4 on page 2, and insert in lieu thereof the following:

"(*a*) High school certificates, authorizing the holders to teach in any secondary or elementary school in the county.

(*b*) Junior high school certificates, authorizing the holders thereof to teach in the junior high schools in the county.

(*c*) Elementary school certificates, authorizing the holders to teach in any elementary school of the county and in the first two years of any junior high school course in the county established as provided in this code.

(*d*) Kindergarten-primary certificates, authorizing the holders to teach in any kindergarten class in the county and in such other grades as may be authorized by law; *provided*, that the holder of any kindergarten-primary certificate who shall present a credential from the State Board of Education vouching for his fitness may be granted an extension of his certificate authorizing him to teach in the first, second and third grades of the elementary schools."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 5, of the printed bill, strike out the letter "*d*" between the parentheses and insert in lieu thereof the letter "*e*".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 9, of the printed bill, strike out the letter "e" between the parentheses and insert in lieu thereof the letter "f".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 4, line 32, of the printed bill, strike out the word "kindergarten" and insert in lieu thereof the word "kindergarten-primary."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 4, line 34, of the printed bill, strike out the word "kindergarten" and insert in lieu thereof the word "kindergarten-primary."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 4, line 37, of the printed bill, strike out the word "kindergarten" and insert in lieu thereof the word "kindergarten-primary."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 4, line 38, of the printed bill, strike out the word "kindergarten" and insert in lieu thereof the word "kindergarten-primary."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 795—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation, and the disposition of such accusation after full compliance with the terms of probation, and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties, and fixing their compensation and duties, and providing for adult probation boards in certain counties and cities and counties.

On motion of Senator Carr, F. M., Senate Bill No. 795 was passed on file.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

On motion of Senator Carr, W. J., Senate Bill No. 415 was passed on file.

Senate Bill No. [illegible]—An act to amend section 634 of the Civil Code, relating to fees charged by building and loan associations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page [illegible] of the printed bill, strike out the word "charge" and insert [illegible]

Amendment adopted.

AMENDMENT NUMBER TWO.

On page [illegible] of the printed bill, strike out the words "or withdrawal"

Amendment adopted.

AMENDMENT NUMBER THREE.

On page [illegible] of the printed bill, strike out the words "[illegible]"

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page [illegible] of the printed bill, strike out the words "or withdrawal" [illegible] and insert [illegible] the word "[illegible]"

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page [illegible] of the printed bill, [illegible] the following sentence: [illegible]

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. [illegible]—An act to amend sections [illegible] of the Political Code of the State of California, relating to the State normal schools or teachers' colleges, and to amend sections [illegible] of the Political Code.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page [illegible] of the printed bill, [illegible]

Amendment adopted.

AMENDMENT NUMBER TWO.

On page [illegible] of the printed bill, [illegible] insert the word [illegible]

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3, line 1, of the printed bill, strike out the word "the" at the end of the line and insert in lieu thereof the word "a".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 408—An act to repeal an act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California, specifying the duties of certain officers and persons with relation thereto, making violations of its provisions a misdemeanor, providing penalties, and repealing an act entitled 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889," approved March 7, 1911.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title, after the words "An act" and before the words "to repeal", insert the following: "to regulate the control of smallpox and vaccination and".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out lines 1 to 8, inclusive, and insert in lieu thereof the following:

"SECTION 1. The control of smallpox shall be under the direction of the State Board of Health, and no rule or regulation on the subject of vaccination shall be adopted by school or local health authorities.

SEC. 2. An act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California, specifying the duties of certain officers and persons with relation thereto making violations of its provisions a misdemeanor, providing penalties, and repealing an act entitled, 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889, approved March 7, 1911, is hereby repealed."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 478—An act to amend sections 2 and 3 of an act to regulate the work and hours of employees engaged in selling at retail drugs and medicines, and compounding physicians' prescriptions, and providing a penalty for the violation thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title, after the second word "act" insert the following: "entitled, 'An act".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 5 of the title, strike out the period and insert in lieu thereof a comma and the following: "approved February 25, 1905, as amended."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed bill, after the word "two" insert the following: "of the act entitled, 'An act to regulate the work and hours of employees engaged in selling at retail drugs and medicines, and compounding physicians' prescriptions, and providing a penalty for violation thereof,' approved February 25, 1905, as amended,".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, lines 5 and 6, strike out the words "an average of ten hours a day or sixty hours a week, of six consecutive calendar days", and insert in lieu thereof the following: "nine hours within eleven consecutive hours during any one day of twenty-four hours, or fifty-four hours a week of six days a week,".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, lines 21 and 22, strike out the words "ten hours a day or sixty hours a week of six calendar days", and insert in lieu thereof the following: "nine hours within eleven consecutive hours during any one day of twenty-four hours, or fifty-four hours a week of six days a week."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 412—An act amending section 8 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended, relating to certificates licensing the practice of medicine, drugless healing, and chiropody.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 16, of the printed bill, after the word "Medical", insert a comma; also, in same line after the word "Mechanical", strike out the word "or" and insert in lieu thereof the word "and".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 24, of the printed bill, after the period add the following: "Mechanical treatment shall not permit any forcible means (other than the hands of the operator) to be employed, nor the treatment of fractures of the bones of the foot by application of splints, casts or other mechanical appliances."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 28, of the printed bill, after the word "toes" insert the following: "or joints thereof except as hereinbefore specified.".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 922—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of line 1 of the printed bill following the period; all of lines 2 to 17, both inclusive, and insert in lieu thereof the following:

"All coal, oil, oil shale, gas, phosphate sodium, and other mineral deposits in lands belonging to the State, or which may become the property of the State, are hereby reserved to the State. Such deposits are reserved from sale except upon a rental and royalty basis, as herein provided for; and a purchaser of any lands belonging to the State, or which may become the property of the State, shall acquire no right, title or interest in, or to, such deposits except as hereinafter expressly provided; and the right of such purchaser shall be subject to the reservation of all coal, oil, oil shale, gas, phosphate sodium, and other mineral deposits, and to the conditions and limitations prescribed by law providing for the State and persons authorized by it to prospect for, mine, and remove such deposits, and to occupy and use so much of the surface of said land as may be required for all purposes reasonably extending to the mining and removal of such deposits therefrom.

SEC. 2. All applications to purchase State lands which may be filed subsequent to the passage of this act, and all sales shall be subject to and contain a reservation to the State of one-sixteenth of all coal, oil, gas, and other mineral deposits in all land so acquired, as hereinafter provided for, and all certificates of purchase and patents issued therefor, shall contain such reservation.

SEC. 3. The Surveyor General may from time to time classify any or all State land for its different possible values and uses, and, when he deems it advisable, may require the State Mineralogist, Director of Agriculture or other organization, agency or institution of the State government to make such classification. It is hereby expressly made the duty of any such officer, organization, agency or institution to make such classification and to render a report thereon upon the application of the Surveyor General.

SEC. 4. The Surveyor General is hereby authorized, upon the payment to him of fifty cents per acre, for each acre in area embraced within the boundaries of the lands proposed to be prospected and under such rules and regulations as he may prescribe, to grant to any person or associations of persons, corporate or otherwise, who are citizens of the United States or who have declared their intention of becoming such, a prospecting permit, which shall give the exclusive right, for a period not exceeding two years, to prospect for oil and gas, upon not exceeding 640 acres of land wherein such deposits belong to the State and are not within any known geological structure of a producing oil or gas field, upon condition that the permittee shall begin drilling operations within six months from the date of the permit, and shall within one year from and after the date of the permit, drill one or more wells for oil or gas to a depth of not less than one thousand feet each, unless valuable deposits of oil or gas shall be sooner discovered, and shall, within two years from date of the permit, drill for oil or gas to an aggregate depth of not less than 2,000 feet unless valuable deposits of oil or gas shall be sooner discovered. The Surveyor General may, if he shall find that the permittee has been unable with the exercise of diligence to test the land in the time granted by the permit, extend any such permit for such time, not exceeding two years, and upon such conditions as he shall

prescribe. Whether the lands sought in any such application and permit are surveyed or unsurveyed the applicant shall, prior to filing his application for permit, locate such land in a reasonably compact form and according to the legal subdivisions of the public land surveys if the land be surveyed; and in an approximately square or rectangular tract, if the land be an unsurveyed tract, the length of which shall not exceed two and one-half times its width; *provided, however*, that in case of prospecting permits and leases to river bed, lake bed, overflowed and tide lands, the width or length of the prospecting permit or lease along the shore line, measured on an east and west or north and south line, shall not exceed one-quarter mile, and if he shall cause to be erected upon the land for which a permit is sought a monument not less than four feet high, at some conspicuous place thereon, and shall post a notice in writing on or near said monument, stating that an application for permit will be made within thirty days after the date of posting said notice, the name of the applicant, the date of the notice, and such a general description of the land to be covered by such permit by reference to courses and distances from such monument and such other natural objects and permanent monument as will reasonably identify the land, stating the amount thereof in acres, he shall during the period of thirty days following such marking and posting, be entitled to a preference right over others to a permit for the land so identified; *provided, however*, that applicant shall, as a part of his application for a permit, show that within two days after the posting of the said notice, he recorded a copy of the same in the county recorder's office of the county in which the said land is situated. The applicant shall, within ninety days after receiving a permit, mark each of the corners of the tract described in the permit upon the ground with substantial monument, so that the boundaries can be readily traced on the ground, and shall post in a conspicuous place upon the lands a notice that such permit has been granted and a description of the lands covered thereby; *provided, however*, that where the boundaries of the land sought to be prospected or developed under lease are wholly or partially in river or lake beds, overflowed or tide lands, the notice shall be conspicuously posted on a monument as close to a corner of the land as possible and shall specifically describe the area to be developed by courses and distances so that the limits of the area can be easily determined.

SEC. 5. Upon establishing to the satisfaction of the Surveyor General that valuable deposits of oil or gas have been discovered within the limits of the land embraced in any permit, the permittee shall be entitled to a lease for one-fourth of the land embraced in the prospecting permit; *provided*, that the permittee shall be granted a lease for as much as one hundred and sixty acres of said lands, if there be that number of acres within the permit. The area to be selected by the permittee shall be in compact form and if surveyed, to be described by the legal subdivision of the public land surveys; if unsurveyed, to be surveyed by the Surveyor General at the expense of the applicant for lease in accordance with rules and regulations to be prescribed by the Surveyor General, and the lands leased shall be conformed to and taken in accordance with the legal subdivisions of such surveys; deposits made to cover expense of survey shall be deemed appropriated for that purpose, and any excess deposit may be repaid to the person or persons making such deposits or their legal representative. Such leases shall be for a term of twenty years upon a royalty of five per centum in amount or value of the production and the annual payment in advance of a rental of one dollar per acre, the rental paid for any one year to be credited against the royalty as they accrue for that year, with the right of renewal as prescribed in section six hereof. The permittee shall also be entitled to a preference right to a lease for the remainder of the land in his prospecting permit at a royalty of not less than twelve and one-half per centum in amount of value of the production, and under such other conditions as are fixed for oil or gas leases in this act, the royalty to be determined by competitive bidding or fixed by such other method as the Surveyor General may by regulation prescribe; *provided*, that the Surveyor General shall have the right to reject any and all bids.

SEC. 6. Until the permittee shall apply for lease to the one-quarter of the permit area heretofore provided for he shall pay to the State of California twenty per centum of the gross value of all oil or gas secured by him from the lands embraced within his permit and sold or otherwise disposed of, or held by him for sale or other disposition.

SEC. 7. All permits and leases of lands containing oil or gas, made or issued under the provisions of this act, shall be subject to the condition that no wells shall be drilled within 200 feet of any of the outer boundaries of the lands so permitted or leased, unless the adjoining lands have been patented or the title thereto otherwise vested in private owners, and to the further condition that the permittee or lessee will, in conducting his explorations and mining operations, use all reasonable precautions to prevent waste of oil or gas developed in the land, or the entrance of water through wells drilled by him to the oil sands or oil bearing strata, to the destruction or injury of the oil deposits. Violations of the provisions of this section shall constitute grounds for the forfeiture of the permit or lease, to be enforced through appropriate proceedings in courts of competent jurisdiction.

SEC. 8. All unappropriated deposits of oil or gas situated within the known geologic structure of a producing oil or gas field and the unentered lands containing the same not subject to preferential lease, may be leased by the Surveyor General to

the highest responsible bidder by competitive bidding under general regulations to qualified applicants in areas not exceeding six hundred and forty acres and in tracts which shall not exceed in length two and one-half times the width; *provided, however,* that in case of leases to river bed, lake bed, overflowed and tide lands, the width or length of the lease along the shore line, measured on an east and west or north and south line, shall not exceed one-quarter mile, such leases to be conditioned upon the payment by the lessee of such bonus as may be accepted and of such royalty as may be fixed in the lease, which shall not be less than twelve and one-half per centum in amount or value of the production, and the payment in advance of a rental of not less than one dollar per acre per annum thereafter during the continuance of the lease, the rental paid for any one year to be credited against the royalties as they accrue for that year. Leases shall be for a period of twenty years, with the preferential right in the lessee to renew the same for successive periods of ten years upon such reasonable terms and conditions as may be prescribed by the Surveyor General, unless otherwise provided by law at the time of the expiration of such periods. Whenever the average daily production of any oil well shall not exceed ten barrels per day, the Surveyor General is authorized to reduce the royalty on future production when in his judgment the wells cannot be successfully operated upon the royalty fixed in the lease. The provisions of this paragraph shall apply to all oil and gas leases made under this act.

SEC. 9. The right to prospect, and lease lands containing any other minerals shall be acquired in a similar manner as the right to prospect for and develop oil and gas, under such reasonable and proper rules and regulations, as the Surveyor General shall from time to time prescribe.

SEC. 10. For the purpose, however, of promoting the sale of State land, and the more active cooperation of the owner of the soil, and to facilitate the development of its mineral resources the State hereby constitutes the purchaser of the soil, its agent for the purposes herein named and in consideration hereof, relinquishes to and vests in the purchaser of State lands an undivided 15 16 of all oil and gas and the value of the same that may be upon or within any State land purchased after the passage of this act. The purchaser of the soil is hereby authorized to sell or lease to any person, firm or corporation the oil and gas and other minerals that may be thereon or therein upon such terms and conditions as such purchaser and owner may deem best, subject, however, to the provisions of this act and the reservations herein contained; *and provided, further,* that the lessee or purchaser shall in every case pay to the State an undivided 1 16 of the mineral produced or the value thereof at the well or mine as may be determined by the Surveyor General; *provided further, however,* that upon the discovery of oil or gas in paying quantities on adjoining lands that the purchaser shall within three months thereafter begin or cause to be started the drilling of a well upon his land, which drilling shall be continuous, as may be provided for in appropriate rules and regulations, until oil or gas or other minerals are discovered in paying quantities.

SEC. 11. The Surveyor General shall reserve and may exercise the authority to cancel any prospecting permit or lease upon failure by the permittee to exercise due diligence and care in the prosecution of the prospecting work in accordance with the terms and conditions stated in the permit, and shall insert in every such permit issued under the provisions of this act appropriate provision for its cancellation by him.

SEC. 12. No person, association or corporation, shall take or hold, under the terms of this act, more than three oil or gas leases, and not more than one lease within the geologic structure of the same producing oil or gas field; no corporation shall hold any interest as a stockholder of another corporation in more than such number of leases; and no person or corporation shall take or hold any interest or interests as a member of an association or associations or as a stockholder of a corporation or corporations holding a lease under the provisions hereof, which, together with the area embraced in any direct holding of a lease, under this act, or which, together with any other interest or interests as a member of an association or associations or as a stockholder of a corporation or corporations holding a lease under the provisions hereof, for any kind of mineral leased hereunder, exceeds in the aggregate an amount equivalent to the maximum number of acres of the respective kinds of minerals allowed to any one lessee under this act. Any interests held in violation of this act shall be forfeited to the State of California by appropriate proceedings for that purpose in the superior court for the county in which the property, or some part thereof, is located, except that any ownership or interest forbidden in this act which may be acquired by descent, will, judgment, or decree may be held for two years and not longer after its acquisition; *provided,* that nothing herein contained shall be construed to limit or to prevent any number of lessees under the provisions of this act from combining their several interests so far as may be necessary for the purposes of constructing and carrying on the business of a refinery, or of establishing and constructing as a common carrier a pipe line or lines of railroads to be operated and used by them jointly in the transportation of oil from their several wells, or from the wells of other lessees under this act, or the transportation of coal; *provided,*

further, that any combination for such purpose or purposes shall be subject to the approval of the Surveyor General on application to him for permission to form the same; *and provided further*, that if any of the lands or deposits leased under the provisions of this act shall be subleased, trusteed, possessed, or controlled by any device permanently, temporarily, directly, indirectly, tacitly, or in any manner whatsoever, so that they form part of, or are in anywise controlled by any combination in the form of an unlawful trust, with consent of lessee, or form the subject of any contract or conspiracy in restraint of trade in the mining or selling of coal, phosphate, oil, oil shale, gas, or sodium entered into by the lessee, or any agreement or understanding, written, verbal, or otherwise to which such lessee shall be a party, of which his or its output is to be or become the subject, to control the price or prices thereof or of any holding of such lands by any individual, partnership, association, corporation, or control in excess of the amounts of lands provided in this act, the lease thereof shall be forfeited by appropriate court proceedings.

SEC. 13. That rights of way through all State lands, are hereby granted for pipe line purposes for the transportation of oil or natural gas to any applicant possessing the qualifications provided in section 1 of this act, to the extent of the ground occupied by the said pipe line and twenty-five feet on each side of the same under such regulations as to survey, location, application, and use as may be prescribed by the Surveyor General and upon the express condition that such pipe lines shall be constructed, operated, and maintained as common carriers; *provided*, that the Surveyor General shall in express terms reserve and shall provide in every lease of oil lands hereunder that the lessee, assignee, or beneficiary, if owner or operator or owner of a controlling interest in any pipe line or of any company operating the same which may be operated accessible to the oil derived from lands under such lease, shall at reasonable rates and without discrimination accept and convey the oil of the State or of any citizen or company not the owner of any pipe line, operating a lease or purchasing gas or oil under the provisions of this act; *provided*, that no right of way shall hereafter be granted over said lands for the transportation of oil or natural gas except under and subject to the provisions, limitations, and conditions of this section. Failure to comply with the provisions of this section or the regulations prescribed by the Surveyor General shall be ground for forfeiture of the grant by appropriate proceedings prosecuted in the superior court for the county in which the property, or some part thereof, is located; *and provided further*, that all of the rights and privileges as are now, or as may hereafter be provided by law, respecting the acquisition or rights of ingress, egress and regress for all purposes, over the property of another, by proceedings in eminent domain, are hereby expressly given to a permittee or lessee under the terms of this act.

SEC. 14. Any permit, lease, occupation, or use permitted under this act shall reserve to the Surveyor General the right to permit upon such terms as he may determine to be just, for joint or several use, such easements or rights of way, including easements in tunnels upon, through, or in the lands leased, occupied, or used as may be necessary or appropriate to the working of the same or of other lands containing the deposits described in this act, and the treatment and shipment of the products thereof by or under authority of the State, its lessees, or permittees, and for other public purposes; *provided*, that said Surveyor General, in his discretion, in making any lease under this act, may reserve to the State the right to lease, sell, or otherwise dispose of the surface of the lands embraced within such lease under existing law or laws hereafter enacted, in so far as said surface is not necessary for use of the lessee in extracting and removing the deposits therein; *provided, further*, that if such reservation is made it shall be so determined before the offering of such lease; *and provided further*, that the said Surveyor General, during the life of the lease, is authorized to issue such permits for easements herein provided to be reserved.

SEC. 15. No lease issued under the authority of this act shall be assigned or sublet, except with the consent of the Surveyor General. The lessee may, in the discretion of the Surveyor General, be permitted at any time to make written relinquishment of all rights under such a lease and upon acceptance thereof be thereby relieved of all future obligations under said lease, and may with like consent surrender any legal subdivision of the area included within the lease. Each lease shall contain provisions for the purpose of insuring the exercise of reasonable diligence, skill, and care in the operation of said property; a provision that such rules for the safety and welfare of the miners and for the prevention of undue waste as may be prescribed by said Surveyor General shall be observed, including a restriction of the workday to not exceeding eight hours in any one day for underground workers except in cases of emergency; provisions prohibiting the employment of any boy under the age of sixteen or the employment of any girl or woman, without regard to age, in any mine below the surface; provisions securing the workmen complete freedom of purchase; provision requiring the payment of wages at least twice a month in lawful money of the United States, and providing proper rules and regulations to insure the fair and just weighing or measurement of the coal mined by each miner, and such other provisions as he may deem necessary to insure the sale of the production of such leased lands to the public at reasonable prices, for the protection of the interests of the State, for the prevention of monopoly, and for the safeguarding of the public welfare.

SEC. 16. Any permit or lease issued under the provisions of this act may be forfeited and canceled by an appropriate proceeding in the superior court for the county in which the property, or some part thereof is located, whenever the lessee fails to comply with any of the provisions of the permit or the lease, or of the general regulations promulgated under this act and in force at the date of the lease; and the lease may provide for resort to appropriate methods for the settlement of disputes or for remedies for breach of specified conditions thereof.

SEC. 17. The Surveyor General of the State is authorized to prescribe necessary and proper rules and regulations and to do any and all things necessary to carry out and accomplish the purposes of this act, also to fix and determine the boundary lines of any structure, or oil or gas field, for the purpose of this act.

SEC. 18. All moneys received by the Surveyor General under the provisions of this act from rents, fees, bonuses and royalties accruing from the use of State school land shall be paid into the "school fund", all other moneys received under the provisions of this act shall be deposited in the "general fund".

SEC. 19. For the purposes of administering this act, there is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, the sum of five thousand dollars for each annual period, commencing with the seventy-third fiscal year, to be expended by the Surveyor General; and the State Controller is directed to draw his warrant in favor of the person or persons entitled to the same, upon demand of the Surveyor General approved by the Board of Control, and the State Treasurer is directed to pay the same.

SEC. 20. All acts and parts of acts inconsistent herewith are hereby repealed.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 654—An act to amend chapter I of title V of part III of the Political Code, relating to State hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons, by amending sections 2144, 2145, 2153, 2153*a*, 2167*a*, 2176, 2178, 2179, 2180, 2181, 2182, and 2191 thereof, and adding thereto new sections to be known and numbered as sections 2176*a*, 2178*a*, 2180*a*, 2181*a*, and 2182*a*.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Commencing with line 1 of the title, strike out all of the title and insert in lieu thereof the following:

An act to amend chapter I of title V of part III of the Political Code, relating to State hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons, by amending sections 2144, 2153, 2153*a*, 2167*a*, 2172, 2176, 2178, 2180, 2181, 2191, and 2192 thereof, and adding thereto new sections to be numbered 2141*a*, 2176*a*, 2178*a*, and 2181*b*.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out everything after the enacting clause and insert in lieu thereof the following:

"SECTION 1. Section 2144 of the Political Code is hereby amended to read as follows:

2144. The authorities for the several hospitals must furnish to the commission the facts mentioned in subdivision 7 of section 2142 and such other obtainable facts, as the commission may from time to time in the discharge of its duties require of them, with the opinion of the superintendent thereon, if requested. The superintendent or other person in charge of a hospital, must, within ten days after the admission of any person thereto, cause an abstract of the medical certificate and order on which such person was received and a list of all property and books, and papers of value found in the possession of or belonging to such persons to be forwarded to the office of the commission, and when a patient or inmate is discharged, transferred or dies,

such superintendent or person in charge, must, within three days thereafter, send the information to the office of the commission, in accordance with the form prescribed by it.

SEC. 2. Section 2153 is hereby amended to read as follows:

2153. The medical superintendent of each hospital is its chief executive officer. In his absence or sickness the first assistant physician or other medical officer designated by the medical superintendent, or by the commission, must perform his duties and be subject to his responsibilities. Subject to the rules and regulations established by the board of managers, the medical superintendent has general superintendence of all buildings, together with their furniture, fixtures, and stock, and the direction and control of all persons therein, and must:

1. Personally maintain an effective supervision and inspection of all parts of the hospital, and generally direct the care and treatment of the patients and inmates. To this end the superintendent must personally examine the condition of each patient or inmate within five days after his admission to the hospital and must visit all the wards or apartments for patients or inmates at such times as the rules and regulations of the hospital prescribe;

2. The superintendent of the home for feeble-minded must, on or before the fifth day of each month, prepare a true and correct report, verified by oath, of all inmates supported, cared for, trained, and educated in such hospital for the preceding month, and whose support, care, training, and education in such hospital are provided to be paid for by the several counties whence they came. This report must give the names and counties from which committed of all such inmates, and the name of the committing judge. Copies of this report must be filed in the offices of the State Board of Control, the Controller, the Treasurer of State, and State Commission in Lunacy, but must not be printed, or used, nor permitted to be used, for any other purpose than the special information of the officers designated. The superintendent must also, within the time above designated, prepare a report, verified by his oath, showing substantially the facts set forth in the above report, which must be filed with the county auditors of the several counties from which the commitments have been made to the institutions, showing the name of each inmate supported, and for which such county is liable to the State for support and maintenance.

3. The superintendent of the home for feeble-minded must, annually, after the close of the fiscal year, and before the date at which the managers are required to make their annual report, make to the managers a report, giving the name, age, sex, nativity, residence, and date of reception of each pupil in the institution within the preceding year, and, as far as can be ascertained, the causes of imbecility; also the number discharged, with the date and reason therefor in each case, together with the name of each paying pupil, and the amount charged for him, and the amounts paid or unpaid; and also such other information and suggestions as may seem proper; which report must be kept on file in the office of the secretary of the board, but must not be printed.

SEC. 3. Section 2153*a* of the Political Code is hereby amended to read as follows:

2153*a*. The medical superintendent of each hospital must appoint, by and with the consent of the board of managers:

1. A supervisor, matron, and business manager, and all employees, none of whom must be his relatives, or that of any member of the board of managers, either by consanguinity or marriage, who shall be subject to such examination as he deems for the best interest of the hospital, the questions to be prepared by the general superintendent, subject to the approval of the commission;

2. Such assistant physicians and internes as may be determined by the commission. Such assistant physicians and internes must be graduates of incorporated medical colleges, well educated in their profession, who have received a certificate from the State Board of Medical Examiners, and of good moral character;

3. Where there are first and second assistant physicians, the first assistant physician must have had two years' actual experience, and the second assistant physician one year's actual experience in the care and treatment of the insane;

4. From and after the first day of July, A. D. 1905, whenever an additional assistant physician is appointed in any State hospital for the care and treatment of the insane or the California Home for the Care and Training of the Feeble-Minded Children at Eldridge, Sonoma County, the appointment of such additional assistant shall be so made that at least one physician in each of said State hospitals and said home shall be a woman;

5. No appointment of any person as first, second, or other assistant physician or interne shall be effective for any purpose unless such person shall pass or has passed an examination touching his qualifications for such position in all the different branches of medicine and surgery, and especially of diseases affecting the mind and nervous system. Such examination shall be conducted by the medical superintendent on questions prepared by the general superintendent and by such medical superintendents as may be designated by the commission, subject to the approval of the commission. The passing of an examination for a given position in any State hospital shall qualify any person for a similar position in any other State hospital;

6. At the Homeopathic State Hospital all assistant physicians and interns besides possessing the qualifications herein prescribed, must be graduates of an incorporated homeopathic medical college;

7. The medical superintendent must: Give such orders and instructions as he may deem best calculated to insure good conduct, fidelity, and economy in every department of labor and expenses;

8. Maintain salutary discipline among all who are employed in the institution, and enforce strict compliance with his instructions and uniform obedience to all rules and regulations of the hospital;

9. Cause full and fair accounts and records of the entire business and operations of the hospital to be kept regularly, from day to day, in books or form provided for that purpose.

10. See that all such accounts and records are fully up to the last day of June in each year, and that the principal facts and results, with his report thereon, are presented to the managers within thirty days thereafter, who must incorporate them in their report to the commission.

11. Keep a record, in which he must cause to be entered at the time of reception of any patient, his name, residence, and occupation, and the date of such reception, by whom brought and by what authority, and on whose petition committed, and an abstract of all orders, warrants, requests, petitions, certificates, and other papers accompanying such person.

12. To prepare and keep the pay rolls of the hospital, and collect all moneys; keep the accounts for the support of the patients, and expenses incurred in their behalf; furnish the treasurer statements thereof as they fall due, bills and moneys collected over to the treasurer, and report same to the board of managers at each meeting; notify the treasurer of the death or discharge of responsible or pay patients, within five days after such death or discharge.

13. Prepare triplicate estimates of the amount, kind, and quality of furniture and household furnishing goods, provisions, fuel, forage, clothing or material for clothing, and other material required for the twelve months ending June thirtieth of each year, which must be approved by the board of managers, unless a different time is allowed by the commission. He must submit two of the triplicate estimates to the commission, and file the third in his office. The commission may revise the estimates for supplies, either as to quality or quantity thereof, and must certify that it has carefully examined the same, and that the articles contained in such estimates, as approved by it, are actually required for the use of the hospital, whereupon, after having approved the estimates, the commission must, beginning upon the fifteenth day of the month preceding the month in which contracts are to be let, advertise for four successive weeks, for contracts for furnishing such supplies, said advertising being in brief, referring to the class of supplies and the fact that all contemplated bidders can receive schedules by applying to the superintendents or secretaries of the various hospitals, or the State commission. All contracts must be awarded to the lowest responsible bidder, or bidders, upon their giving to the board of managers a bond amounting to one-fourth of their actual bids, as security for the faithful performance of the same. The board of managers reserves the right to reject any and all bids submitted to them;

14. Prepare monthly triplicate estimates, as approved by the board of managers, two of which must be submitted to the commission, and the other filed in the superintendent's office, for necessary expenditures required for the hospital of which he is superintendent, for the ensuing month. The commission may revise these estimates for supplies, either as to quality, quantity, or price thereof, and must certify that they have been carefully examined, and that the articles contained in such estimates, as approved by it, are actually required for the use of the hospital; whereupon the board of managers must direct its superintendent to secure the supplies according to the approved estimates.

15. Submit to the commission monthly statements of all collections for maintenance of pay patients at said hospital on forms approved, prescribed and furnished by the commission.

16. Shall immediately examine the statement of maintenance accounts of pay patients at said hospital as submitted by the secretary of the commission and report forthwith to the commission as to its correctness.

17. Whenever the board and maintenance account of a pay patient becomes delinquent for a period of three months, then the medical superintendent shall forthwith cause to be made a special report to the commission of such case and furnish to the commission all data in his possession concerning such case.

SEC. 4. Section 2167*a* of the Political Code is hereby amended to read as follows:

2167*a*. The superior judge of each county, or city and county, may grant certificates in accordance with the form prescribed by the commission, showing that the persons named therein are reputable physicians and graduates of incorporated medical colleges, and have been in active practice of their profession at least five years, and when certified copies of such certificates have been filed with the commission, the latter shall issue to such persons certificates or commissions, and the persons therein named become known as "medical examiners," and there must at all times be at

least two such medical examiners in each county. Such certificate may be revoked by the commission for incompetency or neglect, and shall not be again granted without the consent of the commission.

SEC. 5. Section 2172 of the Political Code is hereby amended to read as follows:

2172. The insane person, together with certified copies of the affidavit, warrant of arrest, and of the order for hearing and examination, the order and accompanying statement of the judge and the certificate of the physicians, must be delivered to the sheriff of the county, and by him must be delivered to the officer in charge of the hospital to which such person is committed; but no female insane person shall be taken to any hospital without the attendance of some other female or of some relative of such insane person.

Any moneys found on the person of an insane person at the time of arrest must be certified to by the judge, and sent with such person to the hospital, there to be delivered to the medical superintendent and by him deposited in a fund to be known as the patients' personal deposit fund.

If the sum exceed one hundred dollars, the excess must be applied to the payment of the maintenance and medical attendance of such person while in the hospital; if the sum is one hundred dollars or less, it may be expended for the personal expenses of the person or applied to the payment of funeral expenses if the person dies at the hospital.

SEC. 6. Section 2176 of the Political Code is hereby amended to read as follows:

2176. The husband, wife, father, mother, or children of an insane person or inebriate, and the guardian of his estate, must cause him to be properly and suitably cared for and maintained, and must pay the costs and charges of his commitment and transportation to a state hospital for the insane or inebriates. The husband, wife, father, mother, or children of an insane person or inebriate, or the estate of such insane person or inebriate, shall be liable for the care, support and maintenance of any insane person or inebriate in a state hospital to which he has been or may hereafter be committed or transferred, and it is hereby made the duty of the commission to make collections of all the aforesaid costs and charges, and charges for the care, support and maintenance of any insane person or inebriate in a state hospital, or to see that they are collected.

The commission shall, following the admission of a patient into a State hospital for the insane or into the Sonoma State Home, cause an investigation to be made to determine what moneys, property, or interests in property, if any, the patient may have, and whether he has a duly appointed and acting guardian to protect his property and his property interests. The commission shall also make an investigation to determine whether the patient has any relative or relatives as mentioned in this section, and who are herein made responsible for payment for the care, support and maintenance of such patient, and for the payment of the costs of commitment and transportation, and shall ascertain the financial condition of such relative or relatives, to determine whether in each case such relative or relatives are in fact financially able to pay such charges. All reports in connection with such investigations, together with the findings of the commission, shall be records of the commission, and may be inspected by interested relatives, their agents, or representatives at any time upon application.

SEC. 7. Section 2178 of the Political Code is hereby amended to read as follows:

2178. The commission shall prepare, have printed, and furnish the district attorney in each county of the State with uniform blank forms upon which to report information in connection with the ability of the person committed to a State hospital, and the relatives of such person liable for his maintenance under section 2176 of the Political Code, to pay the charges of commitment and costs of maintenance while at a State hospital. The district attorney in each county in which an order of commitment is made must, on the filing of a copy of such order with the county clerk, make diligent inquiry into the ability of the person committed, or the relatives above mentioned, to pay the charges and costs of his maintenance and care while in a State hospital and make a report to the secretary of the commission of the result of such inquiry in accordance with the forms furnished by the commission.

SEC. 8. Section 2180 of the Political Code is hereby amended to read as follows:

2180. The monthly rate for the care, support, and maintenance of all insane patients at State hospitals for the insane, where there is liability to pay for such care, support, and maintenance, shall be twenty dollars per month payable in advance; *provided, however*, the medical superintendent of a State hospital for the insane shall, on the order of the commission, reduce or remit the amount to be paid by the estate or the relatives, as the case may be, liable for the care, support, and maintenance, of any insane person committed thereto and confined therein, on satisfactory proof that said estate or said relatives, as the case may be, are unable to pay the said sum of twenty dollars per month. If any insane person die at any time, while his estate is liable for his care, support, and maintenance and other expenses at a State hospital, the claim for such amount as may be due, may be presented to the executor or administrator of his estate and paid in the same manner as are other debts and claims against the estate of a deceased person.

SEC. 9. Section 2181 of the Political Code is hereby amended to read as follows:

2181. If said insane person has sufficient estate for the purpose, it shall be the

duty of the guardian of his estate to pay for his care, support, maintenance and necessary expenses at the hospital to the extent of the estate. Payment for said care, support, maintenance and expenses may be enforced by the order of the judge of the superior court where said guardianship proceedings are pending. On the filing of a petition therein by the secretary of the commission, showing that said guardian has failed, refused or neglected to pay for said care, support, maintenance and expenses, the court, by order, shall direct the payment by the guardian. Such order may be enforced in the same manner as are other orders of the court. If there is not at any time sufficient money on hand in the estate of said insane person to pay the claim of a State hospital for the care, support, maintenance and expenses of said insane person therein, the court may, on petition of the guardian of the estate, or if said guardian fails, refuses or neglects to apply, on the petition of the secretary of the commission, make an order directing the guardian to sell so much of the other personal or real estate or both, of said insane person as may be necessary to pay for the care, support, maintenance, and expenses of said insane person at said hospital. From the proceeds of such sale, the guardian shall pay the amount due for the care, support, maintenance, and expenses at said hospital, and also such other charges as are allowed by law; *provided, however*, payment for the care, support, maintenance, and expenses of any insane person at a State hospital shall not be exacted when such payment will, in any case, where there is a likelihood of such insane person recovering or being released from said hospital, reduce his estate to that extent, in the event of his discharge from the hospital, he is likely to become a burden on the community; but if a certificate from the medical superintendent of the State hospital in which such insane person is confined as a patient is filed in the office of the county clerk with the papers in the guardianship proceedings of such patient, in which certificate said medical superintendent shall state that said patient is suffering from a chronic form of insanity, and that in his opinion a recovery is beyond reasonable hope and that said patient will in all probability continue to be a charge in a State hospital until death, such certificate shall be prima facie evidence that said patient is not likely to recover or to be released from said hospital, and said guardian shall pay the amount due for the care, support, maintenance and expenses at said hospital and such other charges as are allowed by law out of any moneys of said estate in his possession.

SEC. 10. Section 2191 of the Political Code is hereby amended to read as follows:

2191. It shall be the duty of the commission to cooperate with the United States Bureau of Immigration in arranging for the deportation of all alien public charges who are now confined in or may be hereafter admitted or committed to any State hospital.

The commission shall also return all nonresident public charges, who are now confined in or who may be hereafter admitted or committed to any State hospital, to the state or states in which they may have a legal residence. For the purpose of facilitating the return of such persons the said commission may enter into reciprocal agreements with the proper boards, commissions, or officers of other states for the mutual exchange of such public charges now confined in or hereafter admitted or committed to any State hospital in one state whose legal residence is in the other, and it is authorized and empowered to give written permission for the return of any resident or residents of California now confined in a public institution in another state, corresponding to any institution coming within the definition of state hospitals for the insane; *provided, however*, that the state making the request for the return of such person or persons shall have, through the proper authorities, entered into the agreement herein authorized.

A person shall be deemed to be a resident of this State within the meaning of this act who shall have lived continuously in the State for a period of one year and who has not acquired a residence in another state by living continuously therein for at least one year subsequent to his residence in this state; *provided, however*, that the time spent in a public institution or on parole therefrom shall not be counted in determining the matter of residence in this or another state.

All expenses incurred in returning such persons to another state shall be paid by the State of California, but the expense of returning residents of this State shall be borne by the state making the return.

The cost and expense incurred in effecting the transportation of such persons shall be paid from the funds appropriated for that purpose, or from the money appropriated for the care of the insane or incompetent, as may be necessary, upon vouchers approved by the State Board of Control.

SEC. 11. Section 2192 of the Political Code is hereby amended to read as follows:

2192. Whenever any parent, guardian, or other person charged with the support of an imbecile or feeble-minded person or any idiot or epileptic who is not insane, desires him to be admitted into the home for feeble-minded, he may petition the superior court of the county in which he resides, for an order admitting such person to such hospital. The judge must inquire into the condition or status of such person, and if he finds him to be an imbecile, feeble-minded person, idiot or epileptic, and that he has been a resident of the State for one year next preceding the presentation of the petition, such judge must make an order that he be received, maintained, and educated in such hospital, and on the presentation of such order the superintendent

must receive him therein, if the hospital is not already full, or the fund available for its support exhausted; but the imbecile, feeble-minded person, idiot, or epileptic, need not be received if, in the judgment of the management of the hospital or the commission, he is not a suitable subject for admission thereto. The judge must inquire into the financial condition of the parent, guardian, or other person charged with the support of any such person, and if he finds him able, in whole or in part, to pay its expenses at such hospital, he must make a further order requiring such parent, guardian, or other person charged with the support of such person to pay to the hospital at stated periods such sums as, in the opinion of the judge, are proper during such time as the person may remain in such hospital. This order may be enforced by such further orders as the judge deems necessary, and may be varied, altered, or revoked in his discretion, and the board of managers may, with the approval of the commission, cause the peremptory discharge of any person who has been an inmate or patient for the period of one month. For each child or other person committed to such home there shall be paid by the county from which he is committed to the State treasury the sum of twenty dollars monthly for and during each month, or part of month, such person so committed remains an inmate of the hospital, in case the payments herein provided to be made by the parent, guardian, or other person charged with the support of any such person shall not be made.

SEC. 12. A new section is hereby added to the Political Code, to be numbered **2141*a***, and to read as follows:

2141*a*. The commission and each member thereof and its secretary shall have power to administer oaths, certify to all official acts and to issue subpœnas for the attendance of witnesses and the production of papers, books, accounts, documents and testimony in any inquiry, investigation, hearing or proceeding in any part of the State. Each witness who shall appear by order of the commission or a member thereof, or its secretary, shall be entitled to receive, if demanded, for his attendance the same fees and mileage allowed by law to a witness in civil cases, which amount shall be paid by the party at whose request such witness is subpœnaed, unless otherwise ordered by the commission. When any witness who has not been required to attend at the request of any party is subpœnaed by the commission, his fees and mileage may be paid from the funds appropriated for the use of the commission in the same manner as other expenses of the commission are paid. Any witness subpœnaed, except one whose fees and mileage may be paid from the funds of the commission, may, at the time of service, demand the fee for which he is entitled for travel to and from the place at which he is required to appear, and one day's attendance. If such witness demands such fees at the time of service and they are not at that time paid or tendered, he shall not be required to attend before the commission, member thereof, or its secretary, as directed in the subpœna. All fees or mileage to which any witness is entitled under the provisions of this section may be collected by action therefor instituted by the person to whom such fees are payable. The superior court in and for the county or city and county in which any inquiry, investigation, hearing or proceeding may be held by the commission or any member thereof, or its secretary, shall have the power to compel the attendance of witnesses, the giving of testimony and the production of papers, including books, accounts and documents, as required by any subpœna issued by the commission, or member thereof, or its secretary. The commission, or the member thereof, or its secretary, before whom the testimony is to be given or produced, in case of the refusal of any witness to attend or testify or produce any papers required by such subpœna, may report to the superior court in and for the county or city and county in which the proceeding is pending by petition setting forth that due notice has been given of the time and place of attendance of said witness or the production of said papers, and that the witness has been subpœnaed in the manner prescribed in this act, and that the witness has failed and refused to attend or produce the papers required by the subpœna, or has refused to answer questions propounded to him in the course of such proceeding, and ask an order of said court compelling the witness to attend and testify or produce said papers before the commission or member thereof, or its secretary. The court upon the petition of the commission or such member thereof, or its secretary, shall enter an order directing the witness to appear before the court, at a time and place to be fixed by the court in such order, the time to be not more than ten days from the date of the order, and then and there show cause why he had not attended and testified or produced said papers before the commission, member thereof, or its secretary. A copy of said order shall be served upon said witness. If it shall appear to the court that said subpœna was regularly issued by the commission, or member thereof, or its secretary, the court shall thereupon enter an order that said witness appear before the commission, or member thereof, or its secretary, at a time and place to be fixed in such order, and testify or produce the required papers, and upon failure to obey said order said witness shall be dealt with as for contempt of court. The remedy provided for in this section is cumulative and shall not be construed to impair or interfere with the power of the commission, or a member thereof, or its secretary, to enforce the attendance of witnesses and the production of papers and to punish for contempt in the same manner and to the same extent as courts of record.

SEC. 13. A new section is hereby added to the Political Code, to be numbered **2176*a***, and to read as follows:

2176*a*. The commission may file with the guardian of any insane person who is confined in a state hospital, or with the county clerk of the county where the guardianship proceedings in the matter of the estate of such insane person is pending, a verified claim for the unpaid maintenance of such insane person, and when such claim is so filed it shall be the duty of the guardian to pay the same if he has sufficient funds available belonging to said estate of said insane person. If sufficient funds are not available with which to pay said claim, said guardian must report such fact to the commission in writing within ten days after receiving such claim and must report to said commission the condition of the estate of such insane person, setting forth the character of the assets and liabilities of said estate and the value of such assets.

SEC. 14. A new section is hereby added to the Political Code, to be numbered 2178*a*, and to read as follows:

2178*a*. The commission shall prepare, have printed and furnish each county clerk of the State with uniform blank forms upon which to report to the commission the filing of a petition for letters of guardianship of any insane or incompetent person, the name and address of the incompetent person, and the name and address of the petitioner, and the name and address of his attorney, and the time and place fixed for hearing the petition. And the county clerk in each county in which a petition for letters of guardianship of an insane or incompetent person is filed, on the filing of such petition with the county clerk, shall report to the secretary of the commission the name of the insane or incompetent person, the name and address of the petitioner and his attorney, and the time and place fixed for the hearing of said petition, upon the forms furnished by the commission.

SEC. 15. A new section is hereby added to the Political Code, to be numbered 2181*b*, and to read as follows:

2181*b*. The guardian of the estate of an insane person who is confined in a State hospital may, from time to time, pay to the State hospital moneys out of such estate to be used for the future personal needs of such insane person, while in a State hospital and for burial expenses, such sums so paid to be credited to the patient's personal deposit account."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 285—An act to amend an act entitled "An act to amend the Political Code by repealing sections 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, inclusive, and to enact new sections thereof to be numbered consecutively 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, 3959, 3960, 3961, 3962, 3963, 3964, 3965, 3966, inclusive, relating to the establishment and definition of the boundaries of the counties of the State of California," approved May 24, 1919, by repealing sections 5, 20 and 59 thereof, and by adding to the Political Code three new sections, to be numbered, respectively, 3912, 3927 and 3966, all relating to such county boundaries.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 4 of the printed bill strike out all of lines 37, 38 and 39, and in lieu thereof insert the following: "in the center line of the Feather River, opposite the mouth of Honcut creek; thence northeasterly up the Honcut creek and the South Honcut creek, following their various meanders and along the boundary line as surveyed in the year 1901 by B. L. McCoy, county surveyor of Butte County, and

Jason R. Meek, county surveyor of Yuba County, to its intersection with the south line of section."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 10, line 24, of the printed bill, strike out the word "northwesterly" and insert in lieu thereof the word "southwesterly".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 753—An act to amend section 3751 of the Political Code, relating to tax receipts.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out the word "stating" and insert in lieu thereof the word "printing"; also in same line after the word "the" insert the following: "beginning and ending of the".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 181—An act to amend sections 1412, 1413, 1415 and 1417 of the Code of Civil Procedure, relating to special administrators.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendment was offered and its adoption moved by Senator Jones:

AMENDMENT NUMBER ONE.

On page 2, line 2, of the printed bill, strike out the words "in no case is he" and insert in lieu thereof the following: "except when appointed with the powers, duties and obligations of a general administrator, as hereinafter provided, he is not".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 183—An act to amend section 1526 and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 185—An act to amend sections 1578 and 1579 of the Code of Civil Procedure, relating to probate petitions for leave to mortgage or lease.

AMENDMENTS FROM THE FLOOR.

During second reading of the bill, the following amendments were offered and their adoption moved by Senator Jones:

AMENDMENT NUMBER ONE.

On page 2, line 29, of the printed bill, strike out the word "had" and insert in lieu thereof the word "and".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 45, of the printed bill, strike out the word "maturity" and insert in lieu thereof the word "majority".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 187—An act to amend section 1669 of the Code of Civil Procedure, relating to payment of taxes before distribution.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 188—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendment was offered and its adoption moved by Senator Jones:

AMENDMENT NUMBER ONE.

On page 2, line 9, of the printed bill, strike out the letters "ly" appearing at the end of the word "conclusively".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 190—An act to amend section 1765 of the Code of Civil Procedure, relating to guardians of incompetent persons.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 191—An act to repeal section 3752 of the Political Code, relating to the payment of taxes before distribution.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 281—An act to amend section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith."

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 184—An act to amend section 1561 of the Code of Civil Procedure, relating to return of probate sales.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 6 of the printed bill strike out the word "any" and insert in lieu thereof the word "such".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 189—An act to amend section 1747 of the Code of Civil Procedure, relating to notice of petitions for letters of guardianship.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed bill, strike out the parentheses and the word "state" and insert in lieu thereof the word "county".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 282—An act to amend section 4 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith."

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 283—An act to amend section 11 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been com-

mitted by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith."

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 137—An act to amend section 738 of the Code of Civil Procedure, relating to actions to quiet title to real and personal property.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 136—An act to add a new chapter to title XIV of part II of the Code of Civil Procedure, relating to declaratory relief.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title after the comma following the word "procedure" insert the following: "to be numbered chapter VIII, embracing sections 1060 to 1062, both inclusive,".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 3 of the printed bill strike out the word "entitled" and insert in lieu thereof the following: "relating to".

Amendment adopted.

AMENDMENT NUMBER THREE.

Between lines 3 and 4 of the printed bill insert the following:

CHAPTER VIII.

DECLARATORY RELIEF.

Amendment adopted.

AMENDMENT NUMBER FOUR.

In line 7 of the printed bill after the word "action" insert the following: "in the Superior Court".

Amendment adopted.

AMENDMENT NUMBER FIVE.

In line 18 of the printed bill after the word "power" insert the following: "granted by this chapter".

Amendment adopted.

AMENDMENT NUMBER SIX.

In line 18 of the printed bill strike out the word "to" appearing at the end of said line and strike out all of lines 19, 20 and 21 up to and including the word "or" immediately preceding the word "in".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

In line 22 of the printed bill strike out the word "the" and insert in lieu thereof the word "its".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

In line 22 of the printed bill strike out the word "construction" and insert in lieu thereof the word "determination".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

MADAME TETRAZZINI PRESENTED TO THE SENATE.

At eleven o'clock and twenty-five minutes a.m., Madame Luisa Tetrazzini was escorted into the Senate Chamber and presented to the Senate by Hon. Arthur H. Breed, President pro tempore of the Senate.

The President of the Senate, Hon. C. C. Young, in a few well chosen words, welcomed the distinguished visitor and invited her to a seat on the rostrum.

Madame Tetrazzini graciously responded to the welcome of the Senate.

Senator Breed also presented Hon. W. H. Leahy, proprietor of the Tivoli Opera House of San Francisco and noted theatrical man, to the Senate.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 138—An act to add a new chapter to title II of part III of division I of the Civil Code, relating to actions to determine parental relation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title, after the comma following the word "code" insert the following: "to be numbered chapter III, embracing section 231,".

Amendment adopted.

AMENDMENT NUMBER TWO.

After the enacting clause insert the following:

CHAPTER III.

DECLARATION OF PARENTAL RELATION.

Amendment adopted.

AMENDMENT NUMBER THREE.

In line 3 of the printed bill strike out the word "entitled" and insert in lieu thereof the words "relating to".

Amendment adopted.

AMENDMENT NUMBER FOUR.

Strike out the quotation marks in lines 3 and 4 of the printed bill.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 713—An act to provide for the more general observance of Sunday as a day of rest.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, after the word "express" insert a comma and the word "detective".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 14, of the printed bill, after the word "unlawful" insert the following: "mine or dredge operations, logging, the operation of lumber mills,".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 17, of the printed bill, strike out the word "flowers".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 286—An act to amend section 276a of the Code of Civil Procedure, relating to appointment, qualifications and compensation of Board of Bar Examiners.

On motion of Senator Burnett, Senate Bill No. 286 was passed on file.

Senate Bill No. 287—An act to amend section 279 of the Code of Civil Procedure, relating to attorneys of other states admission.

On motion of Senator Burnett, Senate Bill No. 287 was passed on file.

Senate Bill No. 198—An act to amend section 32 of the "Water Commission Act," approved June 16, 1913, relating to fees to be paid upon submission of proof of appropriation of water.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, commencing with the word "twenty-five" strike out all of lines 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, and 19 down to and including the word "dollars", and insert in lieu thereof the following: "five (5) dollars for each cubic foot per second claimed for any purpose; the minimum fee, however, for any claimant to be five (5) dollars. For all purposes of this section 350 acre feet of water claimed for storage shall be deemed the equivalent of one cubic foot per second. As soon as practicable after the expiration of the period fixed in which proofs may be filed, the State Water Commission shall compute the cost of surveys, maps, reports and gathering of data and should the aggregate cost thereof exceed the total amount received from claimants with their submission of proofs, the excess shall be apportioned among the claimants in proportion to water claimed by them. Notice of the assessment of said additional charges shall be sent

by registered mail to each claimant, such notice to include a statement of the total sum assessed and of the sum assessed to claimant addressed. All assessments remaining unpaid sixty days after the mailing of said notice shall bear interest at the rate of seven per cent per annum from the end of said sixty day period, and all assessments remaining unpaid at the time of entry of decree as provided in section 36c of this act shall be taxed as costs against the delinquent claimants and collected in the manner provided by law for the collection of judgments."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 199—An act to amend an act, known as the "Water Commission Act," approved June 16, 1913, amending section 37 thereof and adding thereto five new sections, to be numbered 37*a*, 37*b*, 37*c*, 37*d*, 37*e*, relating to the distribution of water and providing for the appointment of water masters and defining their duties.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out the entire line 11.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, lines 16 and 17, of the printed bill, strike out the following: "One or more water masters for each water district shall be appointed by the State Water Commission." and insert in lieu thereof the following: "Upon written request of one or more water users in any water district, the State Water Commission may, if in its discretion necessity therefor exists, appoint one or more water masters for such water district. The State Water Commission may from time to time discontinue water master service in any water district, if necessity therefor ceases, and revive the same whenever and as frequently as necessity exists."

Amendment adopted.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendment was offered and its adoption moved by Senator Jones:

AMENDMENT NUMBER ONE.

In lines 2 and 3 of the title, strike out the words "amending section thirty-seven thereof June 16, 1913,".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 277—An act to provide for the sanitary inspection of slaughtering houses, the inspection of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, after the comma following the word "California" insert the following: "except all establishments slaughtering and pre-

paring animals for food products under the supervision of an inspection department, of any chartered and incorporated city, or city and county, whose inspection is performed by persons employed who have passed a regular civil service meat or market inspector's examination, or where inspection is maintained by the Bureau of Animal Industry of the United States Department of Agriculture,".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 14, of the printed bill, strike out the words "yards and corrals,".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, lines 20 and 21, of the printed bill, strike out the words "legally qualified, graduate veterinarians" and insert in lieu thereof the following: "persons who have passed a civil service meat or market inspector's examination and found".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, lines 21 and 22, of the printed bill, strike out the words "skilled in the examination of the animals for disease and the" and insert in lieu thereof the words "skilled in the".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, lines 16 and 17, of the printed bill, strike out the words "or exposed to any".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 4 of the printed bill strike out all of lines 19 and 20.

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order.

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 26, 1921, adopted Assembly Joint Resolution No. 24—Relative to needy Indians within the State of California.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Joint Resolution No. 24 referred to Committee on Federal Relations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 25, 1921, passed the following:

Assembly Bill No. 98—An act to amend an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, by adding a new section thereto to be numbered 3a;

Also: Assembly Bill No. 308—An act authorizing the State Controller to destroy certain reports and other documents;

Also: Assembly Bill No. 312—An act to amend section 107 of the Penal Code, relating to escapes;

Also: Assembly Bill No. 571—An act amending an act entitled "An act to provide a relief fund in the several counties or any city and county of the State for the needy blind, providing for and prescribing the powers and duties of boards of supervisors in every county or city and county," approved May 2, 1919, by amending section 4 thereof;

Also: Assembly Bill No. 643—An act amending the Political Code by amending section 4057 thereof, relating to passage of ordinances by boards of supervisors;

Also: Assembly Bill No. 740—An act creating a reclamation district to be called and known as "Benicia Reclamation District"; providing for the management and control thereof and dissolving all reclamation districts lying wholly within the boundaries of said Benicia Reclamation District, and providing for the liquidation and winding up of said dissolved districts, and excluding from any reclamation district any land lying within the boundaries of said Benicia Reclamation District;

Also: Assembly Bill No. 784—An act to amend section 3881 of the Political Code, relating to correction of errors in assessment book.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bill No. 98 read first time, and referred to Committee on Corporations.

Assembly Bill No. 308 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 312 read first time, and referred to Committee on Prisons and Reformatories.

Assembly Bill No. 571 read first time, and referred to Committee on Public Charities and Corrections.

Assembly Bill No. 643 read first time, and referred to Committee on County Government.

Assembly Bill No. 740 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Assembly Bill No. 784 read first time, and referred to Committee on Revenue and Taxation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 25, 1921, passed the following:

Assembly Bill No. 788—An act to amend section 3804*a* of the Political Code, relating to cancellation of taxes;

Also: Assembly Bill No. 854—An act to amend section 632 of the Penal Code, relating to the protection of fish;

Also: Assembly Bill No. 1155—An act amending the Juvenile Court Law, by amending section 20 thereof;

Also: Assembly Bill No. 1262—An act to amend section 1608 of the Political Code, relating to the powers of boards of school trustees and city boards of education, by adding subdivision 6, relating to the improvement of streets.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bill No. 788 read first time, and referred to Committee on Revenue and Taxation.

Assembly Bill No. 854 read first time, and referred to Committee on Fish and Game.

Assembly Bill No. 1155 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 1262 read first time, and referred to Committee on Municipal Corporations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 25, 1921, passed Assembly Bill No. 1266—An act to amend section 16 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, to provide for the creation of two medical referee boards to pass upon the

cause and extent of disability and the adequacy of treatment of injured employees and the cause of death in death cases arising under said act.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bill No. 1266 read first time, and referred to Committee on Insurance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 26, 1921, passed the following:

Assembly Bill No. 898—An act to amend section 2 of an act entitled "An act to amend the title and sections 1, 5, and 6, and to repeal section 3 of an act entitled 'An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; providing for the issue by incorporated cities and towns, cities and counties, and counties of permits for the operation of such automobiles, jitney busses, auto trucks, stages and auto stages; empowering incorporated cities and towns, cities and counties, and counties to enact ordinances for the supervision and regulation of automobiles, jitney busses, auto trucks, stages and auto stages and providing penalties for the violation of such ordinances; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof, and repealing all acts and parts of acts inconsistent with the provisions of this act,' approved May 10, 1917," approved May 13, 1919;

Also: Assembly Bill No. 922—An act to amend section 14 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, relating to the terms and conditions upon which corporations may transact business in this State;

Also: Assembly Bill No. 923—An act to amend section 3669*f* of the Political Code, relating to taxation of corporations for State purposes;

Also: Assembly Bill No. 1143—An act to amend section 2145 of the Political Code, relating to State hospitals for the insane and other incompetent persons;

Also: Assembly Bill No. 1253—An act to amend section 626 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 1297—An act to amend an act entitled "An act to provide for the establishment, government, and maintenance of city planning commissions within municipalities, and prescribing their powers and duties," approved May 21, 1915.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bill No. 898 read first time, and referred to Committee on Public Utilities.

Assembly Bills Nos. 922 and 923 read first time, and referred to Committee on Corporations.

Assembly Bill No. 1143 read first time, and referred to Committee on Hospitals and Asylums.

Assembly Bill No. 1253 read first time, and referred to Committee on Fish and Game.

Assembly Bill No. 1297 read first time, and referred to Committee on Municipal Corporations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 26, 1921, passed the following:

Assembly Bill No. 114—An act to amend section 4190, 4198, 4201 and 4202 of the Political Code, relating to law libraries;

Also: Assembly Bill No. 488—An act to amend section 626*b* of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 578—An act to add a new section to be numbered section 19*x* 28 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School

and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of prosecution and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 641—An act authorizing the preparation and adoption as an official map of the plat of any piece or parcel of land which has not been subdivided and platted;

Also: Assembly Bill No. 814—An act to add a new section to be known as 9a 29 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 114 and 641 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 488 read first time, and referred to Committee on Fish and Game.

Assembly Bills Nos. 578 and 844 read first time, and referred to Committee on County Government.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Carr, F. M., to introduce a bill entitled—An act to amend section 1742 of the Political Code, relating to high schools—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Carr, F. M.: Senate Bill No. 956—An act to amend section 1742 of the Political Code, relating to high schools.

Bill read first time, and referred to Committee on Education.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 24, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Boggs to introduce a bill entitled—An act to provide for the promotion, government, operation, dissolution and alteration of the boundaries of fire control districts in this State; for the acquisition of property thereby, for the calling of elections in such districts; for the assessment, levying, collection, custody and disbursement of taxes therein; and for purposes incidental to the main purposes of this act—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL (OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Boggs: Senate Bill No. 957—An act to provide for the promotion, government, operation, dissolution and alteration of the boundaries of fire control districts in this State; for the acquisition of property thereby; for the calling of elections in such districts; for the assessment, levying, collection, custody and disbursement of taxes therein; and for purposes incidental to the main purposes of this act.

Bill read first time, and referred to Committee on Agriculture.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Inman to introduce a bill entitled—An act to add a new section to the Civil Code, to be numbered 110—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, and Slater—30.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Inman: Senate Bill No. 958—An act to add a new section to the Civil Code, to be numbered section 410.

Bill read first time, and referred to Committee on Corporations.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 601—An act to amend sections 90 and 91 of the California Irrigation District Act, relating to the inclusion of land in irrigation districts;

Also: Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act" by amending sections 1, 5, 13, 15, 17, 19, 21*a*, 23, 25, 26, 28, 31, 37, 48*a*, 56*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking;

Also: Senate Bill No. 656—An act to add a new section to the Political Code, to be numbered 1734*b*, relating to high school districts;

Also: Senate Bill No. 703—An act to amend section 1622 of the Political Code, relating to the expenditure of State and county school funds;

Also: Senate Bill No. 919—An act to validate bonds of Maxwell Union High School District;

Also: Senate Bill No. 920—An act to validate bonds of Fairview Elementary School District;

Also: Senate Bill No. 536—An act to amend sections 1518*a* and 1519 of the Political Code of the State of California, relating to the powers and duties of the State Board of Education;

Also: Senate Bill No. 704—An act to amend section 1578 of the Political Code, relating to the formation of new elementary school districts;

Also: Senate Bill No. 313—An act to regulate the hours of labor of employees on street railways, electric and elevated railways; providing penalties for the violation of its provisions and repealing all acts or parts of acts in conflict with this act;

Also: Senate Bill No. 711—An act to amend sections 5, 6, 9 and 14 of the act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended;

Also: Senate Bill No. 701—An act defining corporations for the purpose of engaging in international or foreign banking or other international or foreign financial operations or in banking or other financial operations in a dependency or insular possession of the United States, either directly or through the agency, ownership or control of local institutions in foreign countries, or in such dependencies or insular possessions and to act when required by the Secretary of the Treasury of the United States as fiscal agents of the United States; providing for the incorporation, powers and supervision of such corporations, and providing for the licensing by the Superintendent of Banks of foreign corporations to transact in this State the business of a corporation defined and organized by this act;

Also: Senate Bill No. 377—An act to amend section 12 of an act entitled "An act to promote the drainage of wet, swamp and overflowed lands, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of the plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by amending section 33 thereof, the said amendment relating to the application of compensation to be made to any reclamation district, levee district, drainage district, municipal corporation, association, private corporation or person and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 784—An act providing for the organization and regulation of reciprocal or interinsurance exchanges, to be known as "the Reciprocal or Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interexchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee,' approved December 24, 1911," approved May 26, 1917, as amended;

Also: Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies;

Also: Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies;

Also: Senate Bill No. 782—An act to amend section 591 of the Political Code, relating to the maintenance of the office of the Insurance Commissioner;

Also: Senate Bill No. 485—An act to add to the Political Code a new section, to be numbered 3467, relating to the power of trustees of reclamation districts to make rules and regulations for furnishing water for the irrigation of lands in the district, fixing charges and rates for the same, collection of the same, levying assessments for the same on the lands in the district, providing for a special fund kept by the county treasurer in which sums collected for irrigation shall be kept, and providing for the paying out said fund on orders or warrants by the trustees for the costs of irrigation;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

In the absence of the author, Senate Bill No. 524 was passed on file.

Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

In the absence of the author, Senate Bill No. 161 was passed on file.

Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water, and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage water.

On motion of Senator Dennett, Senate Bill No. 8 was passed on file.

Senate Bill No. 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of the plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by amending section 33 thereof, the said amendment relating to the application of compensation to be made to any reclamation district, levee district, drainage district, municipal corporation, association, private corporation or person.

On motion of Senator Inman, Senate Bill No. 721 was passed on file.

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

On motion of Senator Rigdon, Senate Bill No. 319 was passed on file.

Senate Bill No. 972—An act granting to the city of San Rafael the salt marsh, tide and submerged lands of the State of California, within the present boundaries of said city, including the right to wharf out therefrom, and regulating the management, use and control thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 972 passed by the following vote:

Ayes—Senators Allen, Arnold, Boggs, Breed, Burnett, Cronin, Crowley, Finn, Flaherty, Gates, Hans, Harris, Holohan, Inman, Lee, McDonald, Mitchell, Otis, Rigdon, Sanford, Shearer and Stetson—22

Noes—Senator Lukens—1

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 5—An act to amend section 1670 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on the

Senate Bill No. 263—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

Bill read third time previously.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Eden moved to refer Senate Bill No. 263 to Senator Irwin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On line 4 of the title of the amended printed bill, strike out the comma after the word "amended" and insert in lieu thereof a period, also, in same line, commencing with the word "and" strike out the remainder of the title.

AMENDMENT NUMBER TWO.

On page 3 of the amended printed bill, commencing with line 4, strike out the remainder of the bill.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 263, with instructions to amend, respectfully reports the same back, amended as per instructions.

IRWIN, Special Committee.

Report read, and on motion of Senator Eden, adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 617—An act to add a new section, to be known as 9a 13, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 617 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Rigdon, Sample, Sharkey, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

On motion of Senator Sharkey, Senate Bill No. 310 was passed on file.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

SENATE CONSTITUTIONAL AMENDMENT No. 4.

Relative to the framing and ratifying of municipal charters.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its forty-fourth regular session, beginning on the third day of January, 1921, two-thirds of all the members elected to each of the houses voting in favor thereof, propose to the people of the State that section 8 of article XI of the constitution be amended to read as follows:

Sec. 8. Any city or city and county containing a population of more than three thousand five hundred inhabitants, as ascertained by the last preceding census taken under the authority of the Congress of the United States or of the legislature of California, may frame a charter for its own government, consistent with and subject to this constitution; and any city, or city and county having adopted a charter may adopt a new one. Any such charter shall be framed by a board of fifteen freeholders chosen by the electors of such city at any general or special election, but no person shall be eligible as a candidate for such board unless he shall have been, for the five years next preceding, an elector of said city. An election for choosing freeholders may be called by a two-thirds vote of the legislative body of such city, and, on presentation of a petition signed by not less than fifteen per cent of the registered electors of such city, the legislative body shall call such election at any time not less than thirty nor more than sixty days from date of the filing of the petition. Any such petition shall be verified by the authority having charge of the registration records of such city or city and county and the expenses of such verification shall be provided by the legislative body thereof. Candidates for the office of freeholders shall be nominated either in such manner as may be provided for the nomination of officers of the municipal government or by petition, substantially in the same manner as may be provided by general laws for the nomination by petition of electors of candidates for public offices to be voted for at general elections. The board of freeholders shall, within one hundred twenty days after the result of the election is declared, prepare and propose a charter for the government of such city; but the said period of one hundred twenty days may with the consent of the legislative body of such city be extended by such board not exceeding a total of sixty days. The charter so prepared shall be signed by a majority of the board of freeholders and filed in the office of the clerk of the legislative body of said city. The legislative body of said city shall within fifteen days after such filing cause such charter to be published once in the official paper of said city; (or in case there be no such paper, in a paper of general circulation); and shall cause copies of such charter to be printed in convenient pamphlet form, and shall, until the date fixed for the election upon such charter, advertise in one or more papers of general circulation published in said city a notice that such copies may be had upon application therefor. Such charter shall be submitted to the electors of such city at a date to be fixed by the board of freeholders, before such filing and designated on such charter, either at a special election held not less than sixty days from the completion of the publication of such charter as above provided, or at the general election next following the expiration of said sixty days. If a majority of the qualified voters voting thereon at such general or special election shall vote in favor of such proposed charter, it shall be deemed to be ratified, and shall be submitted to the legislature, if then in session, or at the next regular or special session of the legislature. The legislature shall by concurrent resolution approve or reject such charter as a whole, without power of alteration or amendment; and if approved by a majority of the members elected to each house it shall become the organic law of such city or city and county, and supersede any existing charter and all laws inconsistent therewith. One copy of the charter so ratified and approved shall be filed with the Secretary of State, one with the recorder of the county in which such city is located, and one in the archives of the city; and thereafter the courts shall take judicial notice of the provisions of such charter. The charter of any city or city and county may be amended by proposals therefor submitted by the legislative body of the city on its own motion or on petition signed by fifteen per cent of the registered electors, or both. Such proposals shall be submitted to the electors only during the six months next preceding a regular session of the Legislature or thereafter and before the final adjournment of that session and at either a special election called for that purpose or at any general or special election. Petitions for the submission of any amendment shall be filed with the legislative body of the city or city and county not less than sixty days prior to the general election next preceding a regular session of the Legislature. The signatures on such petition shall be verified by the authority having charge of the registration records of such city or city and county, and the expenses of such verification shall be provided by the legislative body thereof. If such petitions have a sufficient number of signatures the legislative body of the city or city and county shall so submit the amendment or amendments so proposed to the electors. Amendments proposed by the legislative body and amendments proposed by petition of the electors may be submitted at the same election. The amendments so submitted shall be advertised in the same manner as herein provided for the advertisement of a proposed charter, and the election thereon held at a date to be fixed by the legislative body of such city, not less than forty and not more than sixty days after the completion of the adver-

tising in the official paper. If a majority of the qualified voters voting on any such amendment vote in favor thereof it shall be deemed ratified, and shall be submitted to the legislature at the regular session next following such election; and approved or rejected without power of alteration in the same manner as herein provided for the approval or rejection of a charter. In submitting any such charter or amendment separate propositions, whether alternative or conflicting, or one included within the other, may be submitted at the same time to be voted on by the electors separately, and, as between those so related, if more than one receive a majority of the votes, the proposition receiving the larger number of votes shall control as to all matters in conflict. It shall be competent in any charter framed under the authority of this section to provide that the municipality governed thereunder may make and enforce all laws and regulations in respect to municipal affairs, subject only to the restrictions and limitations provided in their several charters and in respect to other matters they shall be subject to general laws. It shall be competent in any such charter, or amendment thereof, to provide for the creation of boroughs in all or any part of the territory of the city or city and county governed thereby, and to provide that each such borough may exercise such general or special municipal powers, and to be administered in such manner, as may be prescribed for each such borough in such charter.

The percentages of the registered electors herein required for the election of freeholders or the submission of amendments to charters shall be calculated upon the total vote cast in the city or city and county at the last preceding general State election; and the qualified electors shall be those whose names appear upon the registration records of the same or preceding year. The election laws of such city or city and county shall, so far as applicable, govern all elections held under the authority of this section.

Senate Constitutional Amendment No. 4 read.

The question being on the adoption of the amendment.

The roll was called, and Senate Constitutional Amendment No. 4 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Rigdon, Sample, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 4 ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 22—A resolution to propose to the people of the State of California an amendment to article I section 7 of the constitution, relating to trial by jury.

In the absence of the author, Senate Constitutional Amendment No. 22 was passed on file.

Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the constitution of the State amending section 19 of article VI of said constitution, relating to the charging of juries by judges.

In the absence of the author, Senate Constitutional Amendment No. 23 was passed on file.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon, Senate Bill No. 606 was passed on file.

Senate Bill No. 13—An act to amend section 25 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and

the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 13 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Rigdon, Sample, Sharkey, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 832 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 835 was passed on file.

Senate Bill No. 21—An act to add a new section to the Penal Code, to be numbered 164, relating to the practice of law by persons not licensed to practice law; to the furnishing of legal advice, services and counsel, and advertising in connection therewith; providing a penalty for violation of the provisions of this act, and making certain exemptions from the operation thereof.

On motion of Senator Sample, Senate Bill No. 21 was passed on file.

Senate Bill No. 35—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property.

On motion of Senator Lyon, Senate Bill No. 35 was passed on file.

Senate Bill No. 239—An act to add a new section to the Civil Code, to be numbered 196*b*, relating to the liability of a parent for the negligence or wrongful act of his minor child.

On motion of Senator Eden, Senate Bill No. 239 was passed on file.

Senate Bill No. 934—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party.

On motion of Senator Allen, Senate Bill No. 934 was passed on file.

Senate Bill No. 193—An act to amend section 23 of the "Water Commission Act," approved June 16, 1913, as amended, relating to fees upon applications for and issuance of permits to appropriate water.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 193 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Rigdon, Sample, Sharkey, Shearer, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 197—An act to amend section 16 of the "Water Commission Act," approved June 16, 1913, as amended, relating to change of place of use of appropriated water.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 197 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Eden, Flaherty, Gedsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Rigdon, Sample, Sharkey, Shearer, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 209—An act to amend sections 2, 3, 4, 5 and 6 of an act known as "The Building and Loan Commission Act," approved April 5, 1911.

On motion of Senator Jones, Senate Bill No. 209 was passed on file.

Senate Bill No. 945—An act to amend section 400 of the Civil Code, relating to corporations.

On motion of Senator Eden, Senate Bill No. 945 was passed on file.

Senate Bill No. 662—An act relative to the reception and temporary care in hospitals of persons suffering from mental derangements.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Boggs moved to refer Senate Bill No. 662 to Senator Osborne, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all printing after "Section 1." and insert in lieu thereof the following:

"The superintendent of any State hospital, or other hospital or sanitarium, holding an unrevoked license from the State or which may hereafter receive and hold such license, for the care and treatment of the mentally deranged, may, when requested by a licensed physician, or a peace office of a city, town, county, or state, with and by the approval of a judge of the superior court in and for the county in which such action is sought, receive and care for in such hospital, or sanitarium, as a patient, in the psychopathic department thereof, for a period not exceeding thirty days, any person who needs immediate care and treatment because of mental derangement. Such request for admission of a patient shall be in writing and filed at the hospital, or sanitarium, at the time of reception of the patient, or within twenty-four hours thereafter, together with a statement in a form prescribed or approved by the State Commission in Lunacy, giving such information as said commission shall deem appropriate.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 662, with instructions to amend, respectfully reports the same back, amended as per instructions.

OSBORNE, Special Committee.

Report read, and on motion of Senator Boggs, adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 232—An act to amend section 2 of an act entitled "An act to authorize the State Board of Control to sell certain lands," approved June 1, 1917.

On motion of Senator Boggs, Senate Bill No. 232 was passed on file.

Senate Bill No. 220—An act authorizing the State Department of Engineering to exchange approximately one and five-tenths acres of land belonging to the State near Castaic Station, Los Angeles County, for approximately three and nine-tenths acres of land belonging to the Newhall Land and Farming Company, a corporation, near Saugus in said county.

On motion of Senator Johnson, Senate Bill No. 220 was passed on file.

Senate Bill No. 221—An act authorizing the conveyance to the county of Los Angeles of a right of way for a county road over land owned by the State of California near Castaic Station, Los Angeles County, California.

On motion of Senator Johnson, Senate Bill No. 221 was passed on file.

Senate Bill No. 502—An act to provide for the sale by the State of certain classes of submerged lands.

On motion of Senator Otis, Senate Bill No. 502 was passed on file.

Senate Bill No. 503—An act validating sales heretofore made of certain classes of submerged lands and patents heretofore issued therefor.

On motion of Senator Otis, Senate Bill No. 503 was passed on file.

Senate Bill No. 560—An act to add a new section to the Penal Code, to be numbered 384*a*, providing for the protection of the Toyon or Christmas redberry and prescribing penalties for violations of the provisions thereof.

On motion of Senator Eden, Senate Bill No. 560 was passed on file.

Senate Bill No. 949—An act declaring and establishing a State highway between a point near Chittenden Station in San Benito County, to a point on Route 2 of the State highway in the vicinity of San Benito River bridge.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 949 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Gedsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Otis, Rigdon, Sample, Sharkey, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 711—An act to amend sections 5, 6, 9 and 14 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved

March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended.

Senator Crowley asked for and was granted, unanimous consent to have Senate Bill No. 711 withdrawn from the file and re-referred to Committee on Public Health and Quarantine, out of the regular order.

Senate Bill No. 711 re-referred to Committee on Public Health and Quarantine.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until 12 o'clock and 35 minutes p.m.

CONSENT TO TAKE UP BILL OUT OF ORDER GRANTED.

Senator Johnson asked for and was granted unanimous consent to take up out of the regular order, Senate Bill No. 704, for the purpose of amendment.

Senate Bill No. 704—An act to amend section 1578 of the Political Code, relating to the formation of new elementary school districts.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Johnson moved to refer Senate Bill No. 704 to Senator Ingram as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 4, after the word "petition" insert the words "for a new district"

AMENDMENT NUMBER TWO.

On page 1, line 15, after the word "district" insert the following: "and shall return the petition together with a statement of his reasons for disapproval to the county superintendent of schools".

AMENDMENT NUMBER THREE.

On page 1, line 16, after the word "approval" insert the words "or disapproval".

AMENDMENT NUMBER FOUR.

On page 1, line 19, after the word "approval" insert the words "or disapproval".

AMENDMENT NUMBER FIVE.

On page 1, line 22, beginning with the word "or" strike out the remainder of the line and the matter in line 23, down to and including the word "he".

AMENDMENT NUMBER SIX.

On page 2, strike out all of lines 1, 2 and 3, and insert in lieu thereof the following: "board of supervisors may establish the new district as hereinafter provided, but no State money shall be apportioned to such district.

When a petition for a change of boundaries is presented as provided in the preceding section, the county superintendent of schools shall examine the same and if he finds it sufficient and signed as required by law, he shall set the same for hearing by the board of supervisors at a regular meeting thereof, and shall file said petition with the board of supervisors accompanied by his recommendation thereon, and a notice containing a general statement of the purpose of the petition and of the change of boundaries and the time and place when and where the petition will be heard.

At least ten days prior to the date of hearing of a petition for a new district or for change of boundaries, the county".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 704, with instructions to amend, respectfully reports the same back, amended as per instructions.

INGRAM, Special Committee.

Report read, and on motion of Senator Johnson adopted.

Bill ordered to print, and re-engrossment.

RECESS.

At twelve o'clock and thirty-five minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

MOTION.

At two o'clock and five minutes p.m., on motion of Senator Breed, the Senate resolved itself into Committee of the Whole, the President of the Senate in the chair, the Secretary of the Senate acting as Secretary of the Committee of the Whole, for the purpose of further considering the budget.

IN COMMITTEE OF THE WHOLE.

NAMES OF PERSONS WHO APPEARED TODAY BEFORE COMMITTEE OF THE WHOLE.

During the discussion relating to the budget, the following named persons appeared before the Committee of the Whole:

H. A. Jastro, president State Board of Agriculture, Sacramento.
Prof. W. L. Howard, in charge of deciduous fruit, Berkeley.
R. P. Van Norter, president California Fruit Growers' Association, San Francisco.
T. O. Rhoads, fruit grower, Morgan Hill.
Albert M. Pall, member Sixth District Agricultural Association, Los Angeles.
W. M. Harris, secretary Sixth District Agricultural Association, Los Angeles.
S. H. Williams, State Board of Forestry, Sacramento.
Max Thelen, general counsel California Bankers' Association, and other public utilities of California, San Francisco.
Will Fischer, Tax Payers' League of California, San Francisco.
Clyde Seavey, State Board of Control, Sacramento.
John S. Chambers, State Controller, Sacramento.

COMMITTEE OF THE WHOLE RISES.

At five o'clock and thirty-five minutes p.m., Senator Breed moved that the Committee of the Whole do now rise and continue the hearing in reference to the budget at two o'clock p.m., Tuesday, March 29, 1921.

Motion carried.

IN SENATE.

Hon. C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Inman:

SENATE CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to add a new section to the Penal Code to be numbered 630c, prohibiting fishing by aliens.

Request referred to Committee on Rules.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 844—An act to add a new section to be known as 9g 29 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bill No. 844 ordered on file for second reading.

ADJOURNMENT.

At five o'clock and forty minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Tuesday, March 29, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—37.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Monday, March 28, 1921, the further reading was dispensed with, on motion of Senator Rush.

Senator Yonkin was, on motion of Senator Allen, granted leave of absence for this day.

PRIVILEGE OF THE FLOOR.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to F. H. Roberts, of Martinez.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Jos. E. Caine, of Oakland, managing director of the Oakland Chamber of Commerce.

On request of Senator Otis, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Louis W. Bennett, of Berkeley.

On request of Senator Rush, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. Hogan of Vallejo.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Chas. O. Dunbar, postmaster, Robert Madison, former assemblyman, and Joseph P. Berry, attorney, all of Santa Rosa.

On request of Senator Osborne, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. Josephine Rand Rogers, of San Jose.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for the day was unanimously extended to A. Vander Naillen, Andrew Haas, and Mr. and Mrs. Frank T. McHenry, all of Oakland; also, to Mrs. A. H. Breed, of Piedmont, wife of Hon. A. H. Breed, Speaker pro tempore of the Senate.

On request of Senator Ingram, the privilege of the floor of the Senate Chamber for the day was unanimously extended to John Glasson of Grass Valley.

PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Senator Rigdon:

WHEREAS, Eucalyptus Camp No. 183, Woodmen of the World, located at San Luis Obispo, California, has considered proposed Amendment No. 1 to Assembly Bill No. 663, which if adopted would permit a member of a fraternal society to thereafter change his beneficiary to any person whomsoever; and

WHEREAS, Said proposed amendment is contrary to the true purpose and spirit of the fraternal system of home protection, which confines its benefits to members and blood relatives; now, therefore,

Resolved, That the members of this camp are opposed to the passage of such amendment, and earnestly request and urge Senators and Assemblymen to vote against said measure.

I hereby certify that the above resolution was adopted at a regular meeting of Eucalyptus Camp No. 183, Woodmen of the World, held March 18, 1921.

H. A. GOWMAN, Clerk.

By Senator Scott:

SAN FRANCISCO, March 29, 1921.

Please present strenuous protest against enactment of Sunday closing bill in behalf of Civic League, comprising over thirty thousand members.

GEO. W. GERHARD, Secretary.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended, Senate Bill No. 104—An act to amend section 9 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California and repealing an act entitled 'An act to provide county library systems' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended;

Also: Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class, the assistants, deputies and other employees of said officers;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 104—An act to amend section 9 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER ONE HUNDRED FOUR.

AMENDMENT NUMBER ONE.

On page 2, line 14, of the printed bill, as amended, after the word "office" insert a new sentence as follows: "In the case of any conflict in the salaries provided for in this section 9, and those provided elsewhere in this act, or those which may be provided elsewhere by law, the salaries provided in this section 9 shall be subordinate to and shall be controlled by the salaries elsewhere specified in this act or elsewhere specified by law, regardless of whether or not the other provisions of law have been enacted prior or subsequent to the enactment of this amendment to said section 9."

The question being, Shall the Senate concur in Assembly amendment to Senate Bill No. 104?

The roll was called, and Assembly amendment to Senate Bill No. 104 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Duncan, Flaherty, Gates, Godsil, Harris, Hart, King, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Shearer, and Slater—21.

NOES—None.

Senate Bill No. 104 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class, the assistants, deputies and other employees of said officers.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER SEVEN HUNDRED FIFTY-ONE.

AMENDMENT NUMBER ONE.

On page 10, line 44, of the printed bill, as the same has been amended, strike out the words "two thousand seven hundred" and insert in lieu thereof the words "three thousand".

AMENDMENT NUMBER TWO.

On page 11, line 11, of the printed bill, as amended, after the period insert a new sentence as follows: "During the term of office of any present incumbent the salary of such incumbent shall be two thousand seven hundred dollars per annum, with the traveling expenses now provided by law."

AMENDMENT NUMBER THREE.

On page 8, line 1, of the printed bill, as amended, strike out the word "therein" and insert the word "herein".

AMENDMENT NUMBER FOUR.

On page 9, line 19, of the printed bill, as amended, strike out the word "all" and insert in lieu thereof the word "are".

AMENDMENT NUMBER FIVE.

On page 9, line 21, of the printed bill, as amended, strike out the apostrophe in the word "Justice's" and after the word "shall" insert the word "each".

AMENDMENT NUMBER SIX.

On page 9, line 24, of the printed bill, as amended, strike out the apostrophe in the word "justice's".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 751.

The roll was called, and Assembly amendments to Senate Bill No. 751 concurred in by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, King, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Shearer, and Slater—21.

NOES—None.

Senate Bill No. 751 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 28, 1921, passed the following:

Assembly Bill No. 656—An act to add a new section to be known as 9a 33 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 677—An act to add a new section to be numbered section 19a 50 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 678—An act to add a new section to be known as 9a 50 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and

parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 656, 677 and 678 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 28, 1921, passed the following:

Assembly Bill No. 809. An act to add a new section to be numbered section 19r9 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 824. An act to amend section 1234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class;

Also: Assembly Bill No. 884. An act to amend section 4272 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-third class;

Also: Assembly Bill No. 934. An act to add a new section to be numbered section 19r31 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 809, 824, 884 and 934 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 28, 1921, passed the following:

Assembly Bill No. 968. An act to add a new section to be numbered section 19r37 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act

approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 971—An act to amend section 4256 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty seventh class;

Also: Assembly Bill No. 972—An act to add a new section to be numbered section 19*a* 27 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 968, 971 and 972 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 28, 1921, passed the following:

Assembly Bill No. 411—An act to amend section 4243 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fourteenth class, and fixing their mileage and per diem of grand and trial jurors in such counties;

Also: Assembly Bill No. 603—An act to amend section 6 of the "Workmen's Compensation, Insurance and Safety Act of 1917 as amended," approved May 23, 1917, as amended, by making the employer responsible for additional indemnity to injured employees only in case of wilful misconduct on the part of the employer or executive or managing officer of a corporation, or one of the partners if a partnership;

Also: Assembly Bill No. 606—An act to amend section 8 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, by eliminating therefrom the provisions defining the term "independent contractor," and providing there shall be a presumption that certain persons are employees, and making workmen associated under a partnership contract employees of the person having the work executed;

Also: Assembly Bill No. 647—An act to add a new section to be numbered section 19*a* 52 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 411 and 647 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 603 and 606 read first time, and referred to Committee on Insurance.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON FISH AND GAME.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Senate Bill No. 814 An act to amend section 628b of the Penal Code, relating to the protection of fish has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—15; committee vote: Ayes—6; absent—9.

SHARKEY, Chairman.

Senate Bill No. 814 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Assembly Bill No. 484 An act to amend section 635 of the Penal Code, relating to the killing of fish with explosives and by pollution of waters, and prescribing a penalty therefor;

Also: Assembly Bill No. 488 An act to amend section 626b of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 465 An act to amend section 626e of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 464—An act to amend section 628b of the Penal Code, relating to the protection of fish and game;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—6; absent—9. Same vote on all bills.

SHARKEY, Chairman.

Assembly Bills Nos. 484, 488, 465 and 464 ordered on file for second reading.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Nelson:

SENATE CHAMBER, SACRAMENTO, March 23, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act validating the formation, organization and existence of San Luis Obispo High School District of San Luis Obispo County.

Request referred to Committee on Rules.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 601—An act to amend sections 90 and 91 of the California Irrigation District Act, relating to the inclusion of land in irrigation districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 601 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Irwin, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 948. An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act" by amending sections 1, 9, 13, 15, 17, 19, 21*a*, 23, 25, 26, 28, 31, 37, 48*a*, 56*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto, to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b* and 57*a*, all relating to the definition and regulation of the business of banking.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Hart moved to refer Senate Bill No. 948 to Senator Johnson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

Beginning with line 4 of the title, after the comma following the word "fifteen", strike out all of the remainder of the title and insert in lieu thereof the following: "15*a*, 17, 19, 21*a*, 21*b*, 23, 24*a*, 25, 26, 28, 31, 31*b*, 37, 48*a*, 56*a*, 56*b*, 57*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 948, with instructions to amend, respectfully reports the same back, amended as per instruction.

JOHNSON, Special Committee.

Report read, and on motion of Senator Hart, adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 313. An act to regulate the hours of labor of employees on street railways, electric and elevated railways; providing penalties for the violation of its provisions and repealing all acts or parts of acts in conflict with this act.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Harris moved to refer Senate Bill No. 313 to Senator Dennett, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, in line 8, strike out the word "may" and insert in lieu thereof the word "must".

AMENDMENT NUMBER TWO.

Between the lines 21 and 22 insert the following:

"SEC. 3. Nothing herein contained shall be construed as applying to any street, interurban or suburban electric railway operated as a part of a general steam railroad system of transportation in any case in which said steam railroad is subject to the act of Congress entitled 'An act to regulate commerce,' approved February 4, 1887, and known as the Interstate Commerce Act."

AMENDMENT NUMBER THREE.

On page 1, in line 22, strike out the figure "3" and insert in lieu thereof the figure "4".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 313, with instructions to amend, respectfully reports the same back, amended as per instructions.

DENNETT, Special Committee.

Report read, and on motion of Senator Hart, adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 701—An act defining corporations for the purpose of engaging in international or foreign banking or other international or foreign financial operations or in banking or other financial operations in a dependency or insular possession of the United States, either directly or through the agency, ownership or control of local institutions in foreign countries, or in such dependencies or insular possessions and to act when required by the Secretary of the Treasury of the United States as fiscal agents of the United States; providing for the incorporation, powers and supervision of such corporations, and providing for the licensing by the superintendent of banks of foreign corporations to transact in this State the business of a corporation defined and organized by this act.

On motion of Senator Hart, Senate Bill No. 701 was passed on file.

Senate Bill No. 377—An act to amend section 12 of an act entitled "An act to promote the drainage of wet, swamp and overflowed lands, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 377 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Irwin, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Scott, Shearer, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water, and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage water.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 8 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Irwin, Jones, King, McDonald, Nelson, Osborne, Otis, Rominger, Scott, Shearer, and Slater—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of department ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

On motion of Senator Rigdon, Senate Bill No. 319 was passed on file.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

On motion of Senator Sharkey, Senate Bill No. 310 was passed on file.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

In the absence of the author, Senate Constitutional Amendment No. 21 was passed on file.

Senate Constitutional Amendment No. 22—A resolution to propose to the people of the State of California an amendment to article I section 7 of the constitution, relating to trial by jury.

In the absence of the author, Senate Constitutional Amendment No. 22 was passed on file.

Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the constitution of the State amending section 19 of article VI of said constitution, relating to the charging of juries by judges.

In the absence of the author, Senate Constitutional Amendment No. 23 was passed on file.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon, Senate Bill No. 606 was passed on file.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

In the absence of the author, Senate Bill No. 832 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

In the absence of the author, Senate Bill No. 835 was passed on file.

Senate Bill No. 35—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property.

In the absence of the author, Senate Bill No. 35 was passed on file.

Senate Bill No. 934—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party.

On motion of Senator Allen, Senate Bill No. 934 was passed on file.

Senate Bill No. 232—An act to amend section 2 of an act entitled "An act to authorize the State Board of Control to sell certain lands," approved June 1, 1917.

On motion of Senator Boggs, Senate Bill No. 232 was passed on file.

Senate Bill No. 220—An act authorizing the State Department of Engineering to exchange approximately one and five-tenths acres of land belonging to the State near Castaic Station, Los Angeles County, for approximately three and nine-tenths acres of land belonging to the Newhall Land and Farming Company, a corporation, near Saugus in said county.

On motion of Senator Johnson, Senate Bill No. 220 was passed on file.

Senate Bill No. 221—An act authorizing the conveyance to the county of Los Angeles of a right of way for a county road over land owned by the State of California near Castaic Station, Los Angeles County, California.

On motion of Senator Johnson, Senate Bill No. 221 was passed on file.

Senate Bill No. 502—An act to provide for the sale by the State of certain classes of submerged lands.

Bill read third time.

On motion of Senator Otis, Senate Bill No. 502 was passed on file.

Senate Bill No. 503—An act validating sales heretofore made of certain classes of submerged lands and patents heretofore issued therefor.

On motion of Senator Otis, Senate Bill No. 503 was passed on file.

Senate Bill No. 536—An act to amend sections 1518*a* and 1519 of the Political Code of the State of California, relating to the powers and duties of the State Board of Education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 536 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Eden, Flaherty, Gates, Godsil, Harris, Hart, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 795—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation, and the disposition of such accusation after full compliance with the terms of probation, and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties, and fixing their compensation and

duties, and providing for adult probation boards in certain counties and cities and counties.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

After the figures "1203", line 3, page 1, of the printed bill, insert the following: "After plea or verdict of guilty, where discretion is conferred upon the court as to the extent of the punishment, the court, upon oral suggestions of either party, or of its own motion, that there are circumstances which may properly be taken into view, either in aggravation or mitigation, of the punishment, may in its discretion, refer the same to the probation officer, directing said probation officer to investigate, and to report, recommending either for or against release upon probation, at a specified time, and the court shall hear the same summarily at such specified time, and upon such notice to the adverse party as it may direct. At such specified time, if it shall appear from the report furnished by the probation officer, or otherwise, and from the circumstances, of any person over the age of eighteen years so having pleaded guilty, or having been convicted of crime, that there are circumstances in mitigation of the punishment, or that the ends of justice shall be subserved thereby, the court shall have power, in its discretion, to place the defendant upon probation in the manner following:

(*a*) The court, judge or justice thereof, may suspend the imposing, or the execution of sentence and may direct that such suspension may continue for such period of time not exceeding the maximum possible term of such sentence, except as hereinafter set forth, and upon such terms and conditions as it shall determine, which terms and conditions may include, in the discretion of the court, the requirements of bonds for the appearance of the person released upon probation before the court, at any time that the court may require such appearance in the investigation of any alleged violation of said terms and conditions of probation and such bonds may be at any time by the court exonerated without affecting any of the other terms or conditions of such probation; and in case of such suspension of imposition or execution of sentence, the court shall place such person on probation and under the charge and supervision of the probation officer of said court, during such suspension; *provided, however*, that where the maximum possible term of such sentence is less than two years, then such period of suspension of imposition or execution of sentence may, in the discretion of the court, continue for not over two years. Where the offense consists of a violation of section 270 or 270*a* of the Penal Code of the State of California, such suspension of imposition or execution of sentence may, in the discretion of the court, continue for not over five years.

(*b*) If the judgment is to pay a fine, and the defendant be imprisoned until it be paid, the court, judge or justice, upon imposing sentence, may direct that the execution of the sentence of imprisonment be suspended for such period of time, not exceeding the maximum possible term of such sentence and on such terms as it shall determine, and shall place the defendant on probation, under the charge and supervision of the probation officer during such suspension, to the end that he may be given the opportunity to pay the fine; *provided, however*, that upon the payment of the fine being made, judgment shall be satisfied and the probation cease.

(*c*) At any time during the probationary term of the person released on probation, in accordance with the provisions of this section, any probation officer may, without warrant, or other process, at any time until the final disposition of the case, rearrest any person so placed in his care and bring him before the court, or the court may, in its discretion, issue a warrant for the rearrest of any such person and may thereupon revoke and terminate such probation, if the interest of justice so requires, and if the court, in its judgment, shall have reason to believe from the report of the probation officer, or otherwise, that the person so placed upon probation is violating the conditions of his probation, or engaging in criminal practices, or has become abandoned to improper associates, or a vicious life. Upon such revocation and termination, the court may, if the sentence has been suspended, pronounce judgment after the said suspension of the sentence for any time within the longest period for which the defendant might have been sentenced, but if the judgment has been pronounced and the execution thereof has been suspended, the court may revoke such suspension, whereupon the judgment shall be in full force and effect, and the person shall be delivered over to the proper officer to serve his sentence.

(*d*) The court shall have power at any time during the term of probation to revoke or modify its order of suspension, of imposition or execution of sentence. It may, at any time, when the ends of justice will be subserved thereby, and when the good conduct and reform of the person so held on probation shall warrant it, terminate the period of probation and discharge the person so held, but no such order shall be made without written notice first given by the court or the clerk thereof to

the proper probation officer of the intention to revoke or modify its order, and in all cases, if the court has not seen fit to revoke the order of probation and impose sentence or pronounce judgment, the defendant shall, at the end of the term of probation, be by the court discharged.

(e) Every defendant who has fulfilled the conditions of his probation for the entire period thereof, or who shall have been discharged from probation prior to the termination of the period thereof, shall at any time prior to the expiration of the maximum period of punishment for the offense of which he has been convicted, dating from said discharge from probation or said termination of said period of probation, be permitted by the court to withdraw his plea of guilty and enter a plea of not guilty; or if he has been convicted after a plea of not guilty, the court shall set aside the verdict of guilty; and in either case the court shall thereupon dismiss the accusation or information against such defendant, who shall thereafter be released from all penalties and disabilities resulting from the offense or crime of which he has been convicted.

(f) The offices of adult probation officer, assistant adult probation officer and deputy adult probation officer are hereby created, *provided*, that except as hereinafter specified the probation officers, assistant probation officers and deputy probation officers appointed under an act known as the Juvenile Court Law and entitled, "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes, and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, or under any laws amending or superseding the same, shall be ex officio adult probation officers, assistant adult probation officers and deputy adult probation officers respectively except in the case of offenses committed in any city and county and also in those counties not operating under a free holder's charter, and having a population of more than three hundred thousand, as the same is determined by the Federal census taken in the year Anno Domini 1920, in which counties and cities and counties the adult probation officers, assistant and deputy adult probation officers appointed under subdivision "g" of this section shall serve under this act; *provided, however*, that in all cases of offenses defined by section twenty-one of said act, known as the Juvenile Court Law and by section 270 of the Penal Code, the same probation officers, assistants and deputies shall serve under this act as are appointed under said Juvenile Court Law.

(g) In any city and county and in any said county having a population of more than three hundred thousand and not operating under a free holder's charter, the judges presiding in the departments designated for the hearing and disposition of criminal cases and proceedings by a majority vote shall by order entered in the minutes of the court appoint seven citizens of good moral character to be known as the adult probation board and shall fill all vacancies occurring in such board. The clerk of said court shall immediately notify each person appointed on said board and thereupon said person shall appear before a judge of the superior court and qualify by taking an oath, which shall be entered in said court record, to perform faithfully the duties of such adult probation board. The members of such adult probation board shall hold office for four years and until their successors are appointed and qualify; *provided*, that of those first appointed one shall hold office for one year, two for two years, two for three years and two for four years, the terms for which the respective members shall hold office to be determined by lot as soon after their appointment as may be. When any vacancy occurs in any probation board by expiration of the term of office of any member thereof, the successor shall be appointed to hold office for the term of four years. When any vacancy occurs for any other reason the appointee shall hold office for the unexpired term of his predecessor. Any member of the probation board may be removed for cause at any time by an affirmative vote of four members of said board at a meeting called for the special purpose of considering the question of said removal and the subsequent written approval of a majority of the said judges designated for the hearing and disposition of criminal cases and proceedings, said written approval to be filed with the clerk of the court within thirty days after the written report of the said board has been received by said judges. Written notice as to said special meeting shall be served on each of the members of said board at least ten days prior to the date set therefor and shall specify the purpose thereof.

It shall be the duty of such adult probation board to exercise a friendly supervision of probationers when so directed by the court, to furnish the court information and assistance whenever required upon the request of the court and from time to

time to advise and recommend to the court any changes or modification of the order made in the case of a probationer as may be for the best interests of such person.

Members of the adult probation board shall serve without compensation.

In any city and county there shall be one adult probation officer and eight assistant adult probation officers, who shall receive salaries as follows: Adult probation officer, two hundred sixty dollars per month; one assistant adult probation officer, two hundred dollars per month, and seven assistant adult probation officers at one hundred forty dollars per month, each.

In any county of more than three hundred thousand and not operating under a free holder's charter, there shall be one adult probation officer, one assistant adult probation officer and two deputy adult probation officers who shall receive the following salaries: Adult probation officer, three thousand dollars per annum; assistant adult probation officer, twenty-four hundred dollars per annum; one deputy adult probation officer, two thousand one hundred dollars per annum; one deputy adult probation officer, six hundred dollars per annum. One deputy adult probation officer in such county shall be a woman and shall be a competent stenographer and typist of sufficient ability to perform the clerical and stenographic work of the office in addition to her other duties. The salaries of the adult probation officer, assistant and deputies herein provided shall be paid out of the treasury of the county or city and county in which they are appointed in the same manner as the salaries of other county officers. The said adult probation officer, assistant and deputies shall be allowed such necessary incidental expenses incurred in the performance of their duties as required by any law of the State of California as may be authorized by a judge designated for the hearing and disposition of criminal cases and proceedings, or by the judge of a department to which criminal actions and proceedings are assigned, and the same shall be a charge upon the county and said expenses shall be paid out of the county treasury upon the written order of said judge, directing the county auditor to deliver his warrant upon the treasurer for the specified amount of such expenses. The adult probation officer shall keep a list of expenses and file a copy monthly with the board of supervisors.

In any city and county and in said counties having a population of more than three hundred thousand and not operating under a free holder's charter, the adult probation officer, assistant and deputies heretofore provided shall be nominated by the adult probation board and shall be appointed by majority vote of the judges presiding in the departments designated for the hearing and disposition of criminal cases. The term of office of the adult probation officer, assistant and deputies herein provided for shall be two years from the date of their appointment. The said officers may at any time be removed by vote of a majority of the judges presiding in the departments designated for the hearing and disposition of criminal cases and proceedings for good cause shown and on the filing of written charges by the said judge or judges with the adult probation board. Each adult probation officer, assistant and deputy shall give a bond in the sum of not more than two thousand dollars to be fixed and approved by the judges of the superior court presiding in the departments designated for the hearing and disposition of criminal cases, conditioned for the faithful discharge of the duties of said office. If said bonds are furnished by a surety company licensed to transact business in the State of California, the premium thereon shall be paid out of the county treasury.

The adult probation officer may appoint as many additional deputies as he may desire: *provided, however*, that such deputies shall not have authority to act until their appointment shall be approved by a majority vote of the adult probation board and by a majority vote of the judges presiding in departments designated for the hearing and disposition of criminal cases. The term of office of such deputies shall expire with the term of the adult probation officer making such appointment, but the adult probation officer may at any time in his discretion revoke and terminate such appointment. Such deputies, except as herein provided, shall serve without compensation. Boards of supervisors of cities and counties and of counties having a population of more than three hundred thousand and not operating under a free holder's charter, shall provide and maintain at the expense of such county or city and county in a location in the vicinity of the county jail, suitable offices and quarters for the adult probation officer. Nothing contained in this subdivision shall apply to the offenses defined by section 21 of the said Juvenile Court Law and by section 270 of the Penal Code.

(*h*) Whenever any person is released upon probation under the provision of this act, the case may be transferred to any court of the same rank in any other county, or city and county, of this State in which such person resides, or to which such person may remove, and such court shall thereupon commit such person to the care and custody of the probation officer of the county, or city and county, to which such person has been transferred; such court shall thereafter have entire jurisdiction over such case, with like power to make transfer whenever to such court such transfer may seem proper.

(*i*) At the time of the plea or verdict of guilty of any crime of any person over eighteen years of age, the probation officer of the county of the jurisdiction of said crime shall, when so directed by the court, inquire into the antecedents, character,

history, family environment, and offense of such person, and must report the same to the court, and file his report in writing in the records of said court. His report shall contain his recommendation for or against the release of such person on probation. If any such person shall be released on probation and committed to the care of the probation officer, such officer shall keep a complete and accurate record in suitable books or other form in writing, of the history of the case in court, and of the name of the probation officer, and his acts in connection with said case; also the age, sex, nativity, residence, education, habits of temperance, whether married or single, and the conduct, employment and occupation, and parents' occupation, and condition of such person so committed to his care during the term of such probation and the result of such probation. Such record of such probation officer shall be and constitute a part of the records of the court, and shall at all times be open to the inspection of the court, or of any person appointed by the court for that purpose, as well as of all magistrates, and the chief of police, or other head of the police, unless otherwise ordered by the court. Said books of record shall be furnished for the use of said probation officer of said county, and shall be paid for out of the county treasury.

(*j*) Every probation officer, within fifteen days after the thirtieth day of June, and within fifteen days after the thirty first day of December, of each year, shall make in writing and file as a public document with the county clerk a report to the superior court of the county or city and county in which such probation officer is appointed to serve, and shall furnish a copy of such report to each judge in said county or city and county who has released any person on probation who at the time of such report remains on probation; and a further copy to the secretary of the State Board of Charities and Corrections. Such report shall state, without giving names, the exact number of persons, segregating male and female, and segregating misdemeanors and felonies, who have been released on probation to such probation officer as such number exists, deducting all cases of expiration, discharge, dismissal, and restoration of rights, on said thirtieth day of June and said thirty first day of December; and such report shall further segregate such (person) as having been released on probation, as the case may be, in 1903, 1904, 1905, and so on, up to and including the calendar year in which such report is made and filed.

(*k*) The probation officer shall furnish to each person who has been released on probation, and committed to his care a written statement of the terms and conditions of his probation unless such statement has been furnished by the court, and shall report to the court, judge or justice, releasing such person upon probation any violation or breach of the terms and conditions imposed by such court on the person placed in his care.

(*l*) Such probation officer shall have, as to the person so committed to the care of said probation officer, the powers of a peace officer."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

On motion of Senator Carr, W. J., Senate Bill No. 415 was passed on file.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Harris to introduce a bill entitled "An act to declare valid the formation, organization and existence of Fresno Irrigation District, and to ratify and confirm all proceedings on organization thereof" has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Caminetti, Carr F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Gerdes, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Harris: Senate Bill No. 959—An act to declare valid the formation, organization and existence of Fresno Irrigation District, and to ratify and confirm all proceedings on organization thereof.

Bill read first time, and referred to Committee on Judiciary.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 25, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Crowley to introduce a bill entitled "An act granting to the United States of America the submerged lands lying between the easterly boundary line of the city and county of San Francisco, said line being also the westerly boundary line of the city of Alameda, and the pier head lines westerly thereof as established at present" has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Caminetti, Carr, F. M., Chamberlin, Dennett, Eden, Flaherty, Gates, Gerdes, Harris, Hart, Ingram, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, and Slater—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Crowley: Senate Bill No. 960—An act granting to the United States of America the submerged lands lying between the easterly boundary line of the city and county of San Francisco, said

line being also the westerly boundary line of the city of Alameda, and the pier head lines westerly thereof as established at present.

Bill read first time, and referred to Committee on Commerce and Navigation.

USE OF SENATE CHAMBER GRANTED.

Senator Inman asked for and was granted unanimous consent for use of the Senate Chamber, Monday evening, April 4, 1921, at eight o'clock p.m., for a public hearing on Senate Bill No. 960.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 286—An act to amend section 276*a* of the Code of Civil Procedure, relating to appointment, qualification and compensation of Board of Bar Examiners.

On motion of Senator Burnett, Senate Bill No. 286 was passed on file.

Senate Bill No. 287—An act to amend section 279 of the Code of Civil Procedure, relating to attorneys of other states admission.

On motion of Senator Burnett, Senate Bill No. 287 was passed on file.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 656—An act to add a new section to the Political Code of the State of California, to be numbered 1734*b* and relating to high school districts.

Bill read third time.

On motion of Senator Eden, Senate Bill No. 656 was passed on file.

Senate Bill No. 703—An act to amend section 1622 of the Political Code, relating to the expenditure of State and county school funds.

On motion of Senator Johnson, Senate Bill No. 703 was passed on file.

Senate Bill No. 784—An act providing for the organization and regulation of reciprocal interinsurance exchanges, to be known as the "Reciprocal Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee, approved December 24, 1911,' approved May 26, 1917," as amended.

On motion of Senator Burnett, Senate Bill No. 784 was passed on file.

Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

On motion of Senator Burnett, Senate Bill No. 269 was passed on file.

Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies.

On motion of Senator Burnett, Senate Bill No. 270 was passed on file.

Senate Bill No. 782—An act to amend section 591 of the Political Code, relating to the maintenance of the office of the Insurance Commissioner.

Bill read third time.

On motion of Senator Burnett, Senate Bill No. 782 was passed on file.

Senate Bill No. 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War

on June 27, 1911, directing the approval of the plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by amending section 33 thereof, the said amendment relating to the application of compensation to be made to any reclamation district, levee district, drainage district, municipal corporation, association, private corporation or person.

On motion of Senator Inman, Senate Bill No. 721 was passed on file.

Senate Bill No. 239—An act to add a new section to the Civil Code, to be numbered 196*b*, relating to the liability of a parent for the negligence or wrongful act of his minor child.

On motion of Senator Eden, Senate Bill No. 239 was passed on file.

Senate Bill No. 945—An act to amend section 400 of the Civil Code, relating to corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 945 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, E. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 560—An act to add a new section to the Penal Code, to be numbered 384*a*, providing for the protection of the Toyon or Christmas redberry and prescribing penalties for violations of the provisions thereof.

Bill read third time.

On motion of Senator Eden, Senate Bill No. 560 was passed on file.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 263, An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also, Senate Bill No. 662, An act relative to the reception and temporary care in hospitals of persons suffering from mental derangement;

Also, Senate Bill No. 704, An act to amend section 1578 of the Political Code, relating to the formation of new elementary school districts;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 263—An act to amend section 2 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 263 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 662—An act relative to the reception and temporary care in hospitals of persons suffering from mental derangements.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 662 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—Senator Chamberlin—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 704—An act to amend section 1578 of the Political Code, relating to the formation of new elementary school districts.

On motion of Senator Johnson, Senate Bill No. 704 was passed on file.

HOUR OF RECESS EXTENDED.

At 12 o'clock and 30 minutes p.m., the hour of recess was extended until the conclusion of the consideration of Senate Bill No. 21.

Senate Bill No. 21—An act to add a new section to the Penal Code, to be numbered 164, relating to the practice of law by persons not licensed to practice law; to the furnishing of legal advice, services and counsel, and advertising in connection therewith; providing a penalty for violations of the provisions of this act, and making certain exemptions from the operation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 21 passed by the following vote:

AYES—Senators Boggs, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Gates, Harris, Inman, Irwin, Johnson, Jones, Lyon, Nelson, Otis, Rigdon, Rominger, Sample, Scott, and Shearer—21.

NOES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Chamberlin, Flaherty, Godsil, Hart, Ingram, McDonald, Osborne, Sharkey, and Slater—14.

Title read and approved.

Bill ordered transmitted to the Assembly.

HOUR OF RECESS EXTENDED.

At one o'clock and ten minutes p.m., on motion of Senator Breed, the hour of recess was extended until one o'clock and twenty minutes p.m.

PROPOSED FORM OF SENATE REPORT ON BUDGET HEARINGS.

Senator Carr, W. J., asked for and was granted unanimous consent to have printed in the Journal the proposed form of the report of the Senate, sitting as a Committee of the Whole, in reference to the budget hearings.

PROPOSED FORM OF REPORT OF SENATE, SITTING AS A COMMITTEE OF THE WHOLE, PURSUANT TO THE RESOLUTION OF FEBRUARY 24, 1921, ON INVESTIGATION OF THE PROPOSED STATE BUDGET, ITEM BY ITEM.

To the Senate of the State of California.

The Senate, sitting as a Committee of the Whole, commenced hearings on the proposed State budget on the afternoon of February 28, and closed them on the afternoon of March 28, sitting each afternoon of every legislative day between and including said dates.

In accordance with the requirements of said resolution of February 24, the following named gentlemen were ordered and subpoenaed to appear before the Senate, sitting as a Committee of the Whole, to furnish it with any information or suggestions they might have bearing upon possible reductions or eliminations in the proposed State budget:

Wigginton E. Creed, president Pacific Gas and Electric Company.
Paul Shoup, vice president Southern Pacific Company.
Herbert W. Clark, counsel San Francisco-Oakland Terminal Railways.
Clarence M. Oddie, western representative American Short Line Railroad Association.
B. C. Carroll, general agent Pacific Telephone and Telegraph Company.
Frank Karr, chief counsel Pacific Electric Railway Company.
Champ F. Vance, vice president Los Angeles Gas and Electric Corporation.
A. H. Payson, assistant to the president Santa Fe Railroad.
W. R. Alberger, vice president and general manager San Francisco-Oakland Terminal Railways.
Jesse B. McCargar, president California Bankers' Association.
Mortimer Fleishhacker, president Anglo-California Trust Company.
Wm. Sproule, president Southern Pacific Company.
Frank B. Anderson, President Bank of California.
R. H. Ballard, vice president Southern California Edison Company.
Harry Chandler, editor and manager Los Angeles Times.
W. W. Wood, vice president First National Bank of Los Angeles.
A. B. Cass, president Southern California Telephone and Telegraph Company.
W. L. Blauer, vice president Bank of Italy of San Jose.
J. H. Miller, cashier First National Bank, Healdsburg, California.
Thos. E. Connolly, cashier Stockton Savings and Loan Bank of Stockton, California.
W. E. Benz, president First National Bank of Bakersfield.
A. H. Smith, president First National Bank of Chico.
Wm. Clayton, vice president San Diego Electric Railway.
Max Thelen.
Will H. Fischer.
George Skaller.
Atholl McBean.

Of the number thus subpoenaed, the following were excused by the Senate upon their making and filing written requests to be excused, setting forth in general that they had no personal information which would be of any assistance in the investigation:

Frank B. Anderson.
W. E. Blauer.
William F. Woods.
Mortimer Fleishhacker.
Thomas E. Connolly.
Arthur H. Smith.
W. Clayton.
George Skaller.
Atholl McBean.
Mr. Payson was excused because of sickness.

Of the persons thus subpoenaed, the following appeared in person and made

statements:

Wigginton E. Creed.
Paul Shoup.
Herbert W. Clark.
Clarence M. Oddie.
B. C. Carroll.
Champ F. Vance.
W. R. Alberger.
R. H. Ballard.
Frank Karr.
Max Thelen.
Will H. Fischer.

The remainder of the persons subpœnaed who were not specifically excused, as stated above, or who did not appear, were excused from the mandatory requirements of the subpœna, but were requested if possible to appear before the Senate, sitting as a Committee of the Whole, during the course of the hearings to make any suggestions or recommendations and to present any information they had looking to reductions or eliminations in the proposed budget.

Each of said persons who appeared before the committee was specifically urged and requested to remain in attendance upon the hearings, and to feel free to make any suggestions which might occur to him.

Although none of the gentlemen above named did participate in the hearings after the day of their appearance, they were represented almost continually at the hearings by their attorney, Mr. Max Thelen, and occasionally by Mr. Will H. Fischer.

In addition to the persons above named, who appeared before the Senate, sitting as a Committee of the Whole, the following named persons appeared and made statements bearing upon various items in the budget:

Robert G. Sproul, University of California.
David P. Barrows, president, University of California.
G. W. McInerney, regent, University of California.
Guy C. Earl, regent, University of California.
Dr. J. P. Iverson, Department of Agriculture.
Clyde M. Seavey, Board of Control.
Mr. M. DeMotte, Board of Control.
G. H. Hecke, State Department of Agriculture.
H. S. Smith, State Department of Agriculture.
Dr. H. W. Walker, Federation Farm Bureau.
W. S. Conger, superintendent Capitol Buildings and Grounds.
John S. Chambers, State Controller.
H. W. Levers, Department of Agriculture.
A. M. Robson, Associated Dairymen of California.
R. N. Wilson, secretary Agricultural Legislative Committee.
Dr. J. A. Reily, superintendent Southern California State Hospital.
Dr. R. L. Richards, superintendent Mendocino State Hospital, Ukiah.
Mr. T. Boyd, member board of managers, Mendocino State Hospital, Ukiah.
Mr. B. T. Lancaster, member board of managers, Mendocino State Hospital, Ukiah.
Mr. N. S. Buige, member board of managers, Mendocino State Hospital, Ukiah.
Mr. H. J. McCurry, member of board of managers, Napa State Hospital.
Dr. A. C. Matthews, member of board of managers, Napa State Hospital.
Dr. Leonard Stocking, medical superintendent Agnews State Hospital, Agnew, California.
Dr. A. C. Mathews, superintendent Agnews State Hospital, Agnew, California.
Mr. Owen Duffy, business manager Napa State Hospital, Napa.
Dr. Fred P. Clark, medical superintendent Stockton State Hospital, Stockton.
Dr. C. F. Applegate, superintendent Norwalk State Hospital, Norwalk.
Mr. W. S. James, manager Norwalk State Hospital.
Dr. F. O. Butler, medical superintendent Sonoma State Home.
Dr. W. C. Rappleye, superintendent Pacific Colony.
Captain Duncan Mathewson, chief of detectives, Police Department, San Francisco.
Hon. Fred C. Nelles, superintendent Whittier State School.
Mrs. Clark Hetherington of Sacramento.
Mr. O. H. Close, superintendent Preston State School.
Dr. L. M. Terman, Stanford University.
Mrs. Mary A. Hill, superintendent California School for Girls, Ventura, California.
Mrs. Nellie C. Pierce, attorney for Tax Payers Association of California.
Geo. W. Pierce, president California Almond Exchange.
H. C. Dunlap, secretary California Prune and Apricot Growers' Association.
E. A. Gammon, California Fruit Exchange.
W. F. McClure, State Engineer, Sacramento.
Elizabeth McManus, Social Service Director, Hygiene Department.
Mrs. Aaron Schloss, president California Women's Clubs.

Mrs. C. Nielsen, representing Potato Growers' Association.
Fred H. Bixby, ex president California Cattlemen's Association.
Sam. H. Greene, secretary-manager California Dairy Council.
Col. R. C. Martin, Commandant Veterans' Home, Napa, California.
Mr. W. H. Spaulding, director Industrial Home for the Blind.
Mr. J. S. McCollough, secretary California School for Deaf and Blind.
Mr. C. L. Neumiller, director State Prisons of California.
Mr. Ed. H. White, State Parole Officer of California.
Mr. Fletcher Hamilton, State Mineralogist of California.
Mr. Keith, superintendent Blind Home.
Mr. M. J. Ferguson, State Librarian, Sacramento.
Hon. Will C. Wood, State Superintendent of Schools, Sacramento.
Mr. E. C. Cox, president California Teachers' Association, Oakland.
Hon. Frederick Burke, president San Francisco Normal School.
Hon. E. L. Hardy, president San Diego Normal School.
Hon. W. W. Kemp, president San Jose Normal School.
Hon. C. M. Osenbaugh, president Chico Normal School.
Hon. C. L. McLane, president Fresno Normal School.
Hon. C. L. Phelps, president Santa Barbara Normal School.
Hon. N. B. Van Matre, president Humboldt Normal School.
Col. R. W. Ryder, director California State Polytechnic School, San Luis Obispo.
Archbishop Edward J. Hanna, member of Immigration and Housing Commission, San Francisco.
Hon. Samuel J. Lubin, member of Immigration and Housing Commission, San Francisco.
Father Chas. A. Ramm, president State Board of Charities and Corrections, San Francisco.
Mr. John P. McLaughlin, State Labor Commissioner, San Francisco.
Mr. A. B. C. Dohrmann, member Industrial Welfare Commission, San Francisco.
Mrs. Katherine Edson, secretary Industrial Welfare Commission, San Francisco.
Miss Amy G. Steinhardt, Chief Agent Orphans' Aid, San Francisco.
Dr. George W. Ebright, president State Board of Health, San Francisco.
Dr. W. M. Dickie, secretary State Board of Health, San Francisco.
Mr. A. J. McKinney, member Canners' League of California, Sacramento.
Mrs. A. T. Thompson, director Bureau of Tuberculosis, San Francisco.
Frank R. Devlin, president Railroad Commission, San Francisco.
H. G. Matthewson, assistant secretary Railroad Commission, San Francisco.
Hugh Gordon, attorney for Railroad Commission, San Francisco.
R. Sachse, chief engineer, Railroad Commission, San Francisco.
Chas. H. Lee, president Water Commission, San Francisco.
H. C. Jastro, State Agricultural Society.
Prof. Howard, Deciduous Fruit Experimental Station.
Albert Paul and W. N. Harris, Sixth Agricultural District.
S. H. Williams, State Board Forestry Commission.

A complete stenographic record of all proceedings has been kept and is on file with the Secretary of the Senate.

While the aggregate of the proposed State budget is stated as $81,387,692.51, this should be reduced by $1,061,553.78, on account of appropriations actually made during January of this year to cover deficiency items for the present biennium. Thus, the true aggregate of the budgeted items for the ensuing biennium, as to which this investigation has been had, is $80,323,138.73.

Budget items for ensuing biennium	$80,323,138 73
There was appropriated two years ago for the present biennial period $52,673,255.66, to which must be added the deficiency appropriations referred to above. This brings the total for the present biennium up to	53,737,809 44
Excess of proposed budget over expenditures for present biennium	$26,585,329 29

It will thus be seen that the proposed budget for the ensuing biennium represents an increase over the aggregate of the appropriations for the present biennium of $26,585,329.29. Eighteen million dollars of this increase is accounted for by a vote of the people at the last general election.

The balance of this increase, to wit: $8,585,329.29, is represented quite largely by items for buildings, repairs and improvements at the various institutions of the State, the total budget recommendations for this purpose being $5,043,622.50.

A larger provision for this purpose than usual is clearly necessitated by reason of the fact that during the preceding years, because of extraordinary conditions, practically no building has been done at the State institutions.

Outstanding features of the proposed budget are the large amounts represented by so-called "fixed charges"; that is to say, continuing charges provided for either by constitution or statute, and the large amount returned to the counties, municipalities and school districts for local expenditure and distribution.

Thus, in the category of fixed charges are to be found such items as the following:

Principal and interest on highway and building bonds and Sutter Basin assessment	$6,172,400 00
Support of schools and University	34,041,479 15
Support of orphans	2,838,000 00
Principal and interest, county bonded indebtedness	1,500,000 00
Miscellaneous fixed charges	357,870 00
Total	$44,909,749 15

And in the category of amounts returned to the localities and expended there are found the following:

Smith-Hughes education fund	$224,000 00
Free text books	427,000 00
Orphan aid department	78,312 00
Principal and interest on highway bonds	4,800,000 00
Elementary school fund	24,924,725 00
High school fund	5,077,255 00
Teachers' retirement fund	400,000 00
Support of orphans	2,838,000 00
Principal and interest, county indebtedness	1,500,000 00
Tuberculosis aid	600,000 00
Total	$40,969,892 00

It developed at the hearings that there has been a surprisingly large turnover in the State's employees during the past two years, over 95 per cent of them having been attracted to other fields of occupation by higher wages and salaries.

It is impracticable for the Senate, sitting as a Committee of the Whole, at this time to make specific findings as to each item of the budget. As a result, however, of the hearings, the Senate, sitting as a Committee of the Whole, has reached certain general conclusions which are expressed in the following declarations or findings, adopted by the vote set after each:

DECLARATION NUMBER ONE.

It is the sense of the Senate, sitting as a Committee of the Whole, after having been fully advised in respect to the suggestion that a special election be called for the purpose of incurring a bonded indebtedness for the construction of buildings urgently and immediately needed, that such plan is unwise, financially unsound, and impracticable.

Ayes
Noes

DECLARATION NUMBER TWO.

It is the sense of the Senate, sitting as a Committee of the Whole, that the long continued and firmly established policy of the State of California to care for the building program of the State out of its current revenues, rather than to burden future generations with bonds and interest, should be adhered to. Bonded indebtedness should be incurred only for extraordinary capital requirements or under extraordinary revenue conditions.

Ayes
Noes

DECLARATION NUMBER THREE.

It is the sense of the Senate, sitting as a Committee of the Whole, that the State Budget Board was and is justified in reducing and eliminating the various requests for appropriations in the manner and in the amount expressed in the report of the Budget Board, and that there should be no increase in any of the amounts recommended by the Budget Board, and that there should be no appropriations for any of the budgetable items disallowed by the Budget Board.

Ayes
Noes

DECLARATION NUMBER FOUR.

It is the sense of the Senate, sitting as a Committee of the Whole, in view of present financial conditions and the tendency of prices to fall, that none of the items recommended in the budget should cover or include any amount for any increase in the present salary or wage scale of the State, with the exception of the salaries of teachers in Normal Schools and other State educational institutions. The increases in these cases are necessary to bring the

salaries up to a level with the salaries paid in the common schools and high schools.

Ayes_____
Noes_____

DECLARATION NUMBER FIVE.

It is the sense of the Senate, sitting as a Committee of the Whole, that the apparent decline in the prices of food, clothing and like commodities, entering into the items of support for the various State institutions, as recommended in the budget, since the preparation thereof, justify a slightly further decrease, to wit: a decrease of 5 per cent in addition to the decrease of approximately 8 per cent already reflected in the budget recommendations for support.

Ayes_____
Noes_____

DECLARATION NUMBER SIX.

It is the sence of the Senate, sitting as a Committee of the Whole, that the Senate Finance Committee should scrutinize with the greatest care and exercise the greatest restraint in approving or reporting to the Senate any special appropriation bills not budgeted, and that only such bills shall be reported as shall secure call for expenditures for urgent needs of the State, and that the policy of entering upon any new activities at the present time should be discouraged.

Ayes_____
Noes_____

DECLARATION NUMBER SEVEN.

It is the sense of the Senate, sitting as a Committee of the Whole, without committing itself as to any particular item of the budget, that the Budget Board in formulating its recommendations has shown great industry, thoroughness and conservatism.

Ayes_____
Noes_____

Secretary of Senate, sitting as Committee of the Whole.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL— OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Scott: Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of the State by adding a new article thereto to be numbered XXIV establishing a State Athletic Commission and regulating boxing and sparring in the State.

Senate Constitutional Amendment No. 33 referred to Committee on Constitutional Amendments.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks;

Also: Senate Bill No. 183—An act to amend section 1526 and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property;

Also: Senate Bill No. 187—An act to amend section 1669 of the Code of Civil Procedure, relating to payment of taxes before distribution;

Also: Senate Bill No. 190—An act to amend section 1765 of the Code of Civil Procedure, relating to guardians of incompetent persons;

Also: Senate Bill No. 191—An act to repeal section 3752 of the Political Code, relating to the payment of taxes before distribution;

Also: Senate Bill No. 281—An act to amend section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age

of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith;"

Also: Senate Bill No. 282—An act to amend section 4 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith."

Also: Senate Bill No. 283—An act to amend section 11 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes, and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith."

Also: Senate Bill No. 137—An act to amend section 738 of the Code of Civil Procedure, relating to actions to quiet title to real and personal property;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 548, entitled—An act to amend section 1 of an act entitled "An act defining public weighmaster; describing his duties; providing for rules and regulations governing the performance of his duties; prescribing a bond and fixing the amount thereof; and providing penalties for any violation of the provisions of this act."—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass, as amended.

Committee membership—17; committee vote: Ayes—11; absent—6.

JOHNSON, Acting Chairman.

Senate Bill No. 548 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 296, entitled—An act to amend section 1261 of the Civil Code, relating to homesteads;

Also: Assembly Bill No. 1198, entitled—An act authorizing suits against the State to quiet title against it to real property entitled to be purchased under the provisions of an act entitled, "An act to survey and dispose of certain marsh and tide lands belonging to the State of California," approved March 30, 1868, or any of the acts supplementary thereto and amendatory thereof, and regulating the procedure therein;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—8; absent—9. Same vote on both bills.

JOHNSON, Acting Chairman.

Assembly Bills Nos. 296 and 1198 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 633, entitled "An act to add a new section to be numbered section 19z 41 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 635, entitled—An act to add a new section to be numbered section 19z 34 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—9; absent—8. Same vote on both bills.

JOHNSON, Acting Chairman.

Senate Bills Nos. 633 and 635 ordered on file for second reading.

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 204 An act to amend section 2322*b* of the Political Code, relating to horticulture—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—6; absent—3.

RIGDON, Chairman.

Senate Bill No. 204 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 202 An act to amend section 2322 of the Political Code, relating to horticulture;

Also: Senate Bill No. 203 An act to amend section 2322*d* of the Political Code, relating to horticulture;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—6; absent—3. Same action on both bills.

RIGDON, Chairman.

Senate Bills Nos. 202 and 203 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 268—An act providing for the control and destruction of predatory wild animals, making an appropriation therefor, and repealing acts authorizing the payment of bounties on such animals—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Finance.

Committee vote: Ayes—6; absent—3.

RIGDON, Chairman.

Senate Bill No. 268 re-referred to Committee on Finance.

REQUESTS FOR INTRODUCTION OF BILLS.

The following requests for permission to introduce bills were presented:

By Senators Arbuckle and King:

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, we request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act.

Request referred to Committee on Rules.

By Senator Burnett:

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act concerning the waterfront of the city and county of San Francisco.

Request referred to Committee on Rules.

RECESS.

At one o'clock and twenty minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock and thirty minutes p.m.

RECONVENED.

At two o'clock and thirty minutes p.m., the Senate reconvened. Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At two o'clock and thirty-five minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 185—An act to amend sections 1578 and 1579 of the Code of Civil Procedure, relating to probate petitions for leave to mortgage or lease;

Also: Senate Bill No. 188—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death, and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property;

Also: Senate Bill No. 184—An act to amend section 1561 of the Code of Civil Procedure, relating to return of probate sales;

Also: Senate Bill No. 189—An act to amend section 1747 of the Code of Civil Procedure, relating to notice of petitions for letters of guardianship;

Also: Senate Bill No. 186—An act to add a new chapter to title XIV of part II of the Code of Civil Procedure, to be numbered chapter VIII, embracing sections 1060 to 1062, both inclusive, relating to declaratory relief;

Also: Senate Bill No. 138—An act to add a new chapter to title II of part III of division I of the Civil Code, to be numbered chapter III, embracing section 231, relating to actions to determine parental relation;

Also: Senate Bill No. 713—An act to provide for the more general observance of Sunday as a day of rest;

Also: Senate Bill No. 198—An act to amend section 32 of the "Water Commission Act," approved June 16, 1913, relating to fees to be paid upon submission of proof of appropriation of water;

Also: Senate Bill No. 199—An act to amend an act, known as the "Water Commission Act," approved June 16, 1913, amending section 37 thereof and adding thereto five new sections, to be numbered 37*a*, 37*b*, 37*c*, 37*d*, 37*e*, relating to the distribution of water and providing for the appointment of water masters and defining their duties;

Also: Senate Bill No. 277—An act to provide for the sanitary inspection of slaughtering houses, the inspection of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof;

Also: Senate Bill No. 412—An act amending section 8 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended, relating to certificates licensing the practice of medicine, drugless healing, and chiropody;

Also: Senate Bill No. 922—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith;

Also: Senate Bill No. 537—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education;

Also: Senate Bill No. 475—An act to amend section 634 of the Civil Code, relating to fees charged by building and loan associations;

Also: Senate Bill No. 535—An act to amend sections 354, 1487, 1488, 1489, 1494, 1495, 1503 and 1507 of the Political Code of the State of California, relating to the State normal schools or teachers colleges, and to repeal sections 1497, 1501 and 1502 of the Political Code;

Also: Senate Bill No. 408—An act to regulate the control of smallpox and vaccination and to repeal an act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California, specifying the duties of certain officers and persons with relation thereto making violations of its provisions a misdemeanor, providing penalties, and repealing an act entitled 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889," approved March 7, 1911;

Also: Senate Bill No. 478—An act to amend sections 2 and 3 of an act entitled "An act to regulate the work and hours of employees engaged in selling at retail drugs and medicines, and compounding physicians' prescriptions, and providing a penalty for the violation thereof," approved February 25, 1905, as amended;

Also: Senate Bill No. 654—An act to amend chapter I of title V of part III of the Political Code, relating to State hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons, by amending sections 2144, 2153, 2153*a*, 2167*a*, 2172, 2176, 2178, 2180, 2181, 2191, and 2192 thereof, and adding thereto new sections to be numbered 2141*a*, 2176*a*, 2178*a*, and 2181*b*;

Also: Senate Bill No. 285—An act to amend an act entitled "An act to amend the Political Code by repealing sections 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, inclusive, and to enact new sections thereof to be numbered consecutively 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, 3959, 3960, 3961, 3962, 3963, 3964, 3965, 3966, inclusive, relating to the establishment and definition of the boundaries of the counties of the State of California," approved May 24, 1919, by repealing sections 5, 20 and 59 thereof, and by adding to the Political Code three new sections, to be

numbered, respectively, 3912, 3927 and 3966, all relating to such county boundaries; Also: Senate Bill No. 753—An act to amend section 3751 of the Political Code, relating to tax receipts; Also: Senate Bill No. 181—An act to amend sections 1412, 1413, 1415 and 1417 of the Code of Civil Procedure, relating to special administrators; And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 920—An act to validate bonds of Fairview Elementary School District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 920 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Gates, Godsil, Hart, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Ots, Purkitt, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 919—An act to validate bonds of Maxwell Union High School District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 919 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Duncan, Gates, Godsil, Hart, Irwin, Johnson, Jones, King, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 485—An act to add to the Political Code a new section, to be numbered 3467, relating to the power of trustees of reclamation districts to make rules and regulations for furnishing water for the irrigation of lands in the district, fixing charges and rates for the same, collection of the same, levying assessments for the same on the lands in the district, providing for a special fund kept by the county treasurer in which sums collected for irrigation shall be kept, and providing for the paying out said fund on orders or warrants by the trustees for the costs of irrigation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 485 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, and Slater—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

In the absence of the author, Senate Bill No. 524 was passed on file.

Senate Bill No. 161.—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

On motion of Senator Purkitt, Senate Bill No. 161 was passed on file.

Senate Bill No. 537.—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 537 passed by the following vote:

AYES.—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Eden, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Sample, Scott, Sharkey, Shearer, and Slater—27.

NOES.—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 198.—An act to amend section 32 of the "Water Commission Act," approved June 16, 1913, relating to fees to be paid upon submission of proof of appropriation of water.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 198 passed by the following vote:

AYES.—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, and Slater—29.

NOES.—Senator Chamberlin—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR OTIS IN CHAIR.

At three o'clock and twenty-five minutes p.m., Senator Otis of the Fourteenth District in the chair.

Senate Bill No. 199.—An act to amend an act, known as the "Water Commission Act," approved June 16, 1913, amending section 37 thereof and adding thereto five new sections, to be numbered 37*a*, 37*b*, 37*c*, 37*d*, 37*e*, relating to the distribution of water and providing for the appointment of water masters and defining their duties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 199 passed by the following vote:

AYES.—Senators Allen, Boggs, Burnett, Canepa, Crowley, Dennett, Eden, Gates, Hart, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Scott, Sharkey, and Slater—21.

NOES.—Senators Arbuckle, Chamberlin, Rominger, and Shearer—4.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 535.—An act to amend sections 354, 1487, 1488, 1489, 1494, 1495, 1503 and 1507 of the Political Code of the State of Cali-

fornia, relating to the State Normal Schools or Teachers' Colleges, and to repeal sections 1497, 1501 and 1502 of the Political Code.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 535 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 277—An act to provide for the sanitary inspection of slaughtering houses, the inspection of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 277 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Ingram, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rush, Scott, Sharkey, and Slater—26.

NOES—Senators Chamberlin, Irwin, and Sample—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Dennett gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 277 was passed.

Senate Bill No. 408—An act to regulate the control of smallpox and vaccination and to repeal an act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California, specifying the duties of certain officers and persons with relation thereto, making violations of its provisions a misdemeanor, providing penalties, and repealing an act entitled 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889," approved March 7, 1911.

On motion of Senator Crowley, Senate Bill No. 408 was passed on file.

Senate Bill No. 478—An act to amend sections 2 and 3 of an act entitled "An act to regulate the work and hours of employees engaged in selling at retail drugs and medicines, and compounding physicians' prescriptions, and providing a penalty for the violation thereof," approved February 25, 1905, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 478 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Flaherty, Godsil, Harris, Ingram, Inman, Johnson, Jones, McDonald, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—21.

NOES—Senators Allen, Arbuckle, Burnett, Chamberlin, Duncan, Eden, Gates, Irwin, King, Nelson, Rominger, and Sample—12.

Title read and approved.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF ASSEMBLY BILLS—(OUT OF ORDER).

Senator Jones asked for and was granted unanimous consent to take up for the purpose of amendment, out of the regular order, Assembly Bill No. 378.

Assembly Bill No. 378—An act to amend section 1609 of the Political Code, relating to the employment of teachers and other employees of elementary and secondary schools.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Assembly Bill No. 378 to Senator Johnson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 4, line 49, of the printed amended bill, add as follows: "All employments under the provisions of this section shall be subordinate to the right of the Legislature to amend or repeal this section at any time, and nothing herein contained shall ever be held, deemed or construed to confer upon any person employed pursuant to the provisions hereof a contract which will be impaired by the amendment or repeal of this section."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 378, with instructions to amend, respectfully reports the same back, amended as per instructions.

JOHNSON, Special Committee.

Report read, and on motion of Senator Jones adopted.

Bill ordered to print, and re-engrossment.

REPORTS OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON CONSTITUTIONAL AMENDMENTS.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 16½ of article XI thereof, relating to deposits of public moneys—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—9; committee vote: Ayes—8; absent—1.

SAMPLE, Chairman.

Assembly Constitutional Amendment No. 26 ordered to engrossment, and on file.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 13—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article II thereof, relating to the right of suffrage—has

had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee vote: Ayes—6; noes—2; absent—1.

SAMPLE, Chairman.

Assembly Constitutional Amendment No. 13 ordered to engrossment and on file.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article II thereof a new section to be numbered 7, relative to suffrage—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be adopted, as amended.

Committee vote: Ayes—6; noes—2; absent—1.

SAMPLE, Chairman.

Senate Constitutional Amendment No. 30 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 32—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section to article IX thereof, to be known as section 6¼, relating to the payment of bonds of school districts—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be adopted, as amended.

Committee vote: Ayes—8; absent—1.

SAMPLE, Chairman.

Senate Constitutional Amendment No. 32 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 29—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article XI thereof a new section to be known as section 20—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee vote: Ayes—8; absent—1.

SAMPLE, Chairman.

Senate Constitutional Amendment No. 29 ordered to engrossment and on file.

CONSIDERATION OF SENATE BILL—(OUT OF ORDER).

Senator Ingram asked for and was granted unanimous consent to take up at this time, for the purpose of amendment, out of the regular order, Senate Bill No. 654.

Senate Bill No. 654—An act to amend chapter I of title V of part III of the Political Code, relating to State hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons, by amending sections 2144, 2145, 2153, 2153*a*, 2167*a*, 2176, 2178, 2179, 2180, 2181, 2182, and 2191 thereof, and adding thereto new sections to be known and numbered as sections 2176*a*, 2178*a*, 2180*a*, 2181*a*, and 2182*a*.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Ingram moved to refer Senate Bill No. 654 to Senator Johnson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 9, line 3, of the amended printed bill, strike out the semicolon and insert in lieu thereof a period; also in same line commencing with the word "*provided*" strike out everything down to and including line 6.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 654, with instructions to amend, respectfully reports the same back, amended as per instructions.

JOHNSON, Special Committee.

Report read, and on motion of Senator Ingram adopted.

Bill ordered to print, and re-engrossment.

ADJOURNMENT.

At four o'clock and ten minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Wednesday, March 30, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—39.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Tuesday, March 29, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Anderson, the privilege of the floor of the Senate Chamber for the day was unanimously extended to C. F. Thompson of Oakland, secretary Jackson Furniture Company, and to Douglas White of San Francisco, general manager Retail Furniture Association of California.

On request of Senator Otis, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Frank W. Frost of Oakland.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Lawrence Edwards of Stockton, former member of the Assembly and chairman of the Assembly Committee on Military Affairs.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Colonel A. T. McClure of San Francisco, of the Remount Service, U. S. A., and to Hamilton Horse Bassett, Pacific Coast representative Horse Association of America.

On request of Senator Otis, the privilege of the floor of the Senate Chamber for the day was unanimously extended to R. A. Balzari of Alameda, former page of Senate in 1897.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Lyman Green of Petaluma, a former member of the Assembly.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 29, 1921, passed the following:

Assembly Bill No. 33—An act to add a new section to the Political Code to be numbered 1252*a*, relating to the conduct of elections;

Also: Assembly Bill No. 36—An act to amend sections 1207 and 1264 of the Political Code of California, relating to elections.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bills Nos. 33 and 36 read first time, and referred to Committee on Elections.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 25, 1921, adopted Assembly Constitutional Amendment No. 31—A resolution to propose to the people of the State of California an amendment to the constitution of the State, by amending section 13, of article XI, relative to irrigation, reclamation and drainage districts.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Constitutional Amendment No. 31, referred to Committee on Constitutional Amendments.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act" by amending sections 1, 5, 13, 15, 15*a*, 17, 19, 21*a*, 21*b*, 23, 24*a*, 25, 26, 28, 31, 31*b*, 37, 48*a*, 56*a*, 56*b*, 57*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking;

Also: Senate Bill No. 313—An act to regulate the hours of labor of employees on street railways, electric and elevated railways; providing penalties for the violation of its provisions and repealing all acts or parts of acts in conflict with this act;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 795—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation and the disposition of such accusation after full compliance with the terms of probation and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties and fixing their compensation and duties and providing for adult probation boards in certain counties and cities and counties;

Also: Senate Constitutional Amendment No. 29—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article XI thereof a new section to be known as section 20;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Engrossment has examined Senate Bill No. 654—An act to amend chapter I of title V of part III of the Political Code, relating to State hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons, by amending sections 2144, 2153, 2153*a*, 2167*a*, 2172, 2176, 2178, 2180, 2181, 2191, and 2192 thereof, and adding thereto new sections to be numbered 2144*a*, 2176*a*, 2178*a*, and 2181*b*—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

COMMUNICATION.

The following communication was received and ordered printed in the Journal:

By Senator McDonald:

SAN FRANCISCO, March 29, 1921.

The following resolution was passed by the Order of Camels of the State of California, to be presented and read in the Senate Chamber:

Resolved, That the State organization, Order of Camels, hereby protest on any action taken by our Senators in framing or passing any measures which will take away the rights of the common people, that of personal liberty; and be it further

Resolved, That the Order of Camels by a majority vote of the order protest against the passage of the Wright measure or bill, for the enforcement of the eighteenth amendment. The same to be left in the hands of Congress for modification to the wishes of the majority of the common people of this great nation of ours; and be it further

Resolved, That the Order of Camels hereby endorse Assembly Joint Resolutions Nos. 5 and 22, relative to a modification by Congress of the Volstead Act, and petition the Senate for the passage of same; be it further

Resolved, That the resolution to go on file on the records of the State organization and the same to be sent to the Grand Caravan of the Order of Camels as a record by a popular vote of the people of this great State of ours as shown by record within the last four years' vote; be it further

Resolved, That a copy of these resolutions be forwarded to the Senate and Assembly now in session at Sacramento.

E. E. PFAEFFLE, State Sheik

Attested by: J. C. KLOOS, State Secretary Order of Camels.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 286—An act to amend section 276*a* of the Code of Civil Procedure, relating to appointment, qualifications and compensation of Board of Bar Examiners.

On motion of Senator Burnett, Senate Bill No. 286 was passed on file.

Senate Bill No. 287—An act to amend section 279 of the Code of Civil Procedure, relating to attorneys of other states admission.

On motion of Senator Burnett, Senate Bill No. 287 was passed on file.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

On motion of Senator Carr, W. J., Senate Bill No. 415 was passed on file.

Senate Bill No. 814—An act to amend section 628*b* of the Penal Code, relating to the protecton of fish.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, lines 13 and 14, of the printed bill, strike out the following: "except in fish and game districts nineteen and twenty-one,".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 18, of the printed bill, strike out the period and insert in lieu thereof a semicolon and the following: "*provided*, that in fish and game district four "e", black bass may be taken in the manner and amount provided elsewhere in this section at any time of the year. Black bass so taken may be possessed in fish and game district four."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 633—An act to add a new section, to be numbered section 19*x* 41, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 635—An act to add a new section, to be numbered section 19*x* 34, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 204—An act to amend section 2322*b* of the Political Code, relating to horticulture.

Bill read second time, ordered engrossed, and on file for third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 654—An act to amend chapter I of title V of part III of the Political Code, relating to State hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons, by amending sections 2144, 2145, 2153, 2153*a*, 2167*a*, 2176, 2178, 2179, 2180, 2181, 2182, and 2191 thereof, and adding thereto new

sections to be known and numbered as sections 2176*a*, 2178*a*, 2180*a*, 2181*a*, and 2182*a*.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 654 passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Inman, Johnson, King, Lyon, McDonald, Osborne, Rigdon, Sample, Shearer, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 656—An act to add a new section to the Political Code of the State of California, to be numbered 1734*b*, and relating to high school districts.

On motion of Senator Eden, Senate Bill No. 656 was passed on file.

Senate Bill No. 703—An act to amend section 1622 of the Political Code, relating to the expenditure of State and county school funds.

On motion of Senator Johnson, Senate Bill No. 703 was passed on file.

Senate Bill No. 704—An act to amend section 1578 of the Political Code, relating to the formation of new elementary school districts.

On motion of Senator Johnson, Senate Bill No. 704 was passed on file.

Senate Bill No. 784—An act providing for the organization and regulation of reciprocal interinsurance exchanges, to be known as the "Reciprocal Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee, approved December 24, 1911,' approved May 26, 1917," as amended.

On motion of Senator Burnett, Senate Bill No. 784 was passed on file.

Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

On motion of Senator Burnett, Senate Bill No. 269 was passed on file.

Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies.

On motion of Senator Burnett, Senate Bill No. 270 was passed on file.

Senate Bill No. 782—An act to amend section 591 of the Political Code, relating to the maintenance of the office of the Insurance Commissioner.

On motion of Senator Burnett, Senate Bill No. 782 was passed on file.

Senate Bill No. 701—An act defining corporations for the purpose of engaging in international or foreign banking or other international or foreign financial operations or in banking or other financial operations in a dependency or insular possession of the United States, either directly or through the agency, ownership or control of local institutions in foreign countries, or in such dependencies or insular possessions and to act when required by the Secretary of the Treasury of the United States as fiscal agents of the United States; providing for the incorporation, powers and supervision of such corporations, and providing for

the licensing by the superintendent of banks of foreign corporations to transact in this State the business of a corporation defined and organized by this act.

On motion of Senator Hart, Senate Bill No. 701 was passed on file.

Senate Bill No. 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of the plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by amending section 33 thereof, the said amendment relating to the application of compensation to be made to any reclamation district, levee district, drainage district, municipal corporation, association, private corporation or person.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 721 passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rush, Sample, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Assembly Concurrent Resolution No. 29—Relative to the adjournment of the Legislature.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Concurrent Resolution No. 29 referred to Committee on Rules.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of

article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Constitutional Amendment No. 22—A resolution to propose to the people of the State of California an amendment to article I section 7 of the constitution, relating to trial by jury.

In the absence of the author, Senate Constitutional Amendment No. 22 was passed on file.

Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the constitution of the State amending section 19 of article VI of said constitution, relating to the charging of juries by judges.

In the absence of the author, Senate Constitutional Amendment No. 23 was passed on file.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 832 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 835 was passed on file.

Senate Bill No. 35—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property.

On motion of Senator Lyon, Senate Bill No. 35 was passed on file.

Senate Bill No. 239—An act to add a new section to the Civil Code, to be numbered 196*b*, relating to the liability of a parent for the negligence or wrongful act of his minor child.

On motion of Senator Eden, Senate Bill No. 239 was passed on file.

Senate Bill No. 209—An act to amend sections 2, 3, 4, 5 and 6 of an act known as "The Building and Loan Commission Act," approved April 5, 1911.

Bill read third time.

CASE OF URGENCY.

Section 6, setting forth the urgency clause, read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Shearer, and Slater—29.

NOES—Senators Arbuckle, Chamberlin, Duncan, Hart, Lyon, Purkitt, and Yonkin—7.

MOTION.

Senator Inman moved that the Sergeant-at-Arms be instructed to allow no person or persons to remain in the lobby of the Senate from this day henceforth to the end of the session of the Legislature.

Motion duly seconded.

MOTION TO LAY ON TABLE.

Senator Scott moved to lay the motion of Senator Inman on the table. Motion seconded by Senator Duncan.

POINT OF ORDER BY SENATOR INMAN.

Senator Inman raised the point of order that a motion to lay on the table was not debatable.

DECISION ON POINT OF ORDER.

The President announced his decision and declared the point of order well taken.

The question being on the motion of Senator Scott to lay Senator Inman's motion on the table.

Motion carried.

The question being on the passage of Senate Bill No. 209.

The roll was called, and Senate Bill No. 209 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Carr, W. J., Crowley, Dennett, Edeu, Flaherty, Godsil, Harris, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shurtleff, Sweeney, and Slater—27.

NOES—Senators Allen, Canepa, Carr, F. M., Chamberlin, Duncan, Hart, Lyon, Purkitt, Rominger, and Yonkin—10.

Title read and approved.

Bill ordered transmitted to the Assembly.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Slater:

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to amend section 1333 of the Political Code, relating to filling vacancies in the office of United States Senator.

Request referred to Committee on Rules.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Burnett to introduce a bill entitled "An act concerning the waterfront of the city and county of San Francisco," has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote—Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—35.
NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Burnett: Senate Bill No. 961—An act concerning the waterfront of the city and county of San Francisco.

Bill read first time, and referred to Committee on Commerce and Navigation.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senators Arbuckle and King, to introduce a bill entitled "An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act" has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.
Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.
NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senators Arbuckle and King: Senate Bill No. 962—An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act.

Bill read first time, and referred to Committee on Revenue and Taxation.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Inman to introduce a bill entitled An act to add a new section to the Penal Code to be numbered 630c, prohibiting fishing by aliens has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Inman: Senate Bill No. 963—An act to add a new section to the Penal Code, to be numbered 630c, prohibiting fishing by aliens.

Bill read first time, and referred to Committee on Fish and Game.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Nelson to introduce a bill entitled An act validating the formation, organization and existence of San Luis Obispo High School District of San Luis Obispo County—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Nelson: Senate Bill No. 964—An act validating the formation, organization and existence of San Luis Obispo High School District of San Luis Obispo County.

Bill read first time, and referred to Committee on Judiciary.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Slater to introduce a bill entitled "An act to amend section 1333 of the Political Code, relating to filling vacancies in the office of United States senator," has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership, 5; committee vote: Ayes, 4; absent, 1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Slater: Senate Bill No. 965—An act to amend section 1333 of the Political Code, relating to filling vacancies in the office of United States Senator.

Bill read first time, and referred to Commitee on Elections.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 232—An act to amend section 2 of an act entitled "An act to authorize the State Board of Control to sell certain lands," approved June 1, 1917.

On motion of Senator Boggs, Senate Bill No. 232 was passed on file.

Senate Bill No. 220—An act authorizing the State Department of Engineering to exchange approximately one and five-tenths acres of land belonging to the State near Castaic Station, Los Angeles County, for approximately three and nine-tenths acres of land belonging to the Newhall Land and Farming Company, a corporation, near Saugus in said county.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 220 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Sample, Scott, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 221—An act authorizing the conveyance to the county of Los Angeles of a right of way for a county road over land owned by the State of California near Castaic Station, Los Angeles County, California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 221 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, and Slater—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 502—An act to provide for the sale by the State of certain classes of submerged lands.

On motion of Senator Otis, Senate Bill No. 502 was passed on file.

Senate Bill No. 503—An act validating sales heretofore made of certain classes of submerged lands and patents heretofore issued therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 503 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

LEAVE OF ABSENCE GRANTED.

On motion of Senator Breed, Senator Irwin was excused for the remainder of the day.

Senate Bill No. 560—An act to add a new section to the Penal Code, to be numbered 384*a*, providing for the protection of the Toyon or Christmas redberry and prescribing penalties for violations of the provisions thereof.

On motion of Senator Eden, Senate Bill No. 560 was passed on file.

Senate Bill No. 475—An act to amend section 634 of the Civil Code, relating to fees charged by building and loan associations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 475 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Scott, Sharkey, and Slater—28.

NOES—Senator Allen—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 408—An act to regulate the control of smallpox and vaccination and to repeal an act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California, specifying the duties of certain officers and persons with relation thereto, making violations of its provisions a misdemeanor, providing penalties, and repealing an act entitled 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889," approved March 7, 1911.

On motion of Senator Crowley, Senate Bill No. 408 was passed on file.

Senate Bill No. 412—An act amending section 8 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a board of medical examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a board of medical examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended, relating to certificates licensing the practice of medicine, drugless healing, and chiropody.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 412 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Inman, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks.

On motion of Senator Sample, Senate Bill No. 53 was passed on file.

ASSISTANT SECRETARY G. MELVIN WARREN AT THE DESK.

Senate Bill No. 285—An act to amend an act entitled "An act to amend the Political Code by repealing sections 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936,

3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, inclusive, and to enact new sections thereof to be numbered consecutively 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, 3959, 3960, 3961, 3962, 3963, 3964, 3965, 3966, inclusive, relating to the establishment and definition of the boundaries of the counties of the State of California," approved May 24, 1919, by repealing sections 5, 20 and 59 thereof, and by adding to the Political Code three new sections, to be numbered, respectively, 3912, 3927 and 3966, all relating to such county boundaries.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 285 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Inman gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 285 was passed.

Senate Bill No. 753—An act to amend section 3751 of the Political Code, relating to tax receipts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 753 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Sharkey, and Slater—29.

NOES—Senators Allen, and Duncan—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 181—An act to amend sections 1412, 1413, 1415 and 1417 of the Code of Civil Procedure, relating to special administrators.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 181 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Scott, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 183—An act to amend section 1526 and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property.

Bill read third time.

On motion of Senator Jones, Senate Bill No. 183 was passed on file.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until twelve o'clock and forty-five minutes p.m.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Scott:

WHEREAS, The Supreme Ruler of the Universe in His wisdom has seen fit to call from his earthly labors the Honorable Henry M. Owens, judge of the superior court, of the city and county of San Francisco; and

WHEREAS, The said Judge Henry M. Owens had lived a useful and exemplary life, having by his own efforts and by reason of great native ability arisen from a lowly station in private life to a position of eminence and distinction in public life, thereby setting a worthy example; and

WHEREAS, Judge Owens did during his lifetime display such qualities of patriotic loyalty to the State and nation as to stamp him a true representative of the best traits of American citizenship; therefore, be it

Resolved, That the Senate of the State of California in regular session assembled on this the thirtieth day of March, 1921, does deplore the passing of Judge Henry M. Owens, and we hereby express our deep sympathy to his bereaved widow and assure her that in the memory of her deceased husband she has a solace which will go with her through life; and be it further

Resolved, That the Secretary of the Senate be and she is hereby directed to forward to the bereaved widow of the deceased Judge Henry M. Owens a suitably engrossed copy of these resolutions, and that when the Senate adjourns upon this day, it does so in respect of the memory of the Honorable Judge Henry M. Owens.

Resolution read, and on motion of Senator Scott adopted.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order.

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 201—An act to promote the development of the California fruit, nut and vegetable industry in State and interstate markets, to provide for the establishment of grades, standards and standard packages for fruits, nuts and vegetables, to provide for the establishment and enforcement of rules and regulations necessary to carry out the provisions hereof, creating the standardization fund, providing penalties for the violation of the provisions hereof, and repealing all acts inconsistent herewith—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—6; absent—3.

RIGDON, Chairman.

Senate Bill No. 201 ordered on file for second reading.

ON CIVIL SERVICE.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on Civil Service, to which was referred Senate Bill No. 216—An act to amend section 1 of an act entitled "An act to secure to native-born and naturalized citizens of the United States the exclusive right to be employed in any department of the State, county, city and county and city government in this State, except in certain schools, to validate certain acts, and to repeal

all acts in conflict herewith," approved May 19, 1915—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—5; committee vote: Ayes—5.

ANDERSON, Chairman.

Senate Bill No. 216 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Civil Service, to which was referred Senate Bill No. 26—An act to amend sections 26 and 27 of an act entitled, "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended—has had the same under consideration, and respectfully reports the same back and recommends that it do pass.

Committee vote: Ayes—5; noes—none; absent—none.

ANDERSON, Chairman.

Senate Bill No. 26 ordered on file for second reading.

ON CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on Corporations, to which was referred Senate Bill No. 426—An act to amend section 565 of the Penal Code, relating to certain rights and remedies of stockholders in California corporations—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—7; absent—4.

CHAMBERLIN, Chairman.

Senate Bill No. 426 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Corporations, to which was referred Assembly Bill No. 516—An act to amend sections 4 and 5 of an act entitled "An act defining industrial loan companies, providing for their incorporation, powers and supervision," approved May 18, 1917—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—6; absent—5.

CHAMBERLIN, Chairman.

Assembly Bill No. 516 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 656—An act to add a new section to be known as 9*a* 33 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bill No. 656 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 934—An act to add a new section to be numbered section 19*a* 31 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment

of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 678—An act to add a new section to be known as 9*a* 50 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 809—An act to add a new section to be numbered section 19*a* 9 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—6; absent—5. DUNCAN, Chairman.

Assembly Bills Nos. 934, 678 and 809 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 647—An act to add a new section to be numbered section 19*a* 52 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 971—An act to amend section 4256 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-seventh class;

Also: Assembly Bill No. 968—An act to add a new section to be numbered section 19*a* 37 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended

by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 575—An act to amend section 4300b of the Political Code, relating to sheriff's fees;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—6; absent—5. DUNCAN, Chairman.

Assembly Bills Nos. 647, 971, 968 and 575 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 972—An act to add a new section to be numbered section 19x 27 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers;

Also: Assembly Bill No. 677—An act to add a new section to be numbered section 19x 50 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 884—An act to amend section 4272 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-third class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bills Nos. 972, 677 and 884 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 578—An act to add a new section to be numbered section 19x 28 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent here-

with," approved June 5, 1915, as amended, said section relating to salaries of probation officers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bill No. 578 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 120, entitled "An act to recognize and declare valid all proceedings in Foothill Irrigation District";

Also: Assembly Bill No. 1197, entitled—An act to confirm and declare valid all proceedings on the organization of Kasson Irrigation District and recognizing and validating said district;

Also: Assembly Bill No. 164, entitled—An act recognizing and declaring valid the Naglee Burk Irrigation District and approving and declaring valid all proceedings on formation and organization of said district;

Also: Assembly Bill No. 1200, entitled—An act to confirm and declare valid all proceedings on the organization of Banta-Carbona Irrigation District and recognizing and validating said district;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—8; absent—9. Same vote on all bills.

JOHNSON, Acting Chairman.

Assembly Bills Nos. 120, 1197, 164 and 1200 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 836, entitled—An act amending section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of these guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith, approved June 5, 1915, as amended;

Also: Senate Bill No. 492, entitled—An act to authorize suits against the State for services rendered to the State or for moneys expended in connection with such services, and regulating the procedure therein;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—8; absent—9. Same vote on both bills.

JOHNSON, Acting Chairman.

Senate Bills Nos. 836 and 492 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Concurrent Resolution No. 4—An act relative to the compilation of the laws of California—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee vote: Ayes—8; absent—9.

JOHNSON, Acting Chairman.

Assembly Concurrent Resolution No. 4 ordered on file.

RECESS.

At twelve o'clock and forty-five minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Hon. A. H. Breed, President pro tempore of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 88—An act to amend section 1704 of the Code of Civil Procedure, relating to entry in minute book of orders and decrees made by the court or a judge thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 42—An act to amend sections 288, 289, 291 and 299 of the Code of Civil Procedure, and to add a new section to said code, to be numbered 300, relating to the suspension and disbarment of attorneys.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 69—An act to amend section 338 of the Code of Civil Procedure, relating to limitations of actions.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 70—An act to amend section 671 of the Code of Civil Procedure, relating to priority of judgment liens.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1212—An act to add a new section to the Political Code to be numbered 4095*a*, relating to the destruction of county auditor, county treasurer, records which are more than five years old.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In the title of the printed bill, strike out the word "five" on line 4 and insert in lieu thereof the word "ten".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 83—An act to amend sections 940, 941 and 953 and to repeal sections 941*a*, 941*b* and 941*c* of the Code of Civil Procedure, relating to notices and undertakings on appeal.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 86—An act to amend section 4300*a* of the Political Code, relating to the payment of calendar fees.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 243—An act to amend section 1310 of the Civil Code, relating to devisees or legatees.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 324—An act to amend section 1388 of the Civil Code, relating to succession.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 844—An act to add a new section to be known as 9*a* 29 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,'

approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 484—An act to amend section 635 of the Penal Code, relating to the killing of fish with explosives and by pollution of waters, and prescribing a penalty therefor.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 488—An act to amend section 626*b* of the Penal Code, relating to the protection of fish and game.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 465—An act to amend section 626*s* of the Penal Code, relating to the protection of fish and game.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 464—An act to amend section 628*b* of the Penal Code, relating to the protection of fish and game.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 296—An act to amend section 1261 of the Civil Code, relating to homesteads.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1198—An act authorizing suits against the State to quiet title against it to real property entitled to be purchased under the provisions of an act entitled "An act to survey and dispose of certain marsh and tide lands belonging to the State of California," approved March 30, 1868, or any of the acts supplementary thereto and amendatory thereof, and regulating the procedure therein.

Bill read second time, and ordered on file for third reading.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Slater: Senate Constitutional Amendment No. 34—Relative to judges pro tempore.

Senate Constitutional Amendment No. 34 referred to Committee on Constitutional Amendments.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 29, passed Assembly Bill No. 66—An act to amend sections 5, 7 and 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

JEROME B. KAVANAUGH, Chief Clerk
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 66 read first time, and referred to Committee on Elections.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Assembly Bill No. 982—An act authorizing the Regents of the University of California to sell and convey certain land situate in Los Angeles County, known as the Santa Monica Forestry Station, and directing that the proceeds of such sale shall become the property of the Regents of the University of California.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 982 read first time, and referred to Committee on Universities.

THIRD READING OF SENATE BILLS—(RESUMED).

Senator Eden asked for and was granted unanimous consent to take up at this time, out of the regular order, Senate Bill No. 560 for the purpose of amendment.

Senate Bill No. 560—An act to add a new section to the Penal Code, to be numbered 384*a*, providing for the protection of the Toyon or Christmas redberry and prescribing penalties for violations of the provisions thereof.

Bill read third time previously.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Eden moved to refer Senate Bill No. 560 to Senator Johnson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the amended printed bill, strike out the word "cuts" and the comma thereafter; also in the same line strike out the comma after the word "mutilates" and the words "or carries away", and insert in lieu thereof the words "or destroys".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the amended printed bill after the word "red berry" insert the word "tree".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 560, with instructions to amend, respectfully reports the same back, amended as per instructions.

JOHNSON, Special Committee.

Report read, and on motion of Senator Eden adopted.

Bill ordered to print and re-engrossment.

SENATOR FLAHERTY IN THE CHAIR.

At two o'clock and twenty-five minutes p.m., Senator Flaherty of the Twenty-fourth District in the chair.

Senate Bill No. 185—An act to amend sections 1578 and 1579 of the Code of Civil Procedure, relating to probate petitions for leave to mortgage or lease.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 185 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Johnson, Jones, McDonald, Otis, Sample, and Scott—22.

NOES—Senators Carr, F. M., Ingram, Nelson, Sharkey, Shearer, and Slater—6.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator McDonald gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 185 was passed.

Senate Bill No. 187—An act to amend section 1669 of the Code of Civil Procedure, relating to payment of taxes before distribution.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 187 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 188—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property.

On motion of Senator Jones, Senate Bill No. 188 was passed on file.

Senate Bill No. 190—An act to amend section 1765 of the Code of Civil Procedure, relating to guardians of incompetent persons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 190 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rominger, Sample, Scott, Sharkey, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 191—An act to repeal section 3752 of the Political Code, relating to the payment of taxes before distribution.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 191 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil,

Hart, Ingram, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Scott, Sharkey, and Slater—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 281—An act to amend section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 281 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 184—An act to amend section 1561 of the Code of Civil Procedure, relating to return of probate sales.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 184 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F., M., Chamberlin Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Hart, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Sample, and Scott—21.
NOES—Senators McDonald, Sharkey, and Slater—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 189—An act to amend section 1747 of the Code of Civil Procedure, relating to notice of petitions for letters of guardianship.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 189 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Flaherty, Gates, Godsil, Hart, Ingram, Johnson, Jones, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 282—An act to amend section 4 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 282 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Jones, Nelson, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 283—An act to amend section 11 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June

16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 283 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Johnson, Jones, Nelson, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 137—An act to amend section 738 of the Code of Civil Procedure, relating to actions to quiet title to real and personal property.

On motion of Senator Carr, W. J., Senate Bill No. 137 was passed on file.

Senate Bill No. 136—An act to add a new chapter to title XIV of part II of the Code of Civil Procedure, to be numbered chapter VIII, embracing sections 1060 to 1062, both inclusive, relating to declaratory relief.

On motion of Senator Carr, W. J., Senate Bill No. 136 was passed on file.

Senate Bill No. 138—An act to add a new chapter to title II of part III of division I of the Civil Code, relating to actions to determine parental relation.

On motion of Senator Carr, W. J., Senate Bill No. 138 was passed on file.

Senate Bill No. 713—An act to provide for the more general observance of Sunday as a day of rest.

On motion of Senator Dennett, Senate Bill No. 713 was passed on file.

Senate Bill No. 795—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation, and the disposition of such accusation after full compliance with the terms of probation, and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties, and fixing their compensation and duties, and providing for adult probation boards in certain counties and cities and counties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 795 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Ingram, Johnson, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article II thereof a new section, to be numbered 7, relative to suffrage.

In the absence of the author, Senate Constitutional Amendment No. 30 was passed on file.

Senate Constitutional Amendment No. 32—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section to article IX thereof, to be known as section 6¼, relating to the payment of bonds of school districts.

On motion of Senator Sharkey, Senate Constitutional Amendment No. 32 was passed on file.

Senate Constitutional Amendment No. 29—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article XI thereof a new section, to be known as section 20.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 29 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Caminetti, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gesford, Hart, Ingram, Inman, Johnson, McDonald, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 29 ordered transmitted to the Assembly.

Senate Bill No. 548—An act to amend section 1 of an act entitled "An act defining Public Weighmaster; describing his duties; providing for rules and regulations governing the performance of his duties; prescribing a bond and fixing the amount thereof; and providing penalties for any violation of the provisions of this act."

On motion of Senator Lyon, Senate Bill No. 548 was passed on file.

Senate Bill No. 202—An act to amend section 2322 of the Political Code, relating to horticulture.

In the absence of the author, Senate Bill No. 202 was passed on file.

Senate Bill No. 203—An act to amend section 2322*d* of the Political Code, relating to horticulture.

In the absence of the author, Senate Bill No. 203 was passed on file.

Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 1, 5, 13, 15, 15*a*, 17, 19, 21*a*, 21*b*, 23, 24*a*, 25, 26, 28, 31, 31*b*, 37, 48*a*, 56*a*, 56*b*, 57*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking.

On motion of Senator Hart, Senate Bill No. 948 was passed on file.

Senate Bill No. 313—An act to regulate the hours of labor of employees on street railways, electric and elevated railways; providing penalties for the violation of its provisions and repealing all acts or parts of acts in conflict with this act.

On motion of Senator Harris, Senate Bill No. 313 was passed on file.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

On motion of Senator Chamberlin, Senate Bill No. 524 was passed on file.

Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

On motion of Senator Purkitt, Senate Bill No. 161 was passed on file.

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

In the absence of the author, Senate Bill No. 319 was passed on file.

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

On motion of Senator Sharkey, Senate Bill No. 310 was passed on file.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

In the absence of the author, Senate Bill No. 606 was passed on file.

Senate Bill No. 934—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 934 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 922—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith.

On motion of Senator Ingram, Senate Bill No. 922 was passed on file.

APPROVAL OF JOURNALS.

On motion of Senator Breed, the Senate Journals for Monday, March 14; Tuesday, March 15; Wednesday, March 16; Thursday, March 17; Friday, March 18; Monday, March 21; Tuesday, March 22; Wednesday, March 23; Thursday, March 24; and Friday, March 25, 1921, were approved as corrected.

REPORTS OF STANDING COMMITTEE — OUT OF ORDER.

The following reports of standing committees were received and read, out of the regular order:

ON CONSERVATION.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 646—An act to provide for the investigation by the State of California of the possibilities of the storage, control and diversion of water for public use and public protection in the State of California, and making an appropriation for said purpose—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Irrigation.
Committee membership—7; committee vote: Ayes—4; absent—3.

PURKITT, Chairman.

Senate Bill No. 646 re-referred to Committee on Irrigation.

Also:

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 494—An act to enable the State Board of Forestry to accept deeds and conveyances of land in the name of the people of the State of California, for park purposes, to manage and control the same, to consent to conditions attached to the grant thereof, prescribe regulations therefor, or prohibit violations thereof—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.
Committee vote: Ayes—4; absent—3.

PURKITT, Chairman.

Senate Bill No. 494 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 219—An act to amend section 1 of an act entitled "An act to fix the salaries of the State Forester, deputy forester and assistant forester," approved March 22, 1909, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.
Committee vote: Ayes—4; noes—2; absent—1.

PURKITT, Chairman.

Senate Bill No. 219 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 679—An act to amend an act entitled, "An act providing for the management of the California Redwood Park and creating a board of five commissioners with power to manage said California Redwood Park," approved February 6, 1911, by amending section 2 of said act, relative to the compensation of the warden;
Committee vote: Ayes—6; absent—1;
Also: Senate Bill No. 108—An act authorizing the Surveyor General to relinquish to the United States all waterpower sites and coal contained in lands selected by the State of California, in cases where the United States will not convey the selected land to the State unless such relinquishment is made:
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.
Committee vote: Ayes—4; absent—3

PURKITT, Chairman.

Senate Bills Nos. 679 and 108 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Conservation, to which was referred Assembly Bill No. 101—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais Forest Fire District, to prevent and extinguish forest, brush and grass fires therein, and protect persons and property from injury, loss, or damage resulting from any such fires, and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein, and the contribution or payment of public funds therefor," approved May 21, 1917, relating to the boundaries of Tamalpais Forest Fire District, and providing for the inclusion therein of additional territory—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes, 4; absent, 1.

PURKITT, Chairman.

Assembly Bill No. 101 ordered on file for second reading.

CONSIDERATION OF SENATE BILL—(OUT OF ORDER).

Senator Rigdon asked for and was granted unanimous consent to take up, out of the regular order, for the purpose of amendment, Senate Bill No. 319.

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

Bill read third time previously.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Rigdon moved to refer Senate Bill No. 319 to Senator Boggs, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 7, of the printed bill, strike out the word "two" and insert in lieu thereof the word "one".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 319, with instructions to amend, respectfully reports the same back, amended as per instructions.

BOGGS, Special Committee.

Report read, and on motion of Senator Rigdon adopted.

Bill ordered to print, and re-engrossment.

CONSIDERATION OF SENATE BILL NUMBER NINE HUNDRED SIXTY-THREE ANNOUNCED.

Senator Inman gave notice that on Monday evening, April 4, 1921, at eight o'clock p.m., Senate Bill No. 963, relating to the prevention of fishing by certain aliens would be taken up before the Committee on Fish and Game.

MOTION.

Senator Carr, W. J., moved that the Senate resolve itself into Committee of the Whole, Thursday, March 31, 1921, at eleven o'clock a.m., for the purpose of considering the proposed form of the report of the Senate, sitting as a Committee of the Whole, pursuant to the resolution of February 24, 1921, on investigation of the proposed State budget, item by item.

MOTION TO AMEND.

Senator Breed moved to amend Senator Carr's motion as follows:

That the Senate resolve itself into Committee of the Whole on Monday, April 4, 1921, at eleven o'clock and fifteen minutes a.m., instead of eleven o'clock a.m., Thursday, March 31, 1921.

The question being on the motion to amend.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators McDonald, Inman, and Jones.

The roll was called on the motion to amend, and the motion to amend carried by the following vote:

AYES—Senators Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Flaherty, Gates, Godsil, Hart, McDonald, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, and Shearer—19.

NOES—Senators Allen, Boggs, Carr, W. J., Dennett, Duncan, Eden, Harris, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Rigdon, Scott, and Slater—17.

The question being on the motion of Senator Carr, W. J., as amended.

Motion carried.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Anderson:

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to add a new section to the Penal Code to be numbered 626*f*, relating to the handling of fish, crustaceans, lobsters, crabs, abalone or abalone meat.

Request referred to Committee on Rules.

MOTION.

Senator Duncan moved that the committee in charge of the reorganization of the State government be instructed to commence hearings on

reorganization of the State government on Monday, April 4, 1921, at an hour to be designated by the chairman of said committee.

Motion duly seconded.

The question being on the motion.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Inman, Purkitt, and Johnson.

The roll was called, and the motion lost by the following vote:

AYES—Senators Anderson, Duncan, and Scott—3.

NOES—Senators Allen, Arnerich, Beggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crossley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—33.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator McDonald:

NOTICE OF MOTION TO AMEND STANDING RULES OF THE SENATE.

Resolved, That rule No. 7 of the Standing Rules of the Senate for the forty-fourth session of the Legislature of the State of California be amended to read as follows:

7. All standing committees of the Senate shall be named by the President of the Senate unless otherwise ordered, and the first named shall be the chairman thereof. Of the members of the Judiciary Committee six shall be lawyers and not attorneys. All other committees shall be appointed in such number as the Senate shall determine.

Resolution referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Chamberlin: Senate Concurrent Resolution No. 25—Relative to an investigation of the reported promulgation of revolutionary doctrines in the public schools and colleges of this State.

Senate Concurrent Resolution No. 25 referred to Committee on Education.

ADJOURNMENT.

At four o'clock and fifteen minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned in memory of the late Hon. Henry M. Owens, superior judge of San Francisco.

IN SENATE.

SENATE CHAMBER.

SACRAMENTO, THURSDAY, March 31, 1921.

The Senate met at ten o'clock a.m.

Lieutenant-Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arnerich, Beggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crossley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris,

Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—37.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, March 30, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE.

On request of Senator Harris, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mayor W. F. Toomey, of Fresno; M. H. Possons, president Raisin Festival Association of Fresno; W. E. Douglas, Fresno Republican; W. G. Dandy, Fresno; Al. Klein, Fresno; C. E. Demorest, Fresno, and the following Sun-Maids of Fresno: Alice Roneo, Ida Adams, Hilda Gilmore, DeBaya Braze, and Alma Gomes.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to F. H. Cunningham, attorney of Richmond and Oakland.

On request of Senator McDonald, the privilege of the floor of the Senate Chamber for the day was unanimously extended to J. C. Kloos and William Abbott of San Francisco, secretary and trustee, respectively, of Caravan No. 6, Order of Camels.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. T. Treacy of San Francisco.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the following Conductors and Motormen of the Pacific Electric Railway: A. F. Pabst, J. M. Walker, A. L. Read, G. R. Goodrich, E. C. Brown, and M. V. Berger.

ASSISTANT SECRETARY G. MELVIN WARREN AT THE DESK.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 287—An act to amend section 279 of the Code of Civil Procedure, relating to attorneys of other states admission.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 216—An act to amend section 1 of an act entitled "An act to secure to native-born and naturalized citizens of the United States the exclusive right to be employed in any department of the State, county, city and county and city government in this State, except in certain schools, to validate certain acts, and to repeal all acts in conflict herewith," approved May 19, 1915.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 26—An act to amend sections 26 and 27 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding

during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 426—An act to amend section 565 of the Penal Code, relating to certain rights and remedies of stockholders in California corporations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, strike out the word "(bona fide)".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, strike out the word "bona fide".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 12, of the printed bill, strike out the word "or" following the comma after the word "document".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, of the printed bill, strike out all of lines 13, 14 and 15 down to and including the comma after the word "stockholders".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 679—An act to amend an act entitled "An act providing for the management of the California Redwood Park and creating a board of five commissioners with power to manage said California Redwood Park," approved February 6, 1911, by amending section 2 of said act, relative to the compensation of the warden.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 108—An act authorizing the Surveyor General to relinquish to the United States all waterpower sites and coal contained in lands selected by the State of California, in cases where the United States will not convey the selected land to the State unless such relinquishment is made.

Bill read second time, ordered engrossed, and on file for third reading.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 28, 1921, passed Assembly Bill No. 605—An act to repeal section 25 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 605 read first time, and referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 1, 5, 13, 15, 15*a*, 17, 19, 21*a*, 21*b*, 23, 24*a*, 25, 26, 28, 31, 31*b*, 37, 48*a*, 56*a*, 56*b*, 57*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking.

On motion of Senator Hart, Senate Bill No. 948 was passed on file.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 814—An act to amend section 628*b* of the Penal Code, relating to the protection of fish;

Also: Senate Bill No. 633—An act to add a new section to be numbered section 19*a*41 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 635—An act to add a new section to be numbered section 19*a*34 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of deten-

tion homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 204—An act to amend section 2322*b* of the Political Code, relating to horticulture;

And reports that the same have been correctly engrossed.

CANEPA, Acting Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 560—An act to add a new section to the Penal Code to be numbered 384*a*, providing for the protection of the Toyon or Christmas redberry and prescribing penalties for violations of the provisions thereof;

Also: Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended;

And reports that the same have been correctly re-engrossed.

CANEPA, Acting Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

On motion of Senator Rigdon, Senate Bill No. 319 was passed on file.

Senate Bill No. 922—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 922 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, W. J., Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, McDonald, Nelson, Otis, Rigdon, Rush, Sample, and Slater—23.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Gates gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 922 was passed.

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks.

On motion of Senator Sample, Senate Bill No. 53 was passed on file.

Senate Bill No. 656—An act to add a new section to the Political Code of the State of California, to be numbered 1734*b* and relating to high school districts.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Boggs moved to refer Senate Bill No. 656 to Senator Slater, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the amended printed bill, strike out the period and insert a comma and the words "*provided*, that no common school district shall be annexed to such high school districts without the recommendation of the county superintendent of schools."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 656, with instructions to amend, respectfully reports the same back, amended as per instructions.

SLATER, Special Committee.

Report read, and on motion of Senator Boggs adopted.
Bill ordered to print, and re-engrossment.

Senate Bill No. 703—An act to amend section 1622 of the Political Code, relating to the expenditure of State and county school funds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 703 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Carr, W. J., Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, McDonald, Nelson, Otis, Rigdon, Rominger, Sample, and Slater—22.
NOES—Senator Chamberlin—1.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 704—An act to amend section 1578 of the Political Code, relating to the formation of new elementary school districts.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 704 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, McDonald, Nelson, Rigdon, Sample, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 701—An act defining corporations for the purpose of engaging in international or foreign banking or other international or foreign financial operations or in banking or other financial operations in a dependency or insular possession of the United States, either directly or through the agency, ownership or control of local institutions in foreign countries, or in such dependencies or insular possessions and to act when required by the Secretary of the Treasury of the United States as fiscal agents of the United States; providing for the incorporation, powers and supervision of such corporations, and providing for the licensing by the Superintendent of Banks of foreign corporations to transact in this State the business of a corporation defined and organized by this act.

On motion of Senator Hart, Senate Bill No. 701 was passed on file.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 832 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 835 was passed on file.

Senate Bill No. 239—An act to add a new section to the Civil Code, to be numbered 196*b*, relating to the liability of a parent for the negligence or wrongful act of his minor child.

On motion of Senator Eden, Senate Bill No. 239 was passed on file.

Senate Bill No. 232—An act to amend section 2 of an act entitled "An act to authorize the State Board of Control to sell certain lands," approved June 1, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 232 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, McDonald, Nelson, Ronninger, Rush, Scott, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 408—An act to regulate the control of smallpox and vaccination and to repeal an act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California, specifying the duties of certain officers and persons with relation thereto, making violations of its provisions a misdemeanor, providing penalties, and repealing an act entitled 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889," approved March 7, 1911.

On motion of Senator Crowley, Senate Bill No. 408 was passed on file.

Senate Bill No. 814—An act to amend section 628*b* of the Penal Code, relating to the protection of fish.

On motion of Senator Sample, Senate Bill No. 814 was passed on file.

Senate Bill No. 633—An act to add a new section, to be numbered section 19*x*41, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 633 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Rush, Sample, Scott, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 635—An act to add a new section, to be numbered section 19*x*34, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years;

and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 635 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Jones, King, McDonald, Nelson, Rominger, Rush, Sample, Scott, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 204—An act to amend section 2322*b* of the Political Code, relating to horticulture.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 204 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Rush, Sample, Scott, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 516—An act to amend sections 4 and 5 of an act entitled "An act defining industrial loan companies, providing for their incorporation, powers and supervision," approved May 18, 1917.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 1 of the title strike out "sections four and five" and insert in lieu thereof "section four".

Amendment adopted.

Bill read second time, and ordered to print and third reading.

Assembly Bill No. 656—An act to add a new section, to be known as 9a33, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, strike out the words "two thousand four hundred" and insert in lieu thereof the words "one thousand eight hundred".

Amendment adopted.

Bill read second time, and ordered to print and third reading.

Assembly Bill No. 934—An act to add a new section, to be numbered section 19x31, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 678—An act to add a new section, to be known as 9a50, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 809—An act to add a new section, to be numbered section 19x9, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to

deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 647—An act to add a new section, to be numbered section 19½52, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 971—An act to amend section 4256 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-seventh class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 968—An act to add a new section, to be numbered section 19½37, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 575—An act to amend section 4300*b* of the Political Code, relating to sheriff's fees.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 972—An act to add a new section, to be numbered section 19*x*27, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 677—An act to add a new section, to be numbered section 19*x*50, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 884—An act to amend section 4272 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-third class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 578—An act to add a new section, to be numbered section 19*x*28, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee

to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 120—An act to recognize and declare valid all proceedings in Foothill Irrigation District.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1197—An act to confirm and declare valid all proceedings on the organization of Kasson Irrigation District and recognizing and validating said district.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendment was offered and its adoption moved by Senator Boggs:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the title, after the word "of" insert the word "the".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 164—An act recognizing and declaring valid the Naglee Burk Irrigation District and approving and declaring valid all proceedings on formation and organization of said district.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1200—An act to confirm and declare valid all proceedings on the organization of Banta-Carbona Irrigation District and recognizing and validating said district.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 101—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais forest fire district, to prevent and extinguish forest, brush and grass fires therein, and protect persons and property from injury, loss or damage resulting from any such fires, and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein, and the contribution or payment of public funds therefor," approved May 21, 1917, relating to the boundaries of Tamalpais forest fire district, and providing for the inclusion therein of additional territory.

Bill read second time, and ordered on file for third reading.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Breed:

Resolved, That the following named person be stricken from the list of attaches and his name be stricken from the pay roll of the Senate:

E. J. Mullen, Assistant at Desk.....$5 00 per day

Resolution read, and on motion of Senator Breed, adopted.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Scott: Senate Joint Resolution No. 22—Relative to H. R. Bill No. 15854, establishing the grade of Lieutenant General in the armies of the United States.

Resolution referred to Committee on Federal Relations.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred Assembly Concurrent Resolution No. 29—Relative to the adjournment of the Legislature—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TWENTY-NINE—(OUT OF THE REGULAR ORDER).

Senator Breed asked for and was granted unanimous consent to take up for consideration at this time, out of the regular order, and without being placed on the file, Assembly Concurrent Resolution No. 29.

Assembly Concurrent Resolution No. 29—Relative to the adjournment of the Legislature.

CONTINUANCE OF CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TWENTY-NINE.

On motion of Senator Breed, further consideration of Assembly Concurrent Resolution No. 29 was continued until eleven o'clock and forty-five minutes a.m., this day.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Anderson: Senate Joint Resolution No. 23—Relative to the abrogation of credits owing to the United States by European countries and the extension of credit thereon.

Resolution referred to Committee on Federal Relations.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 548—An act to amend section 1 of an act entitled "An act defining Public Weighmaster; describing his duties; providing for rules and regulations governing the performance of his duties; prescribing a bond and fixing the amount thereof; and providing penalties for any violation of the provisions of this act."

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 6 of the title strike out the period and insert in lieu thereof a comma and the following: "approved June 8, 1915, as amended, and repealing all acts or parts of acts in conflict herewith."

Amendment adopted.

AMENDMENT NUMBER TWO.

After the enacting clause of the printed bill insert the following:
"SECTION 1. Section 1 of an act entitled "An act defining Public Weighmaster; describing his duties; providing for rules and regulations governing the performance of his duties; prescribing a bond and fixing the amount thereof; and providing penalties for any violation of the provisions of this act," approved June 8, 1915, as amended, is hereby amended to read as follows:"

Amendment adopted.

AMENDMENT NUMBER THREE.

In line 22 of the printed bill add the following:
"SEC. 2. All acts and parts of acts inconsistent with this act are hereby repealed."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 202—An act to amend section 2322 of the Political Code, relating to horticulture.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 43, of the printed bill, strike out the word "or" and insert in lieu thereof the word "of".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 4, line 10, of the printed bill, strike out the word "section" and insert in lieu thereof the word "act".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 203—An act to amend section 2322*d* of the Political Code, relating to horticulture.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the word "five" and insert in lieu thereof the word "four".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, strike out the word "seven" and insert in lieu thereof the word "five".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 11, of the printed bill, strike out the words "two thousand four" and insert in lieu thereof the word "eighteen".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 12, of the printed bill, strike out the word "eight" and insert in lieu thereof the word "six".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 201—An act to promote the development of the California fruit, nut and vegetable industry in State and interstate markets, to provide for the establishment of grades, standards and standard packages for fruits, nuts and vegetables, to provide for the establishment and enforcement of rules and regulations necessary to carry out the provisions hereof, creating the standardization fund, providing penalties for the violation of the provisions hereof, and repealing all acts inconsistent herewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of the title and insert in lieu thereof the following:

"An act to promote the development of the California fruit, nut and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits, nuts and vegetables specified therein, and to prevent deception in the packing and sale of fruits, nuts and vegetables, to provide for the certification of fruits and vegetables including the payment of fees, to prescribe penalties for violation of the provisions hereof and to repeal an act entitled "An act to promote the development of the California fruit and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits and vegetables specified therein, and to prevent deception in fruit packages, prescribing penalties for violation of the provisions hereof and making an appropriation for the enforcement of all provisions hereof, and repealing all acts inconsistent herewith", approved May 27, 1919."

Amendment adopted.

AMENDMENT NUMBER TWO.

After the enacting clause strike out the remainder of the bill and insert in lieu thereof the following:

"SECTION 1. This act shall be known, and for any and all purposes may be designated and referred to, as "The California Fruit and Vegetable Standardization Act."

SEC. 2. To promote the development of the California fresh fruit, nut and vegetable industry and to prevent deception in the packing, shipping or sale of fruits, nuts and vegetables for State or interstate shipment, there are hereby created and established certain standards and standard packages for walnuts, apricots, berries, cantaloupes, cherries, grapes, melons, oranges, peaches, pears, plums, prunes, quinces, onions, potatoes, sweet potatoes, and tomatoes.

SEC. 3. All fresh fruits, nuts and vegetables of the kind specified in section two of this act, except oranges which shall be governed by the provisions of section ten, and except such fruits and vegetables for which special grades shall be established

through widest portion of cross-section; apricots, plums and prunes, a variation of not more than one-fourth of an inch when measured through widest portion of cross-section. "Virtually free" from insect, nematode and fungous pests, rots, bruises, frost injury, sunburn, and other serious defects, shall mean that the total defects shall not exceed ten per cent in any one package of fruits or vegetables, and excepting grapes that there shall not be more than five per cent of any one defect. "By-product" shall mean any product manufactured from fresh fruits, fresh vegetables, or their juices. "County" shall include in its meaning a consolidated city and county. "Container" shall mean any box, crate, or other package utilized in handling fresh fruit or vegetables. "Subcontainer" shall mean any basket or other receptacle used within a container. "Substantially colored" shall mean at least seventy per cent color.

SEC. 7. Standard packages are hereby established as follows:

(1) Standard apricot, plum and grape basket, approximately eight inches square on top, six and one-half inches on bottom, and four inches deep, inside measurements.

(2) Standard berry baskets, dry pint containing an interior capacity of approximately thirty-three and six-tenths cubic inches and dry one-half pint containing interior capacity of approximately sixteen and eight-tenths cubic inches; *provided*, **that the standard basket for strawberries shall be the dry pint.**

	Depth inside in inches	Width inside in inches	Length outside in inches
(3) Standard pear box	8½	11½	19¾
Half pear box	4½	11½	19¾
Standard peach box	4¼	11½	19¾
Standard peach box	4½	11½	19¾
Standard peach box	4¾	11½	19¾
Standard crates	4¼	16	17½
Standard crates	4½	16	17½
Standard crates	4¾	16	17½
(4) Standard grape crates with heavy cleat 11/16 of an inch by 11/16 of an inch	4¼	16	17½
(5) Standard grape drum containing 2642 cubic inches	14	15½	
(6) Standard grape keg containing 2642 cubic inches minimum			
(7) California lug box	5¾	14	17½
(8) Peach size cherry lug	4½	11½	19¾
(9) Standard cherry lug	4½	9	19¾
(10) Standard cherry box	2¼	9	19¾
(11) Special fruit lug	4	14	17½

(12) Standard cantaloupe crates, twelve inches by twelve inches by twenty-two and one-half inches, to be packed with thirty-six or forty-five cantaloupes; four inches by twelve inches by twenty-two and one-half inches, to be packed with nine, twelve or fifteen cantaloupes; eleven inches by eleven inches by twenty-two and one-half inches, to be packed with forty-five or fifty-four cantaloupes; thirteen inches by thirteen inches by twenty-two and one-half inches, to be packed with thirty-six or forty-five cantaloupes; four and one-half by thirteen and one-half by twenty-two and one-half inches, containing nine, twelve or fifteen cantaloupes. All cantaloupe packs other than those provided in this section shall be conspicuously marked in letters not less **than one-half inch in height "Irregular Pack."**

SEC. 8. All containers of fruit of a kind specified in this act, except subcontainers, when packed and offered for sale, shall bear upon them in plain sight and in plain letters on the outside thereof the following: Name of the orchard where the same was produced, with the post-office address thereof, or the name and post-office address of the person, firm, company or corporation, or organization who shall have first packed or authorized the packing of same, or the name under which such packer shall be engaged in business, together with the post-office address of such packer; name of variety if known, and when not known the words "unknown variety"; minimum net weight or approximate number of fruits in the container or subcontainer, which number shall be within four of the true count, and no container or subcontainer shall have less than the minimum stamped thereon. When two or more varieties are packed or placed in a container, they shall be labeled "mixed varieties". Pears and peaches, when packed, shall have the correct number within four, placed on the container.

Standard or other containers when used as subcontainers are exempt from the provisions regarding marking, when the container in which they are placed is marked in compliance with the terms of this section. No containers or subcontainers of

fruits or vegetables shall bear grade or other designations that are in any way false or misleading. Nothing in this act shall be construed to conflict with any California or Federal regulations regarding net weight markings on containers or subcontainers.

Containers in which the fruit in the top layer only is placed in regular compact arrangement, excepting cherries, berries, and grapes, shall be labeled "Face and Fill" in lieu of the approximate number of fruits or net weight.

SEC. 9. All fresh fruits of the kinds specified in this act, except such as shall be used in the manufacture of by-products, when prepared or offered for sale or sold, shall be packed or placed in standard containers, which are hereby established, and shall conform to all provisions of this act: *provided*, that, with the exception of berries, other sized containers may be used if conspicuously marked in letters not less than one-half inch high, "Irregular Container."

SEC. 10. In addition to the standards prescribed in section 3 of this act, grapes shall show a sugar content of not less than seventeen per cent Balling scale, except Burger, Emperor, Gros Colman, Pierce Isabella, and Cornichon, which shall show not less than sixteen per cent Balling scale: *provided, however*, that in cases where lower sugar content is required for processing, preserving, or manufacturing grapes than is established in this section, the Director of Agriculture is authorized to issue a permit for delivery of same, such permit to be a matter of public record in the Department of Agriculture. Containers of grapes moved under special permit shall be conspicuously marked in letters not less than one-half inch in height "Low Sugar Content."

Permits so issued shall be revocable at any time upon proper showing being made to the Director of Agriculture. Oranges shall be deemed properly matured for shipment or sale under the provisions of this act when the juice contains soluble solids equal to or in excess of eight parts to every part of acid contained in the juice, the acidity of the juice to be calculated as citric acid without water of crystallization; *provided*, that the oranges have attained at least twenty-five per cent yellow or orange color before picking, and oranges which are substantially or at least seventy per cent colored at the time of picking shall be deemed properly matured for shipment or sale, irrespective of analysis of the juice. When packed, shipped, delivered for shipment, offered for sale or sold, oranges shall be virtually free from insect and fungous diseases and other serious defects. Oranges shall be considered unfit for shipment when affected to the extent of endangering the reputation of the citrus industry, if shipped. The foregoing provisions shall not apply to shipments of oranges to foreign countries other than the Dominion of Canada, during any season, provided such shipments are made after the first day of November.

SEC. 11. The horticultural commissioner of each county, his deputy and inspectors, shall be, by virtue of their office, inspectors of fruits and vegetables under this act in their respective counties.

SEC. 12. All enforcing officers under the provisions of this act shall have power to enter and to inspect every place within the county for which they have been appointed where any fruits, nuts or vegetables mentioned in this act are produced, stored, packed, shipped, delivered for shipment, offered for sale or sold, and to inspect such places and all such fruits, nuts and vegetables and the containers thereof and equipment found in any such places. It shall be the duty of all enforcing officers mentioned in this act, to carry out the provisions of this act in their respective districts, and to cause the prosecution of any person, firm, corporation or organization, whom they know or have reason to believe to be guilty of the violation of any of its provisions. Any enforcing officer in the performance of his duties shall have the same powers possessed by peace officers of the city, county, or state, and shall have all the right while exercising such police powers to seize and hold as evidence part or all of any pack, load, consignment or shipment of fresh fruits, nuts or vegetables packed, shipped, delivered for shipment, offered for sale or sold in violation of this act, as may in his judgment be necessary to secure the conviction of the party he knows or believes has violated or is violating any of the provisions of this act. He may start proceedings in any court of the county, or city and county, within his jurisdiction to secure the conviction of the party or parties who have violated any of the provisions of this act. It shall be the duty of the district attorney of said county, or city and county, in which any violation of this act may occur, to prosecute the person, firm, company, organization or corporation accused of such violation and also, at the request of the Director of Agriculture or his duly authorized agents, to institute and prosecute such action as may be authorized under the provisions of this act.

SEC. 13. It shall be lawful for any forwarding company, person, firm, corporation or organization and for any common carrier to decline to ship or transport any fresh fruits or vegetables which upon inspection are found to be delivered for shipment in violation of any of the provisions of this act, and any such forwarding company, person, firm, corporation, organization or a common carrier may reserve the right in any receipt, bill of lading or other writing given to the consignor thereof, to reject for shipment and to return to such consignor or hold at the expense and risk of the latter, all fresh fruits and vegetables which upon inspection are found to be delivered for shipment in violation of the provisions of this act.

SEC. 14. It shall be unlawful for any person, firm, company, organization or corporation to pack or cause to be packed for sale or shipment, import, sell, offer for sale, or deliver for shipment any of the fresh fruits, nuts or vegetables specified in this act that do not conform to the standards herein provided. It shall also be unlawful to prepare, sell or offer for sale, a deceptive pack of fresh fruits, fresh vegetables, nuts, dried fruits or dried vegetables, or to mislabel any package of such fruits, nuts or vegetables. Any person, firm, company, corporation or organization who shall violate any of the provisions of this act shall be deemed to be guilty of a misdemeanor.

SEC. 15. The Director of Agriculture is empowered to define, promulgate and enforce such rules and regulations as may be deemed necessary to carry out the provisions of this act, and to prescribe the limits of tolerance within which deviations from the standard dimensions set forth in section seven shall be permitted.

SEC. 16. The Director of Agriculture and his duly authorized agents or employees may investigate and certify to shippers or other interested parties the quality and condition of fruits, vegetables, and other farm products under such rules and regulations as he may prescribe, including the payment of such fees as will be reasonable; *provided*, that certificates issued by authorized agents of the Department of Agriculture shall be received in all courts of the State of California as prima facie evidence of the truth of the statements therein contained. Such investigations shall not be made or such certificates issued by any person not specially authorized by the Director of Agriculture. All moneys collected under the provisions of this section shall be paid into the "standardization fund", which fund is hereby created, and of which one thousand dollars ($1000) may be used as a revolving fund, subject to the approval of the State Board of Control. The "standardization fund" shall be held subject to the uses of the Director of Agriculture for the purpose of carrying out the provisions of this act.

SEC. 17. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

SEC. 18. An act entitled "An act to promote the development of the California fruit and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits and vegetables specified therein and to prevent deception in fruit packages, prescribing penalties for violation of the provisions hereof and making an appropriation for the enforcement of all provisions hereof and repealing all acts inconsistent herewith" approved May 27, 1919, is hereby repealed."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 492—An act to authorize suits against the State for services rendered to the State or for moneys expended in connection with such services, and regulating the procedure therein.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 2, immediately preceding the word "or" appearing at the end of said line insert the following: "under an appointment or employment by the Governor".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 494—An act to enable the State Board of Forestry to accept deeds and conveyances of land in the name of the people of the State of California, for park purposes, to manage and control the same, to consent to conditions attached to the grant thereof, prescribe regulations therefor, or prohibit violations thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, after the word "hereby" insert the following: "authorized to accept deeds and conveyances of lands in the name of the people of the State of California, for park purposes.

SEC. 2. The State Board of Forestry is hereby authorized and empowered to consent to such conditions as may be imposed by the grantors of any such lands and to attach to the same the name or names of the grantors thereof. Such tracts shall thereafter be known by the names selected by the grantors and agreed upon by the State Board of Forestry.

SEC. 3. Said Forestry Board shall have full power and control over said park or parks and over any and all funds provided for the care, maintenance, preservation and improvement of the same and shall make and enforce all necessary rules and regulations for the care, maintenance, preservation and improvement of the same."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

LEAVE OF ABSENCE GRANTED.

On motion of Senator Jones, Senator Osborne was excused for the remainder of this legislative day and also for Friday, April 1, 1921.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 560—An act to add a new section to the Penal Code, to be numbered 384*a*, providing for the protection of the Toyon or Christmas redberry and prescribing penalties for violations of the provisions thereof.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Chamberlin moved to refer Senate Bill No. 560 to Senator Hart, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, strike out all of lines 6, 7, 8 and 9.

AMENDMENT NUMBER TWO.

In line 10 change the letter "(*b*)" to the letter "(*a*)".

Motion lost.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 560 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, E. M., Carr, W. J., Dennett, Duncan, Eden, Gates, Harris, Inman, Johnson, King, Nelson, Rigdon, Rominger, Rush, Sample, Scott, and Sharkey—23.

NOES—Senators Burnett, Chamberlin, Crowley, Flaherty, Godsil, Hart, Ingram, Irwin, Lyon, McDonald, Purkitt, Shearer, Slater, and Yonkin—14.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 137—An act to amend section 738 of the Code of Civil Procedure, relating to actions to quiet title to real and personal property.

On motion of Senator Carr, W. J., Senate Bill No. 137 was re-referred to Committee on Judiciary.

Senate Bill No. 136—An act to add a new chapter to title XIV of part II of the Code of Civil Procedure, to be numbered chapter VIII, embracing sections 1060 to 1062, both inclusive, relating to declaratory relief.

On motion of Senator Carr, W. J., Senate Bill No. 136 was passed on file.

Senate Bill No. 138—An act to add a new chapter to title II of part III of division I of the Civil Code, relating to actions to determine parental relation.

On motion of Senator Carr, W. J., Senate Bill No. 138 was passed on file.

Senate Bill No. 713—An act to provide for the more general observance of Sunday as a day of rest.

On motion of Senator Dennett, Senate Bill No. 713 was passed on file.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER TWENTY-NINE—(OUT OF ORDER).

The hour of eleven o'clock and forty-five minutes a.m., heretofore set as the time for the consideration of Assembly Concurrent Resolution No. 29, having arrived, on motion of Senator Breed, the resolution was taken up for the purpose of adoption, out of the regular order.

ASSEMBLY CONCURRENT RESOLUTION No. 29.

Relative to the adjournment of the Legislature.

Resolved by the Assembly, the Senate concurring, That the forty-fourth session of the California Legislature do adjourn sine die, at twelve o'clock, noon, Friday, April 29, 1921.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 29 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 29 ordered transmitted to the Assembly.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Breed:

WHEREAS, The approach of adjournment of the Legislature sine die requires that the time of the Legislature be conserved to the utmost; therefore, be it

Resolved, That from and after this date, speeches on the floor of the Senate be limited to ten minutes in length for opening speeches, and five minutes for all other speeches. Extensions of time beyond said periods may be granted only by unanimous consent.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

Resolution read, and on motion of Senator Breed, ordered printed in the Journal.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Anderson to introduce a bill entitled—An act to add a new section to the Penal Code to be numbered 626*f*, relating to the handling of fish, crustaceans, lobsters, crabs, abalone or abalone meat—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Anderson: Senate Bill No. 966—An act to add a new section to the Penal Code, to be numbered 626*f*, relating to the handling of fish, crustaceans, lobsters, crabs, abalone or abalone meat.

Bill read first time, and referred to Committee on Fish and Game.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 784—An act providing for the organization and regulation of reciprocal interinsurance exchanges, to be known as the "Reciprocal Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee, approved December 24, 1911,' approved May 26, 1917," as amended.

On motion of Senator Burnett, Senate Bill No. 784 was passed on file.

Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

On motion of Senator Burnett, Senate Bill No. 269 was passed on file.

Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies.

On motion of Senator Burnett, Senate Bill No. 270 was passed on file.

Senate Bill No. 782—An act to amend section 591 of the Political Code, relating to the maintenance of the office of the Insurance Commissioner.

On motion of Senator Burnett, Senate Bill No. 782 was passed on file.

Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

On motion of Senator Purkitt, Senate Bill No. 161 was passed on file.

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

On motion of Senator Sharkey, Senate Bill No. 310 was passed on file.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon, Senate Bill No. 606 was passed on file.

Senate Bill No. 35—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property.

On motion of Senator Lyon, Senate Bill No. 35 was passed on file.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 205—An act to provide for the acceptance of the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States of America, in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise; to empower and direct the board designated as the State Board for Vocational Education to cooperate with the Federal Board for Vocational Education in carrying out the provisions of said federal act; to prescribe its powers and duties in carrying out the provisions of this act; to provide for a plan of cooperation between the State Board of Vocational Education and the Industrial Accident Commission; to provide for the appointment of a custodian of all moneys received by the State from appropriations made by the Congress of the United States and from other sources for the purpose of promoting vocational rehabilitation; to create a vocational rehabilitation fund and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.

Committee membership—15; committee vote: Ayes—10; absent—5.

HARRIS, Chairman.

Senate Bill No. 205 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 657—An act to amend the Political Code by adding thereto a new section to be numbered 1579b, relating to the consolidation of all elementary school districts not including certain city school districts of a county to form one county union elementary school district;

Committee vote: Ayes—9; noes—1; absent—5;

Also: Senate Bill No. 218—An act to amend section 1662 of the Political Code, relating to public school attendance;

Committee vote: Ayes—10; absent—5;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

HARRIS, Chairman.

Senate Bills Nos. 657 and 218 ordered on file for second reading.

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 856—An act to add a new section to the Political Code, to be numbered 3664c, providing for the collection of data and the determination of valuations by the State Board of Equalization for purposes of taxation and providing an appropriation therefor—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended, and be re-referred to Committee on Finance.

Committee membership—13; committee vote: Ayes—8; absent—5.

KING, Chairman.

Senate Bill No. 856 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 112—An act to amend section 3817 of the Political Code, relating to redemptions of lands sold to the State of California for delinquent taxes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—8; absent—5. KING, Chairman.

Senate Bill No. 112 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 909—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bill No. 909 ordered on file for second reading.

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 621—An act to amend section 3824 of the Political Code, relating to personal property taxes—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—8; absent—5.

KING, Chairman.

Assembly Bill No. 621 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 452—An act to amend section 1665 of the Political Code, relating to the subjects in which instruction shall be provided in the elementary schools of the State;

Also: Assembly Bill No. 4—An act to amend section 1662 of the Political Code, relating to public schools;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—15; committee vote: Ayes 8; absent—7. Vote the same on both bills.

HARRIS, Chairman.

Assembly Bills Nos. 452 and 4 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 658—An act to add a new section to the Political Code to be numbered 1731*a*, relating to the formation of a consolidated district and for the government of the elementary and secondary schools therein by a board of education;

Committee membership—15; committee vote: Ayes—9; noes—1; absent—5;

Also: Assembly Bill No. 745—An act to amend section 1739 of the Political Code, relating to trustees of county high school districts;
Committee vote: Ayes—10; absent—5;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

HARRIS, Chairman.

Assembly Bills Nos. 658 and 745 ordered on file for second reading.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 21—Relative to the protection of American grown hops;
Also: Senate Joint Resolution No. 18—Relative to the extension by Congress of the franking privilege;
Has had the same under consideration, and respectfully reports the same back, and recommends that they be adopted.
Committee membership—5; committee vote: Ayes—4; absent—1. Same vote on both resolutions.

EDEN, Chairman.

Senate Joint Resolutions Nos. 21 and 18 ordered to engrossment, and on file.

Also:

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 14—Relative to the memorializing and petitioning the President of the United States and Congress to establish by proper legislation a Bureau or Department of Publicity—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be adopted, as amended.
Committee vote: Ayes—4; absent—1.

EDEN, Chairman.

Senate Joint Resolution No. 14 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 24—Relative to needy Indians within the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.
Committee vote: Ayes—4; absent—1.

EDEN, Chairman.

Assembly Joint Resolution No. 24 ordered on file.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 217—An act to add a new section to the Civil Code, to be numbered 1716, relating to the payment and enforcement of claims against any county, city and county, or city, in certain cases;
Also: Senate Bill No. 729—An act to amend section 14 of an act entitled "An act to provide for local improvements upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities, such act to be known as 'the Local Improvement Act of 1901'," which became a law under constitutional provision without the Governor's approval February 26, 1901, relating to taxation for local improvements;
Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.
Committee membership—9; committee vote: Ayes—5; absent—4. Same vote on both bills.

CARR, F. M., Chairman.

Senate Bills Nos. 217 and 729 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 149—An act to amend section 877 of an act entitled "An

act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 150—An act to amend section 880 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 151—An act to amend section 787 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—4. Same vote on all bills.

CARR, F. M., Chairman.

Senate Bills Nos. 149, 150 and 151 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 812—An act to amend section 2656 of the Political Code, relating to the division of district funds, upon the incorporation of municipalities, or annexation to municipalities;

Also: Assembly Bill No. 813—An act to amend section 10 of an act entitled "An act to provide for the alteration of the boundaries of and for the annexation of territory to municipal corporations, for the incorporation of such annexed territory in and as a part thereof, and for the districting, government and municipal control of such annexed territory," approved June 11, 1913;

Also: Assembly Bill No. 870—An act to amend section 8*a* of an act entitled "An act to provide for the levy and collection of taxes by and for the use of municipal corporations and cities incorporated under the laws of the State of California, except municipal corporations of the first class, and to provide for the consolidation and abolition of certain municipal offices, and to provide that their duties may be performed by certain officers of the county, and fixing the compensation to be allowed for such county officers for the services so rendered to such municipal corporations," approved March 27, 1895, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—4. Same vote on both bills.

CARR, F. M., Chairman.

Assembly Bills Nos. 812, 813 and 870 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 54—An act to amend an act entitled "An act to provide for the classification of municipal corporations," approved March 2, 1883, as amended by an act which became a law under constitutional provision without Governor's approval March 5, 1901, as amended—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—5; absent—4. CARR, F. M., Chairman.

Assembly Bill No. 54 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 716—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in cities of the sixth class—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—5; absent—4. CARR, F. M., Chairman.

Senate Bill No. 716 ordered on file for second reading.

ON MILITARY AFFAIRS.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: Your Committee on Military Affairs, to which was referred Senate Bill No. 97—An act providing adjusted compensation for persons who served their country during the late war, providing for the issuance and sale of State bonds

to create a fund for the purpose of carrying out the provisions hereof, providing for the payment of said bonds and for the submission of this act to a vote of the people—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—5; committee vote: Ayes—5. SCOTT, Chairman.

Senate Bill No. 97 ordered on file for second reading.

RECESS.

At twelve o'clock and thirty minutes p.m., on motion of Senator Slater, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Assistant Secretary G. Melvin Warren at the desk.

Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

REPORT OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 104—An act to amend section 9 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California and repealing an act entitled 'An act to provide county library systems' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended;

Also: Senate Bill No. 751—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class, the assistants, deputies and other employees of said officers;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this thirty-first day of March, 1921, at 1 o'clock and 30 minutes p.m.

CANEPA, Acting Chairman.

REPORT OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read out of the regular order.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 27—An act to amend sections 7 and 8 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, and to add three new sections thereto to be numbered 8*h*, 8*i*, and 8*j*—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—9; absent—2.

CROWLEY, Chairman.

Senate Bill No. 27 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 101—An act providing for the aid, encouragement and supervision of dwelling house construction in California; providing for its enforcement by the Commission of Immigration and Housing of California; and prescribing the powers and duties of the said commission with regard thereto—has had the same

under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.

Committee vote: Ayes—9; absent—2.

CROWLEY, Chairman.

Senate Bill No. 101 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 577—An act to amend section 2982 of the Political Code, relating to the secretary and to the assistant secretary of the State Board of Health—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—9; absent—2.

CROWLEY, Chairman.

Senate Bill No. 577 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 658—An act to protect the public health by providing for the inspection of fish canneries—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Fish and Game.

Committee vote: Ayes—9; absent—2.

CROWLEY, Chairman.

Senate Bill No. 658 re-referred to Committee on Fish and Game.

Also:

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 504—An act to amend sections 2, 3, and 7 of an act entitled "An act regulating the sanitation and ventilation in or at camps where five or more persons are employed; and providing a penalty for the violation thereof," approved May 29, 1913, as amended;

Also: Senate Bill No. 288—An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, hotels and dwellings, and the maintenance, use and occupancy of the premises and land on which tenement houses, hotels and dwellings are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide for its enforcement, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, and the maintenance, use and occupancy of the premises and land on which tenement houses are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled 'An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof, and repealing an act entitled "An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof," approved April 16, 1909, Statutes of California of 1909, page 948, approved April 10, 1911, Statutes of California of 1911, page 860, and approved June 13, 1913, Statutes of California, 1913, page 737, and approved May 29, 1915, Statutes of California, page 952, and all acts amendatory thereof, and approved May 31, 1917, Statutes of California of 1917, page 1473"; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of hotels, and the maintenance, use and occupancy of the premises and land on which hotels are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled 'An act to regulate the building and occupancy of hotels and lodging houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof," approved June 16, 1913, Statutes of California of 1913, page 1429, and approved May 31, 1917, Statutes of California of 1917, page 1422; and repealing an act entitled "An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings, and the maintenance, use and occupancy of the premises and land on which dwellings are erected or located, in incorporated towns, incorporated cities, and incorporated cities

and counties, and to provide penalties for the violation thereof, and approved May 31, 1917, Statutes of California of 1917, page 1461;"
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.
Committee vote: Ayes—9; absent—2. Vote the same on both bills.

CROWLEY, Chairman.

Senate Bills Nos. 504 and 288 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 411—An act to amend section 4243 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fourteenth class, and fixing their mileage and per diem of grand and trial jurors in such counties—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.
Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bill No. 411 ordered on file for second reading.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Dennett: Senate Concurrent Resolution No. 26—Relative to amendment of section 25 of Joint Rules.

Resolution referred to Committee on Rules.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 286—An act to amend section 276*a* of the Code of Civil Procedure, relating to appointment, qualifications and compensation of Board of Bar Examiners.

In the absence of the author, Senate Bill No. 286 was passed on file.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

In the absence of the author, Senate Bill No. 415 was passed on file.

Senate Bill No. 836—An act amending section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing pro-

bation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishing of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith, approved June 5, 1915, as amended.

In the absence of the author, Senate Bill No. 836 was passed on file.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 1, 5, 13, 15, 15*a*, 17, 19, 21*a*, 21*b*, 23, 24*a*, 25, 26, 28, 31, 31*b*, 37, 48*a*, 56*a*, 56*b*, 57*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Hart moved to refer Senate Bill No. 948 to Senator Johnson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 35, of the printed bill, beginning with the word "every" strike out the remainder of the sentence down to and including the period on line 40.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT—Your Special Committee of One, to which was referred Senate Bill No. 948, with instructions to amend, respectfully reports the same back, amended as per instructions.

JOHNSON, Special Committee.

Report read, and on motion of Senator Hart adopted.

Bill ordered to print, and re-engrossment.

SENATOR KING IN THE CHAIR.

At two o'clock and forty minutes p.m., Senator King of the thirtieth district was called to the chair.

Senate Bill No. 313—An act to regulate the hours of labor of employees on street railways, electric and elevated railways; providing penalties for the violation of its provisions and repealing all acts or parts of acts in conflict with this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 313 refused passage by the following vote:

AYES—Senators Anderson, Canepa, Carr, F. M., Crowley, Dennett, Flaherty, Godsil, Ingram, Inman, Jones, McDonald, Rigdon, Rush, Scott, Sharkey, and Slater—16.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Chamberlin, Duncan, Eden, Gates, Harris, Hart, Irwin, Johnson, King, Lyon, Nelson, Otis, Purkitt, Rominger, Sample, Shearer, and Yonkin—22.

NOTICE OF MOTION TO RECONSIDER.

Senator Harris gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 313 was refused passage.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Rigdon: Senate Joint Resolution No. 24—Relative to the protection of the almond industry.

Resolution referred to Committee on Federal Relations.

RESOLUTIONS—(OUT OF ORDER).

The following resolutions were offered, out of the regular order:

By the Committee on Contingent Expenses:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Senate in the sum of thirty-five ($35) dollars in favor of Jos. E. Pipher for one day's services in reporting and transcribing testimony in the matter of the hearings before the Senate on the budget, and the State Treasurer is hereby directed to pay the same.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Senate in the sum of three hundred ($300) dollars, in favor of the Secretary of the Senate, for the purchase of postage stamps, and the State Treasurer is hereby directed to pay the same.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Allen, Arbuckle, Boggs, Breed, Carr, F. M., Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, King, Lyon, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Senate in the sum of two hundred

eighty ($280) dollars in favor of Harry Y. Harrison for reporting and transcribing the testimony in the matter of the hearings before the Senate on the budget on the days of March 17, 18, 21, 22, 23, 24, 25, 28, at $35 per day, and the State Treasurer is hereby directed to pay the same.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Nelson, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Senate for the sum of one thousand seven hundred fifty-five dollars and twenty-three cents ($1,755.23) to pay to the respective parties the amounts as itemized below, and the State Treasurer is hereby directed to pay the same:

State Purchasing Department:	
Stationery supplies, October, 1919 (special session)	$13 07
Stationery supplies, January, 1921	617 44
Stationery supplies, February, 1921	381 91
The Typewriter Exchange:	
Typewriter rental, February 1 to March 1	5 00
The Wholesale Typewriter Company, Inc.:	
Typewriter rental (29 machines)	400 00
Western Union Telegraph Company:	
Telegrams (February, 1921)	13 41
Postal Telegraph-Cable Company:	
Telegrams (February, 1921)	64 26
Sleeper Stamp Company:	
6 badges (Sergeant-at-Arms)	$7 75
H. S. Crocker Company, Inc.:	
Folders	2 89
Pen points	75
W. J. Weisman Company:	
Loose-leaf covers	2 00
Alexander Crossan:	
Illuminating resolution (Heilborn)	3 50
John T. Greene and W. H. Funk:	
Lettering (3 bills)	12 25
Sacramento-San Joaquin Bank:	
Printing and binding 300 checks	2 00
Bancroft-Whitney Company:	
6 Vol. Deering Codes, 1 Vol. Treadwell Constitution	27 00
Purnell Stationery Company:	
1 Daily Journal	2 00
Total	$1,755 23

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day Senator McDonald moved to reconsider the vote whereby Senate Bill No. 185 was passed.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator McDonald, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 185 was passed was continued until the next legislative day.

ADJOURNMENT.

At four o'clock and fifteen minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Friday, April 1, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, March 31, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF FLOOR OF SENATE.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to A. W. Graves, trustee of Sutter Union High School; Miss Ruth Wheeler, member of faculty, and the following members of the graduating

class: Ruth Spiva, Maud Capito, Bernice Trimble, Jessie Munns, Ruth Blackmer, Wallace McWilliam, Douglas McWilliam, Wilford Carlson, Oscar Wells.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Attorney R. T. Walters, of Los Angeles.

On request of Senator Lyon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Wm. H. Anderson and Victor T. Watkins, of Los Angeles.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Miss Jean McLean, Mrs. Mary Lee and Miss Juite Hitchcock, of Richmond.

Senator Scott, in behalf of the San Francisco delegation, requested the privilege of the floor of the Senate Chamber for Mrs. Mary McWhorter, a prominent newspaper woman of Chicago and national president of the L. A. A. O. H., and party.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 26, 1921, passed Assembly Bill No. 602—An act to amend section 27 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, providing that an employee may waive, for himself or his dependents, previous to an injury, compensation due for an injury, recovery from which is prevented or delayed by a pre-existing physical defect or disease, with the approval of the Industrial Accident Commission.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bill No. 602 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 30, 1921, passed Assembly Bill No. 1055—An act to authorize and regulate the practice of osteopathic physicians and osteopathic physicians and surgeons; to establish the preliminary and professional educational requirements of applicants for license, and the rights and duties of those licensed; to provide penalties for the violation of this act and to repeal all acts and parts of acts in conflict with this act.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bill No. 1055 read first time, and referred to Committee on Public Health and Quarantine.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 31, 1921, passed Assembly Bill No. 1273—An act declaring the existence of inflammable vegetable matter constituting a fire menace to be a public nuisance; providing for its abatement, and prescribing the manner of collecting the expense thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bill No. 1273 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 31, 1921, passed the following:

Assembly Bill No. 928—An act to add a new section to be numbered section 1926 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 986—An act to amend section 3804 of the Political Code, relating to erroneously collected taxes;

Also: Assembly Bill No. 1033—An act to provide for the formation of districts within municipalities for the acquisition of land for park or playground purposes and for the issuance, sale and payment of bonds for such districts to meet the cost thereof;

Also: Assembly Bill No. 1208—An act to amend an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section seventeen of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, by amending section 2 thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bill No. 928 read first time, and referred to Committee on County Government.

Assembly Bill No. 986 read first time, and referred to Committee on Revenue and Taxation.

Assembly Bill No. 1033 read first time, and referred to Committee on Municipal Corporations.

Assembly Bill No. 1208 read first time, and referred to Committee on Public Health and Quarantine.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 31, 1921, passed the following:

Assembly Bill No. 877—An act to amend section 7 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended, by amending subdivision eight, relating to the payment of assessments against public property;

Also: Assembly Bill No. 897—An act to protect domestic live stock from contagious and infectious diseases, to prescribe the duties of officials to carry into effect the provisions of this act, to provide for the appointment of a veterinarian, and to repeal an act entitled "An act to protect domestic live stock from contagious and infectious diseases, to provide for the appointment and duties of officials to carry into effect the provisions of this act, and to provide an appropriation therefor," approved March 18, 1899, as amended;

Also: Assembly Bill No. 919—An act to add a new section to be known as 9a4 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 920—An act to add a new section to be numbered section 19a4 to an act entitled "An act to be known as the Juvenile Court Law and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bill No. 877 read first time, and referred to Committee on Municipal Corporations.

Assembly Bill No. 897 read first time, and referred to Committee on Agriculture.

Assembly Bills Nos. 919 and 920 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 31, 1921, passed the following:

Assembly Bill No. 460—An act to amend section 103c of the Code of Civil Procedure of the State of California, relating to the appointment of clerks and deputy clerks of justices of the peace in certain townships and providing for the duties and compensation thereof;

Also: Assembly Bill No. 555—An act to amend an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction and completion thereof," which became a law under the constitutional provision without the Governor's approval, February 25, 1901, as subsequently amended, by adding a new section thereto to be numbered section 14, relating to bonds for a city plan;

Also: Assembly Bill No. 642—An act amending the Political Code, by amending section 4179 thereof, relating to the records to be kept by the county clerk;

Also: Assembly Bill No. 651—An act to amend section 3820 of the Political Code, relating to collection of taxes by assessor;

Also: Assembly Bill No. 875—An act to amend sections 67, 68, 69, 70, 71, 72, 73, 74, 75 and 76 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bills Nos. 460 and 642 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 555 and 875 read first time, and referred to Committee on Municipal Corporations.

Assembly Bill No. 651 read first time, and referred to Committee on Revenue and Taxation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 31, 1921, passed the following:

Assembly Bill No. 35—An act to prohibit the use of nets, seines, traps or weirs, in the Napa River, Petaluma Creek, and their tributaries, in the counties of Sonoma, Napa and Solano;

Also: Assembly Bill No. 136—An act to amend an act entitled "An act authorizing and providing for suits for the collection of delinquent taxes upon personal property," approved March 13, 1903;

Also: Assembly Bill No. 156—An act to amend sections 1 and 2 of an act entitled "An act to provide for the formation of special municipal tax districts within municipalities for the acquisition, construction or operation of public improvements, works or utilities of local necessity or convenience, or for the furnishing of special local service; and for the acquisition, construction or operation of such improvements, works or utilities, or the furnishing of such service by or for such districts," approved May 16, 1919;

Also: Assembly Bill No. 417—An act authorizing cities, towns and municipal corporations to sell and dispose of public utilities, providing for calling of special elections to vote upon the question of authorizing such sale, and regulating the manner in which the proceeds of such sale shall be applied;

Also: Assembly Bill No. 448—An act to amend section 1764 of the Political Code, relating to the apportionment of county high school funds;

Also: Assembly Bill No. 456—An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code, relating to schools and school revenues.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bill No. 35 read first time, and referred to Committee on Fish and Game.

Assembly Bills Nos. 136 and 156 read first time, and referred to Committee on Revenue and Taxation.

Assembly Bill No. 417 read first time, and referred to Committee on Public Utilities.

Assembly Bills Nos. 448 and 456 read first time, and referred to Committee on Education.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 31, 1921, adopted Assembly Constitutional Amendment No. 19—A resolution to propose to the people of the State of California, to amend the constitution of said State by adding to article XII thereof a new section to be numbered 5½, relative to the regulation of the business of issuing guarantees or policies of insurance upon the title to real or personal property.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Constitutional Amendment No. 19 referred to Committee on Constitutional Amendments.

REPORT OF JOINT COMMITTEE SUBMITTED.

The following report of Joint Committee appointed pursuant to Assembly Concurrent Resolution No. 1, was presented by Senator Johnson, and ordered printed in the Journal:

Pursuant to the adoption of Concurrent Resolution No. 1, a Joint Committee, consisting of the following members: Senators Egbert J. Gates, M. B. Johnson, Edwin M. Otis, and Assemblymen Percy G. West, Van Bernard, and Robt. W. Colburn, was duly appointed "to investigate the present status of the College of Agriculture, University of California and the University Farm School—and to make certain recommendations to the end that this State be provided with an institution for instruction and investigation in the science of agriculture second to none in the United States."

The committee met and elected Percy G. West, author of the resolution, chairman. Two visits were made to the College of Agriculture at Berkeley, and two visits to the University Farm at Davis.

February 25, 1921, a public hearing was held in the Assembly Chamber before one of the largest gatherings attending a legislative hearing in years.

The committee as a result of its study makes the following report and recommendations:

PRESENT PLAN OF AGRICULTURAL INSTRUCTION.

COLLEGE OF AGRICULTURE.

The institution in California for advanced instruction and investigation in the science of agriculture is the College of Agriculture, which exists as a department of the University of California, and has its headquarters on the campus at Berkeley, where it has been since the establishment of the institution. In the early days of the university, slight importance was attached to the college. In this respect the situation in this State was no different than that which existed in other states. However, when the general development of agricultural colleges began about twenty years ago, this State found itself in a peculiar situation, because little or no land suitable for agriculture was adjacent to the campus. In many of the eastern states, ample land of suitable character was available nearby the university, and it proceeded to develop a college of agriculture as a university department. Other eastern states, either through lack of suitable land at the headquarters of the university, or through other pressure, developed a college of agriculture as a separate institution. Apparently it was generally recognized that for the proper development and functioning of a college of agriculture, the prime requisite was land. Just why this State failed to recognize the importance of land is not clear, but for many years the Agricultural College existed at Berkeley with little or no land, orchards, vineyards, herds or flocks, and California students received practically their entire instruction in classrooms from lectures and textbooks. This plan obviously did not offer as satisfactory a course in agriculture as states with farm land and equipment were providing, and to correct the weakness of the situation, the State in 1908 purchased a large tract of excellent agricultural land near Davis and made provision for the establishment of the University Farm School. This institution is a branch of the College of Agriculture of the university, and functions in several ways.

1. By providing vocational agricultural courses for boys not desirous of completing a college course. About half the students in these courses are qualified to enter the university.

2. By providing short courses, usually six weeks in length, in various lines of practical agriculture, open to students of all ages, without scholastic requirements.

3. By providing courses for university students which bring them into contact with practical farm activities. At first such students came to the farm for six months, but this period has now been lengthened to two years, if the student so desires. Students in other leading institutions, with which the University of California must compete, receive four years of work on the farm.

In passing it should be pointed out that the university and farm school students at the institution form separate groups.

RESULTS OF THE PRESENT PLAN.

As a result of the present plan of operation, this committee has found through personal investigation the following facts:

1. That there is dissatisfaction with the college among many ranchers and others interested in agriculture, the feeling being that the plan of instruction is not meeting the needs of this State to the same extent that colleges of agriculture in other leading states serve their public, except the very commendable results obtained in the University Extension Department in deciduous fruit, and the Riverside Experiment Station in citrus fruit, by which and through which the farmers of the State have been saved many millions of dollars annually.

2. That under the present plan, graduates of the college are not as well trained for actual farm practice as are graduates of some other leading institutions.

3. That the enrollment in the college is falling off.

4. That California boys and girls are attending institutions in other states.

5. That it is admitted that the present system is weak because of lack of land, orchards, vineyards and livestock at Berkeley, where the major portion of the course is given.

6. That the equipment for instruction and investigation at the University Farm at Davis is totally inadequate and in no way in keeping with the dignity of the industry it seeks to serve or the State of California.

7. That there is a demand originating within and representing a considerable section of the agricultural industry that the College of Agriculture should be separated from the University of California.

8. That the faculty of the College of Agriculture believe that unless land for outdoor laboratory purposes is provided at Berkeley, it will be impossible to develop

a modern, progressive institution of agricultural instruction and investigation at that location, but that with such land and necessary facilities in connection with it there is no reason why the University of California College of Agriculture should not be the equal of any institution in the country.

9. That the faculty and Regents of the university seek to correct the weaknesses of the present situation, (*a*) by the purchase of land and development of certain outdoor laboratory facilities at Berkeley, (*b*) by the development of the University Farm School at Davis into a branch of the College of Agriculture, where students will take the first two years of university instruction, and either proceed to Berkeley for the final two years or receive a certificate as evidence of the course they have completed. This plan would mean the termination of the so-called Farm School.

CONCLUSIONS AND RECOMMENDATIONS OF THIS COMMITTEE.

This committee regards the matter of an efficient College of Agriculture as one of the most vital problems this State has to solve, and as a consequence does not feel that it is warranted in setting forth any final conclusions on the basis of the five or six days' study it has been possible to give the question in the midst of a busy legislative session. It is of the opinion, however, that neither the present situation nor the proposed plan of the university is sufficiently free from objections to be accepted without further study, and it therefore begs leave to recommend

1. That a commission of seven members, including one member of the Senate, one member of the Assembly, three representatives of the farming interests of the State, one member of the faculty of the College of Agriculture, and the Comptroller of the University of California, be appointed by the Governor, and that said committee be empowered to make a thorough investigation of the entire problem of agricultural instruction and investigation. That said committee be requested to investigate the plan of operation and organization of the leading agricultural colleges of the United States; to consider carefully the merits of our present system; the merits and weaknesses of any proposed plan of reorganization; and to report the result of their findings in full and in detail to the forty-fifth California Legislature, together with their recommendations.

2. That the sum of $10,000 be appropriated to defray the expenses and per diem allowance of said commission.

3. That no capital expenditures either for lands or buildings be made for the College of Agriculture at Berkeley.

4. That the regents of the university proceed with a definite and liberal building program for the University Farm at Davis.

5. That until the University Farm at Davis is thoroughly developed, no similar work be undertaken at other points in the State.

The committee further wishes to express its unanimous opinion that the appropriation for buildings at the Davis Farm School and the appropriation of two million five hundred thousand dollars for the maintenance of the College of Agriculture, as requested by the Regents, are absolutely necessary if the college is to conduct its present activities on a basis of minimum efficiency and to meet in a reasonable way the most pressing demands for new investigations into vital problems of the agricultural industry, and we recommend that the suggested budget be increased sufficiently to cover this amount.

EGBERT J. GATES,
M. B. JOHNSON,
EDWIN M. OTIS,
PERCY G. WEST,
R. W. COLBURN,
VAN BERNARD.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 286—An act to amend section 276*a* of the Code of Civil Procedure, relating to appointment, qualifications and compensation of Board of Bar Examiners.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 1, of the printed bill, strike out the parenthesis and the word "salaries".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 2, of the printed bill strike out the word "and" and the parenthesis.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In the title of the printed bill, line 1, after the comma following the word "one" insert the word "two" and a comma; in line 2 omit the word "twenty-two" and the comma following; in line 3 omit the word "thirty-three" and the comma following; and in line 4 omit the word "thirty-six" and insert in lieu thereof the word "thirty-three."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3 of the printed bill, after line 42, insert a new section to be known as section 2 and to read as follows:

"SEC. 2. Section 2 of said act is hereby amended to read as follows:

SEC. 2. All candidates nominated at a primary election for elective public offices shall be nominated by direct vote at such election held in accordance with the provisions of this act: *provided*, that electors of President and Vice President of the United States shall be nominated as provided in subdivision 2 of section 24 of this act. This act shall not apply to recall elections, nor to the nomination of officers of municipalities, counties, or cities and counties whose charters provide a system for nominating candidates for such officers; nor to the nomination of officers for any district not formed for municipal purposes; nor to the nomination of freeholders to be elected for the purpose of framing a charter; nor to the nomination of officers for cities of the fifth and sixth classes; nor to the nomination of school district officers."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3, line 43, of the printed bill, omit the figure "2" and insert in lieu thereof the figure "3."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 4, lines 8, 9, 10 and 11, of the printed bill, omit the words "Any primary election other" in line 8, and omit all of lines 9, 10 and 11, and insert in lieu thereof "The governor shall be empowered to call a special primary election for the nomination of candidates to be voted upon at a special election to fill a vacancy, or to make

such special primary election a part of the September primary election whenever the special election to fill the vacancy is made a part of the regular November election."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 4, line 12, of the printed bill, omit the figure "3" and insert in lieu thereof the figure "4."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 4, line 43, of the printed bill, omit the word "four" and insert in lieu thereof the word "five."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 4, line 51, of the printed bill, omit the figure "4" and insert in lieu thereof the figure "5."

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 5, line 10, of the printed bill, after the word "clerk" insert the words "or registrar of voters."

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 5, line 21, of the printed bill, after the word "clerk" insert the words "or registrar of voters."

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 5, line 23, of the printed bill, after the word "clerk" insert the words "or registrar of voters."

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 14, line 1, of the printed bill, omit the figure "5" and insert in lieu thereof the figure "6."

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 14, line 10, of the printed bill, after the word "such" insert the words "county or."

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 14, line 17, of the printed bill, omit the word "nine," and insert in lieu thereof the word "eight."

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 14, line 24, of the printed bill, omit the word "nine," and insert in lieu thereof the word "eight."

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 14, line 35, of the printed bill, omit the figure "6" and insert in lieu thereof the figure "7."

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 15, line 5, of the printed bill, after the word "any" insert the words "county or."

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 15, line 40, of the printed bill, omit the figure "7" and insert in lieu thereof the figure "8."

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 15, line 45, of the printed bill, after the word "any" insert the words "county or."

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 16, line 32, of the printed bill, omit the figure "8" and insert in lieu thereof the figure "9."

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 16, line 29, of the printed bill, after the word "any" insert the word "county or."

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 17, line 4, of the printed bill, after the word "any" insert the words "county or."

Amendment adopted.

AMENDMENT NUMBER TWENTY-TWO.

On page 19, line 49, of the printed bill, omit the last word in the line, "such," and insert in lieu thereof the word "each."

Amendment adopted.

AMENDMENT NUMBER TWENTY-THREE.

On page 20, line 20, of the printed bill, after the word "such" insert the words "county or."

Amendment adopted.

AMENDMENT NUMBER TWENTY-FOUR.

On page 20, line 42, of the printed bill, omit the word "or" where it occurs the second time, and insert in lieu thereof the word "and."

Amendment adopted.

AMENDMENT NUMBER TWENTY-FIVE.

On page 23, line 1, of the printed bill, omit the figure "9" and insert in lieu thereof the figure "10."

Amendment adopted.

AMENDMENT NUMBER TWENTY-SIX.

On page 23, line 5, of the printed bill, after the word "any" insert the words "county or."

Amendment adopted.

AMENDMENT NUMBER TWENTY-SEVEN.

On page 23, line 35, of the printed bill, after the word "any" insert the words "county or."

Amendment adopted.

AMENDMENT NUMBER TWENTY-EIGHT.

On page 24 of the printed bill, omit all of lines 6 to line 38, inclusive.

Amendment adopted.

AMENDMENT NUMBER TWENTY-NINE.

On page 24, lines 48 and 49, of the printed bill, omit the comma at the end of line 48 and insert in lieu thereof a period, and omit the remainder of the sentence, including the period, viz., "or as soon thereafter as all the returns are in."

Amendment adopted.

AMENDMENT NUMBER THIRTY.

On page 25, line 2, of the printed bill, after the word "forthwith" insert the words "as soon as the canvass for such candidates is completed, and not later than the seventh day after the day of the primary election."

Amendment adopted.

AMENDMENT NUMBER THIRTY-ONE.

On page 25 of the printed bill, omit line 7 and insert in lieu thereof the following: "the canvass as to all offices voted on within the limits of one county or city and county, except judicial, school, county, township and municipal offices, and including the office of delegate to a State convention from a holdover senatorial district and member of a county central committee, shall be continued until completed, which shall be not later than six o'clock in the afternoon of the ninth day following such primary election. Finally, the canvass as to all judicial, school, county, township and municipal offices voted on wholly within".

Amendment adopted.

AMENDMENT NUMBER THIRTY-TWO.

On page 25, lines 22, 23 and 24, of the printed bill, omit the comma after the word "apply" and insert in lieu thereof a period, and omit the remainder of the sentence through the words "as the case may be," and the period in line 24.

Amendment adopted.

AMENDMENT NUMBER THIRTY-THREE.

On page 25, line 25, of the printed bill, omit the words "not later than the fourteenth day" and insert in lieu thereof the words "as soon as possible".

Amendment adopted.

AMENDMENT NUMBER THIRTY-FOUR.

On page 26 of the printed bill omit lines 22 to 34, inclusive, together with the word "exhausted" on line 35, and insert in lieu thereof the following: "is equal to the number of persons to be elected to such office, be the only candidates for such office whose names shall be printed on the ballot at the ensuing November election; or, if the number of such "majority candidates" is greater than the number of persons to be elected to such office, then the names of such "majority candidates" receiving the highest number of votes, and equal in number to the number of persons to be elected to such office, shall be the only candidates for such office whose names shall be printed on the ballot at the ensuing November election; or, if the number of such "majority candidates" falls short of the number of persons to be elected to such

office, then the names of such "majority candidates," if any, shall be printed on the ballot at the ensuing November election in a group (such group being herein designated as "majority group"), said group on the ballot being preceded by the designation of the office and the words "vote for _____", the blank being filled by a number equal to the number of names in such "majority group"; and in addition to the "majority group" there shall be printed on the ballot in a separate group, and separated from such "majority group," such number of additional names only of such other candidates receiving the next highest number of votes for nomination to such office as may equal twice the number of persons to be elected to such office less twice the number of names in the "majority group" (or a smaller number if the list of said other candidates be exhausted), such group to be preceded by the designation of the office and the words "vote for _____", the blank being filled by a number equal to the number of persons to be elected to such office, less the number of names in the "majority group." In case of a tie vote, the names of all candidates receiving the same number of votes shall appear on the ballot in that group which would have contained any one of them had no tie occurred, whether or not the inclusion of such candidates in any group would cause such group to contain more names than hereinabove provided; and this provision as to tie votes shall, in all cases where two or more persons are to be elected to any office, be applied in lieu of the provisions of section 26 of the Direct Primary Law."

Amendment rejected.

AMENDMENT NUMBER THIRTY-FIVE.

On page 26, line 40, of the printed bill, omit the word "four" where it first occurs, and insert in lieu thereof the word "five".

Amendment adopted.

AMENDMENT NUMBER THIRTY-SIX.

On page 26, lines 46, 47 and 48, of the printed bill, omit all of line 46, commencing with the parenthesis preceding the word "other", and omit all of lines 47 and 48.

Amendment adopted.

AMENDMENT NUMBER THIRTY-SEVEN.

On page 26, line 52, of the printed bill, after the word "issued" insert the words "to each delegate elected to the State Convention from a holdover Senatorial district wholly within one county or city and county and".

Amendment adopted.

AMENDMENT NUMBER THIRTY-EIGHT.

On page 27, line 1, of the printed bill, after the word "election" insert a comma and the following: "said certificates of nomination or election, as the case may be, to be issued immediately upon the completion of the canvass as to such party offices as provided in section 22 of this act".

Amendment adopted.

AMENDMENT NUMBER THIRTY-NINE.

On page 27, line 4, of the printed bill, after the word "county" insert the words "or city and county."

Amendment adopted.

AMENDMENT NUMBER FORTY.

On page 27 of the printed bill omit all of lines 8 and 9.

Amendment adopted.

AMENDMENT NUMBER FORTY-ONE.

On page 27 of the printed bill omit lines 10, 11 and 12, and insert in lieu thereof the following: "officers voted for in more than one county or city and county, and to issue a certificate of election to each delegate elected to the state convention from a holdover senatorial district comprising more than one county or city and county; and to issue".

Amendment adopted.

AMENDMENT NUMBER FORTY-TWO.

On page 27, line 16, of the printed bill, omit the word "twenty" and insert in lieu thereof the word "thirty".

Amendment adopted.

AMENDMENT NUMBER FORTY-THREE.

On page 28, line 33, of the printed bill, after the word "county" insert the words "or the registrar of the county or city and county."

Amendment adopted.

AMENDMENT NUMBER FORTY-FOUR.

On page 28, line 37, of the printed bill, after the word "clerk" insert the words "or registrar".

Amendment adopted.

AMENDMENT NUMBER FORTY-FIVE.

On page 28, line 47, of the printed bill, omit the word "any" and insert in lieu thereof the word "such".

Amendment adopted.

AMENDMENT NUMBER FORTY-SIX.

On page 30, line 40, of the printed bill, after the word "election" insert the words "at eleven o'clock a.m."

Amendment adopted.

AMENDMENT NUMBER FORTY-SEVEN.

On page 31 of the printed bill omit lines 6, 7 and 8, and insert in lieu thereof the following: "party, or when any district fails to elect its quota of committee members, a vacancy shall exist, which shall be filled by the chairman of the committee in which such ineligibility or vacancy occurs, by appointing members of the party residing in the district unrepresented or not fully represented on account of such vacancy."

Amendment adopted.

AMENDMENT NUMBER FORTY-EIGHT.

On page 31, line 24, of the printed bill, omit the words "the county clerk of the county in which he resides" and insert in lieu thereof the words "any officer qualified to certify to acknowledgments".

Amendment adopted.

AMENDMENT NUMBER FORTY-NINE.

On page 31, line 34, of the printed bill, omit the word "twenty" and insert in lieu thereof the word "twenty-five".

Amendment adopted.

AMENDMENT NUMBER FIFTY.

On page 34, line 23, of the printed bill, omit the word "of" where it occurs the first time and insert in lieu thereof the words "as to".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 836—An act amending section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the

California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith, approved June 5, 1915, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 19, of the printed bill, strike out the apostrophe and the letter "s" at the end of the word "attorney's" and also the word "office".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 657—An act to amend the Political Code by adding thereto a new section, to be numbered 1579*b*, relating to the consolidation of all elementary school districts not including certain city school districts of a county to form one county union elementary school district.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, after the word "members" at the end of said line, insert a comma and the word "each".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 14, of the printed bill, after the word "elected" strike out the words "at large in such school district" and insert in lieu thereof the following: "from one of five wards to be formed as hereinafter directed,".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 11, of the printed bill, after the word "carried" strike out the period and insert in lieu thereof a comma and the following words: "and shall divide said county union elementary school district into five wards each to be substantially equal in population."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 218—An act to amend section 1662 of the Political Code, relating to public school attendance.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 5, after the comma following the word school strike out the remainder of the paragraph and insert the following: "or in an area not to exceed three miles from said Indian school, the Indian children of the district, or districts, eligible for attendance upon such Indian school, may not be admitted to the district school."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 112—An act to amend section 3817 of the Political Code, relating to redemptions of lands sold to the State of California for delinquent taxes.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 729—An act to amend section 14 of an act entitled "An act to provide for local improvements upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities, such act to be known as 'the Local Improvement Act of 1901'," which became a law under constitutional provision without the Governor's approval February 26, 1901, relating to taxation for local improvements.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title strike out the word "section" and insert in lieu thereof the following: "sections one, four, eleven and".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the word "fourteen" and insert in lieu thereof the word "one".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 7, of the printed bill, add the following sections:

"SECTION 1. All streets, lanes, alleys, places, or courts in the municipalities of this State, now open or dedicated, or which may hereafter be opened or dedicated to public use, shall be deemed and be held to be open public streets, lanes, alleys, places or courts, for the purposes of this act, and the legislative body of each municipality is hereby empowered to establish and change the grades of said streets, lanes, alleys, places or courts, and fix the width thereof, and is hereby invested with the jurisdiction to order to be done thereon any of the work mentioned in section 2 of this act, under the proceedings hereinafter described: *provided*, that any of said work may be done to or upon a grade other than the established official grade of any such streets, lanes, alleys, courts, or places, in which case the grade at which the work is proposed to be done together with the official grade shall be set forth and fully described in the report of the engineer provided for in section 4 of this act.

SEC. 2. Section 4 of said act is hereby amended to read as follows:

Sec. 4. Thereafter the said engineer, or board of public works, or commissioner of public works, shall file with the clerk of the municipality the report called for by section 3 above, and there shall be annexed thereto the following exhibits, to wit:

1. A general description of the work to be done, excepting therefrom any work to be done by any person, firm or corporation having railroads on any of the streets, lanes, alleys, courts, or places within said municipality.

2. A description of the exterior boundaries of the district of lands which will be benefited by the proposed improvement, the lots and lands within which should

be specially assessed, according to the benefits, if any, they may receive, to pay the costs and expenses of the improvement.

3. Plans, profiles, cross-sections, and specifications for making the proposed improvement.

4. An estimate of the total cost of said improvement, including incidental expenses likely to be incurred, in connection therewith, including clerical, engineering, inspection, printing, advertising and all other incidental expenses.

5. A map showing the district above referred to, giving the subdivisions of the property therein, as nearly as can be ascertained by said engineer, or board, or commissioner, with the dimensions thereof, as ascertained by said engineer, or board, or commissioner, each of which subdivisions shall be given a red ink number upon said map, which red ink number shall in all of the subsequent proceedings be a sufficient description of such land when given or referred to in connection with a reference to said map. But any error in the description, or in the dimensions of any lot or lands appearing on said map shall not invalidate the assessment of the proceedings herein provided for.

6. A list, referring to said subdivisions upon said map by the respective red ink numbers thereon, and giving the names of the owners, if known, otherwise designating them as unknown; but any error in the name of the owner of any lot or lands shall in no way invalidate the proceedings, or the assessment levied against such lot or lands. The list shall include an estimate of the benefits, if any, which each lot or parcel of land within said district will receive from the proposed improvement. Whenever any park, block, tract, lot, piece or parcel of land belonging to, or under the control of, the State of California, or any county, city and county, city, town, township, irrigation or drainage district, board of education, school district, penal or reform institution, institution for the feeble-minded, or the insane, or any other public or quasi-public agent, mandatory or instrumentality of the State, county or municipal government, shall be included within the district declared to be benefited and to be assessed to pay the costs and expenses of the improvement, the said work shall be done, and such lots, pieces or parcels of land shall be assessed as in other cases; and the State of California, or any county, city and county, city, town, township, irrigation or drainage district, board of education, school district, penal or reform institution, institution for the feeble-minded, or the insane, or any other public or quasi-public agent, mandatory or instrumentality of the State, county or municipal government, shall be liable for and shall pay any such assessment so levied.

7. The number of the proceedings, which shall be the number under which all subsequent action shall be taken in said proceeding, and thereafter a reference to such number shall be sufficient to identify any record or action thereunder.

SEC. 3. Section 11 of said act is hereby amended to read as follows:

SEC. 11. The said tax collector shall thereupon fix a time, which shall not be more than thirty days thereafter, within which the payments of said assessments shall be made, or agreements and waivers executed as hereinafter provided for bonds to issue in lieu of such payments, notice of which time shall be given by publication at least once in some newspaper of general circulation, published in such municipality, if there be one published therein, otherwise by posting in three public places therein. All such assessments shall be paid or agreements and waivers executed therefor within such time, or such further time as the legislative body of such municipality shall grant by resolution, not exceeding thirty days; *provided*, that whenever any park, block, tract, lot, piece, or parcel of land belonging to, or under the control of the State of California, or any county, city and county, city, town, township, irrigation or drainage district, board of education, school district, penal or reform institution, institution for the feeble-minded, or the insane, or any other public or quasi-public agent, mandatory or instrumentality of the State, county or municipal government, shall be included within the district declared to be benefited and which shall be in actual use in the performance of a public function and shall have been assessed as in other cases as provided in section 4 of this act, such assessment shall be paid out of any funds on hand and available for such purpose upon the presentation of a proper claim therefor; but if no funds shall be available, then provision shall be made by the proper officials of the State of California, or any county, city and county, city, town, township, irrigation or drainage district, board of education, school district, penal or reform institution, institution for the feeble-minded, or the insane, or any other public or quasi-public agent, mandatory or instrumentality of the State, county or municipal government, for the payment of any such sum so due in the same manner and as though such assessment constituted a judgment against such State, county, city and county, city, town, township, irrigation or drainage district, board of education, school district, penal or reform institution, institution for the feeble-minded, or the insane, or any other public or quasi-public agent, mandatory or instrumentality of the State, county or municipal government, and any such assessment shall, for said purpose only, have the same force and effect as a judgment of a court of record against the State of California, or any county, city and county, city, town, township, irrigation or drainage district, board of education, school district,

penal or reform institution, institution for the feeble-minded, or the insane, or any other public or quasi-public agent, mandatory or instrumentality of the State, county or municipal government; and it shall be the duty of the officer, board or body authorized by law to levy taxes or assessments to raise revenue for the costs and expenses of carrying on the government or the affairs of the State of California, or any county, city and county, city, town, township, irrigation or drainage district, board of education, school district, penal or reform institution, institution for the feeble-minded, or the insane, or any other public or quasi public agent, mandatory or instrumentality of the State, county or municipal government to include the amount of any such assessment in the amount to be raised by the next subsequent assessment or tax levy to be made, together with the interest thereon at the rate of seven per cent per annum from the date due until it shall be paid, and to levy a tax or assessment on the assessable property therein for the payment thereof; *provided*, that in case of neglect or refusal to so pay, or provide for the payment of such assessment as above provided, the contractor or his assignee may sue such officer, board or body to compel the payment thereof, or to compel provision to be made for the payment thereof as above provided.

All assessments collected shall be noted in the aforementioned record in the proper column thereof, opposite the number of the lot upon which the same has been paid; or if an agreement and waiver has been executed by the owner of any lot or lands for bonds to be issued as hereinafter provided; or said lot is sold for the nonpayment of any assessment levied thereon, that fact shall be noted in said record in the proper column opposite such number.

SEC. 4. Section 14 of said act is hereby amended to read as follows:

Amendment adopted.

Bill read second time, and ordered to print, engrossment and third reading.

Senate Bill No. 149—An act to amend section 877 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 150—An act to amend section 880 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 151—An act to amend section 787 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 716—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in cities of the sixth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 3 of the printed bill, line 13, strike out the word "street" and insert in lieu thereof the word "steam".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 97—An act providing adjusted compensation for persons who served their country during the late war, providing for the issuance and sale of State bonds to create a fund for the purpose of carrying out the provisions hereof, providing for the payment of said bonds and for the submission of this act to a vote of the people.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 577—An act to amend section 2982 of the Political Code, relating to the secretary and to the assistant secretary of the State Board of Health.

In the absence of the author, Senate Bill No. 577 was passed on file.

Senate Bill No. 504—An act to amend sections 2, 3, and 7 of an act entitled "An act regulating the sanitation and ventilation in or at camps where five or more persons are employed; and providing a penalty for the violation thereof," approved May 29, 1913, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

MOTION.

On motion of Senator Breed, the following resolution in reference to the length of speeches on the floor of the Senate, presented to the Senate by Senator Breed, Thursday, March 31, 1921, was taken up for consideration:

WHEREAS, The approach of adjournment sine die requires that the time of the Legislature be conserved to the utmost; therefore, be it

Resolved, That from and after this date, speeches on the floor of the Senate be limited to ten minutes in length for opening speeches, and five minutes for all other speeches. Extensions of time beyond said periods may be granted only by unanimous consent.

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Campbell, Carr, E. M., Carr, W. J., Chandler, Crosby, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, Parkin, Rigdon, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

On motion of Senator Rigdon, Senate Bill No. 319 was passed on file.

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article II thereof a new section, to be numbered 7, relative to suffrage.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed amendment, strike out the word "ten" and insert in lieu thereof the word "five".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 22, of the printed amendment, after the word "state" insert a comma and the word "county".

Amendment adopted.

Senate Constitutional Amendment No. 30 ordered to print, and engrossment.

Senate Constitutional Amendment No. 32—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section to article IX thereof, to be known as section 6½, relating to the payment of bonds of school districts.

COMMITTEE AMENDMENT.

During the reading of the constitutional amendment, the following committee amendment was offered.

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed amendment, strike out the period following the word "districts" and insert in lieu thereof a semicolon and the following: "*provided*, that all such bonds shall be issued subject to the limitations prescribed in section 18 of article XI hereof."

Amendment adopted.

Senate Constitutional Amendment No. 32 ordered to print, and engrossment.

Senate Bill No. 524—An act to amend section 3385 of the Political Code, relating to the use of animals for propagation.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Rigdon moved to refer Senate Bill No. 524 to Senator Boggs, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

In the title, line 1, of the printed bill, strike out the word "amend" and insert in lieu thereof the word "repeal".

AMENDMENT NUMBER TWO.

On page 1, in line 2, of the printed bill, strike out the words "amended so as to read as", also strike out lines 3 to 27, inclusive, and insert in lieu thereof the following: "repealed."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 524, with instructions to amend, respectfully reports the same back, amended as per instructions.

BOGGS, Special Committee.

Report read, and on motion of Senator Rigdon adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 502—An act to provide for the sale by the State of certain classes of submerged lands.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 502 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Crowley, Eden, Flaherty, Hart, King, Lyon, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—21.

NOES—Senators Canepa, Carr, F. M., Chamberlin, Duncan, Ingram, Irwin, Johnson, Nelson, and Sharkey—9.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 183—An act to amend section 1526 and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property.

On motion of Senator Jones, Senate Bill No. 183 was passed on file.

Senate Bill No. 188—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property.

On motion of Senator Jones, Senate Bill No. 188 was passed on file.

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks.

On motion of Senator Sample, Senate Bill No. 53 was passed on file.

Senate Bill No. 713—An act to provide for the more general observance of Sunday as a day of rest.

On motion of Senator Dennett, Senate Bill No. 713 was passed on file.

Senate Bill No. 784—An act providing for the organization and regulation of reciprocal interinsurance exchanges, to be known as the "Reciprocal Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee, approved December 24, 1911,' approved May 26, 1917," as amended.

On motion of Senator Burnett, Senate Bill No. 784 was passed on file.

Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

On motion of Senator Burnett, Senate Bill No. 269 was passed on file.

Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies.

On motion of Senator Burnett, Senate Bill No. 270 was passed on file

Senate Bill No. 782—An act to amend section 591 of the Political Code, relating to the maintenance of the office of the Insurance Commissioner.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 782 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, King, Nelson, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—Senators Chamberlin, Duncan, and Purkitt—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 701—An act defining corporations for the purpose of engaging in international or foreign banking or other international or foreign financial operations or in banking or other financial operations in a dependency or insular possession of the United States, either directly or through the agency, ownership or control of local institutions in foreign countries, or in such dependencies or insular possessions and to act when required by the Secretary of the Treasury of the United States as fiscal agents of the United States; providing for the incorporation, powers and supervision of such corporations, and providing for the licensing by the Superintendent of Banks of foreign corporations to transact in this State the business of a corporation defined and organized by this act.

On motion of Senator Hart, Senate Bill No. 701 was passed on file.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

On motion of Senator Sharkey, Senate Bill No. 310 was passed on file.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 832 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 835 was passed on file.

Senate Bill No. 239—An act to add a new section to the Civil Code, to be numbered 196*b*, relating to the liability of a parent for the negligence or wrongful act of his minor child.

On motion of Senator Eden, Senate Bill No. 239 was passed on file.

Senate Bill No. 408—An act to regulate the control of smallpox and vaccination and to repeal an act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California, specifying the duties of certain officers and persons with relation thereto, making violations of its provisions a misdemeanor, providing penalties, and repealing an act entitled 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889," approved March 7, 1911.

Bill read third time.

On motion of Senator Crowley, Senate Bill No. 408 was passed on file.

Senate Bill No. 814—An act to amend section 628*b* of the Penal Code, relating to the protection of fish.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 814 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 426—An act to amend section 565 of the Penal Code, relating to certain rights and remedies of stockholders in California corporations—and reports that the same has been correctly engrossed.

CANEPA, Acting Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 656—An act to add a new section to the Political Code, to be numbered 1734*b*, relating to high school districts—and reports that the same has been correctly re-engrossed.

CANEPA, Acting Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 656—An act to add a new section to the Political Code of the State of California, to be numbered 1734*b* and relating to high school districts.

On motion of Senator Eden, Senate Bill No. 656 was passed on file.

Senate Bill No. 426—An act to amend section 565 of the Penal Code, relating to certain rights and remedies of stockholders in California corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 426 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Dennett, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones,

King, McDonald, Nelson, Otis, Purkitt, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 217—An act to add a new section to the Civil Code, to be numbered 1716, relating to the payment and enforcement of claims against any county, city and county, or city, in certain cases.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the title, strike out all beginning with the words "and any county" and strike out all of line 4 of the title and insert in lieu thereof the following: "municipal corporations in certain cases."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 4, strike out all after the figures "1716" down to and including line 33 of page 2, and insert in lieu thereof the following

"1716. Whenever any person shall have heretofore entered into any contract or agreement with any consolidated city and county in this State for the performance or furnishing of any service or material in or about the opening, construction, grading, excavating, paving, curbing, sewering or improvement in any manner of any street, public place or sidewalk, the expense, value or contract price of which was by such contract or by law to have become a lien upon or claim against specific private property affected, if all steps required by law relating to such contract had been legally taken or adopted, and such contract contains provisions exempting such consolidated city and county from expense or liability for such service or material, and such consolidated city and county shall have by its proper officers, or department, accepted the work, service or material, such contract shall in all courts be interpreted and construed as an engagement and undertaking upon the part of such consolidated city and county, that it, its officers or officials, board or boards, department or departments have legally taken, performed and adopted, and will legally take, perform and adopt, each and every act and step required by law to constitute the expense, value or contract price of, or for such service or material, a valid lien and claim upon and against the private property affected; and in any case where any person having performed or furnished any service or material under any such contract which has been so accepted, shall have been and shall be unable to collect the expense, value, or contract price thereof from the property affected or its owners, because of any error, defect or omission of, or in, any step or act by such consolidated city and county, its officers or officials, boards or board, department or departments or the unconstitutionality of any statute or the nonownership by such municipality of any part of the land embraced within the streets, place or way, upon or over which such improvement was made or work done, necessary to the constituting of the said expense value, or contract price, a valid lien or claim upon and against the property affected, the person so unable to collect such expense, value or contract price for such service or material which has been so performed or furnished, or his or her assigns, shall have a cause of action against any such consolidated city and county for negligence by reason of any such error, defect or omission aforesaid; and in any such action, any such error, defect or omission duly proved shall constitute a claim for negligence against any such consolidated city and county and entitle such person or his or her assigns, to recover in such action for such negligence as damages the amount of such expense, value or contract price for such service or material so furnished or performed, and which was so accepted, with interest thereon from the acceptance thereof. In any such action the provisions of title II of part II of the Code of Civil Procedure shall not apply and any person having any such claim against any municipality or consolidated city and county shall have the right to present the same for allowance and payment to the proper officers of such consolidated city and county, at any

time within one year after the passage of this act, notwithstanding any statute regulation or ordinance, now or heretofore existing, to the contrary."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Constitutional Amendment No. 22—A resolution to propose to the people of the State of California an amendment to article I section 7 of the constitution, relating to trial by jury.

On motion of Senator Purkitt, Senate Constitutional Amendment No. 22 was passed on file.

Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the constitution of the State amending section 19 of article VI of said constitution, relating to the charging of juries by judges.

On motion of Senator Purkitt, Senate Constitutional Amendment No. 23 was passed on file.

Senate Bill No. 136—An act to add a new chapter to title XIV of part II of the Code of Civil Procedure, to be numbered chapter VIII, embracing sections 1060 to 1062, both inclusive, relating to declaratory relief.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 136 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Otis, Rigdon, Rominger, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 138—An act to add a new chapter to title II of part III of division I of the Civil Code, relating to actions to determine parental relation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 138 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

On motion of Senator Purkitt, Senate Bill No. 161 was passed on file.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon, Senate Bill No. 606 was passed on file.

Senate Bill No. 35—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property.

On motion of Senator Lyon, Senate Bill No. 35 was passed on file.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 287—An act to amend section 279 of the Code of Civil Procedure, relating to attorneys of other states admission;

Also: Senate Bill No. 216—An act to amend section 1 of an act entitled "An act to secure to native-born and naturalized citizens of the United States the exclusive right to be employed in any department of the State, county, city and county and city government in this State, except in certain schools, to validate certain acts, and to repeal all acts in conflict herewith," approved May 19, 1915;

Also: Senate Bill No. 26—An act to amend sections 26 and 27 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended;

Also: Senate Bill No. 679—An act to amend an act entitled "An act providing for the management of the California Redwood Park and creating a board of five commissioners with power to manage said California Redwood Park," approved February 6, 1911, by amending section 2 of said act, relative to the compensation of the warden;

Also: Senate Bill No. 108—An act authorizing the Surveyor General to relinquish to the United States all waterpower sites and coal contained in lands selected by the State of California, in cases where the United States will not convey the selected land to the State unless such relinquishment is made;

Also: Senate Bill No. 548—An act to amend section 1 of an act entitled "An act defining Public Weighmaster; describing his duties; providing for rules and regulations governing the performance of his duties; prescribing a bond and fixing the amount thereof; and providing penalties for any violation of the provisions of this act," approved June 8, 1915, as amended, and repealing all acts or parts of acts in conflict herewith;

Also: Senate Bill No. 202—An act to amend section 2322 of the Political Code, relating to horticulture;

Also: Senate Bill No. 203—An act to amend section 2322*d* of the Political Code, relating to horticulture;

Also: Senate Bill No. 201—An act to promote the development of the California fruit, nut and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits, nuts and vegetables specified therein, and to prevent deception in the packing and sale of fruits, nuts and vegetables, to provide for the certification of fruits and vegetables including the payment of fees, to prescribe penalties for violation of the provisions hereof and to repeal an act entitled "An act to promote the development of the California fruit and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits and vegetables specified therein, and to prevent deception in fruit packages, prescribing penalties for violation of the provisions hereof and making an appropriation for theenforcement of all provisions hereof, and repealing all acts inconsistent herewith," approved May 27, 1919;

Also: Senate Bill No. 492—An act to authorize suits against the State for services rendered to the State or for moneys expended in connection with such services, and regulating the procedure therein;

Also: Senate Bill No. 494—An act to enable the State Board of Forestry to accept deeds and conveyances of land in the name of the people of the State of California, for park purposes, to manage and control the same, to consent to conditions attached to the grant thereof, prescribe regulations therefor, or prohibit violations thereof; And reports that the same have been correctly engrossed.

CHAMBERLIN, Acting Chairman.

Also: Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act" by amending sections 1, 5, 13, 15, 15*a*, 17, 19, 21*a*, 21*b*, 23, 24*a*, 25, 26, 28, 31, 31*b*, 37, 48*a*, 56*a*, 56*b*, 57*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking and reports that the same has been correctly re-engrossed.

CHAMBERLIN, Acting Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 1, 5, 13, 15, 15*a*, 17, 19, 21*a*, 21*b*, 23, 24*a*, 25, 26, 28, 31, 31*b*, 37, 48*a*, 56*a*, 56*b*, 57*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking.

On motion of Senator Hart, Senate Bill No. 948 was passed on file.

Senate Bill No. 548—An act to amend section 1 of an act entitled "An act defining public weighmaster; describing his duties; providing for rules and regulations governing the performance of his duties; prescribing a bond and fixing the amount thereof; and providing penalties for any violation of the provisions of this act," approved June 8, 1915, as amended, and repealing all acts or parts of acts in conflict herewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 548 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Otis, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 202—An act to amend section 2322 of the Political Code, relating to horticulture.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 202 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Dennett, Flaherty, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Otis, Rigdon, Rominger, Sample, Scott, Shearer, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 203—An act to amend section 2322*d* of the Political Code, relating to horticulture.

On motion of Senator Jones, Senate Bill No. 203 was passed on file.

Senate Bill No. 287—An act to amend section 279 of the Code of Civil Procedure, relating to attorneys of other states admission.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Burnett moved to refer Senate Bill No. 287 to Senator Scott, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 strike out lines 4 to 6, both inclusive, and insert in lieu thereof the following:

"279. Every citizen of the United States residing in this State who has been admitted".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 287, with instructions to amend, respectfully reports the same back, amended as per instructions.

SCOTT, Special Committee.

Report read, and on motion of Senator Burnett, adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 201—An act to promote the development of the California fruit, nut and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits, nuts and vegetables specified therein, and to prevent deception in the packing and sale of fruits, nuts and vegetables, to provide for the certification of fruits and vegetables including the payment of fees, to prescribe penalties for violation of the provisions hereof and to repeal an act entitled "An act to promote the development of the California fruit and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits and vegetables specified therein, and to prevent deception in fruit packages, prescribing penalties for violation of the provisions hereof, and making an appropriation for the enforcement of all provisions hereof, and repealing all acts inconsistent herewith," approved May 27, 1919.

Bill read third time.

On motion of Senator Jones, Senate Bill No. 201 was passed on file.

Senate Bill No. 216—An act to amend section 1 of an act entitled "An act to secure to native-born and naturalized citizens of the United States the exclusive right to be employed in any department of the State, county, city and county and city government in this State, except in certain schools, to validate certain acts, and to repeal all acts in conflict herewith," approved May 19, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 216 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Otis, Purkitt, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 26—An act to amend sections 26 and 27 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 26 passed by the following vote:

AYES—Senators Allen, Arbuckle, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, McDonald, Nelson, Otis, Rigdon, Scott, Sharkey, Shearer, Slater, and Yonkin—25.
NOES—Senators Irwin, and Purkitt—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 492—An act to authorize suits against the State for services rendered to the State or for moneys expended in connection with such services, and regulating the procedure therein.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 492 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Scott, Sharkey, Shearer, Slater, and Yonkin—32.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 494—An act to enable the State Board of Forestry to accept deeds and conveyances of land in the name of the people of the State of California, for park purposes, to manage and control the same, to consent to conditions attached to the grant thereof, prescribe regulations therefor, or prohibit violations thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 494 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram,

Inman, Irwin, Johnson, McDonald, Nelson, Purkitt, Rigdon, Rominger, Sharkey, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Sharkey gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 494 was passed.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Burnett:

Resolved, That Rule 10 of the Standing Rules of the Senate be amended by adding at the end thereof the following words:

"When the roll of a committee is called the names of all the members of the committee shall be called in alphabetical order, including in such order the name of the chairman, unless the name of the chairman is called first."

Resolution referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON PUBLIC UTILITIES.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Senate Bill No. 173—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by amending the title thereof and adding a new section thereto, to be numbered 5*a*, relating to powers of counties and cities in respect thereto—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that same do pass, as amended.

Committee membership—11; committee vote: Ayes—6; absent—5.

DENNETT, Chairman.

Senate Bill No. 173 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Senate Bill No. 723—An act to provide for the safety and protection of railroad employees by requiring railroads to make and enforce regulations preventing employees from riding on top of freight cars; and providing penalties for the violation thereof—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that same do pass, as amended.

Committee vote: Ayes—6; noes—3; absent—2.

DENNETT, Chairman.

Senate Bill No. 723 ordered on file for second reading.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 24—Relative to the protection of the almond industry—

has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—3; absent—2.

EDEN, Chairman.

Senate Joint Resolution No. 24 ordered to engrossment and on file.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 964—An act validating the formation, organization and existence of San Luis Obispo High School District of San Luis Obispo County;

Also: Senate Bill No. 169, entitled—An act to amend section 1724 of the Code of Civil Procedure, relating to the establishing of identity of heirs;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—9; absent—8. Same vote on both bills.

JONES, Chairman.

Senate Bills Nos. 964 and 169 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 470, entitled—An act to recognize and declare valid the Madera Irrigation District and to approve and declare valid all proceedings on formation and organization of said district;

Also: Assembly Bill No. 638, entitled—An act to recognize and declare valid the Medano Irrigation District and to approve and declare valid all proceedings on formation and organization of said district;

Also: Assembly Bill No. 966, entitled—An act to confirm and declare valid all proceedings on the organization of Merced Irrigation District and to recognize and declare valid said district;

Also: Assembly Bill No. 103, entitled—An act to add a new section to the Political Code to be numbered 4308, providing a special fund to pay certain expenses of the district attorney;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—9; absent—8. Same vote on all bills.

JONES, Chairman.

Assembly Bills Nos. 470, 638, 966 and 103 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 553, entitled—An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than one hundred thousand persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium, and repealing all acts in conflict therewith—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—10; absent—7.

JONES, Chairman.

Assembly Bill No. 553 ordered on file for second reading.

ON UNIVERSITIES.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Committee on Universities, to which was referred Senate Bill No. 342—An act appropriating money for the support of extension courses by the University of California;

Also: Senate Bill No. 354—An act appropriating money for the support of teacher training courses at the Southern Branch of the University of California;

Also Senate Bill No. 356—An act appropriating money for the support of the Scripps Institution for Biological Research of the University of California;

Also: Senate Bill No. 444—An act to amend section 1 of an act approved April 25, 1911, and entitled "An act to carry into effect the provisions of subdivision (c) of section 14 of article XIII of the constitution of the State of California as the said article was amended on the eighth day of November in the year 1910, in so far as the same relates to the State University; and also to provide for the permanent support and improvement of the University of California; and to that end making a continuing appropriation and creating an annual fund therefor; and repealing an act entitled 'An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor, and to repeal an act approved February 14, 1887, entitled "An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor," and also to repeal an act approved February 27, 1897, entitled "An act to provide additional support and maintenance, and for the acquisition of necessary property and improvements of the University of California, by the levy of a rate of taxation, and the creation of a fund therefor," approved March 20, 1909'";

Also Senate Bill No. 445—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years;

Also: Senate Bill No. 446—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California;

Also: Senate Bill No. 467—An act appropriating money for the construction and equipment of University farm buildings outside of Berkeley;

Has had the same under consideration, and respectfully reports the same back, and recommends that same be re-referred to Committee on Finance.

Committee membership—7; committee vote: Ayes—5; absent—2.

OTIS, Chairman.

Senate Bills Nos. 342, 354, 356, 444, 445, 446 and 467 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Universities, to which was referred Senate Bill No. 827—An act to amend section 1393 of the Political Code, relating to fees and rates of tuition of students of the University of California—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—5; absent—2.

OTIS, Chairman.

Senate Bill No. 827 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Universities, to which was referred Assembly Bill No. 982—An act authorizing the Regents of the University of California to sell and convey certain land situate in Los Angeles County, known as the Santa Monica Forestry Station, and directing that the proceeds of such sale shall become the property of the Regents of the University of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—5; absent—2

OTIS, Chairman.

Assembly Bill No. 982 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 764, entitled—An act to amend section 11 of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, and to add two new sections thereto to be numbered 20*a* and 20*b*;

Also: Senate Bill No. 272, entitled—An act to amend section 19*f* of the Juvenile Court Law, approved June 5, 1915—has had the same under consideration, and

respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—17; committee vote: Ayes—8; absent—9. Same vote on both bills.

JONES, Chairman.

Senate Bills Nos. 764 and 272 ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Senate Bill No. 16—An act to amend section 1 of an act entitled "An act to provide for the appointment of a Board of Sutter's Fort Trustees, and for the acquisition of the Sutter's Fort property, and providing for an appropriation for the preservation, protection, and improvement of said property," approved March 7, 1891;

Also: Senate Bill No. 111—An act to amend section 501 of the Political Code, relating to fees to be charged by the register of the State Land Office;

Also: Senate Bill No. 324—An act to amend section 3 and section 3a of an act entitled "An act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination of and issuance of certificates to qualified applicants, with the designation of certified public accountant; and to provide the grade of penalty for violations of the provisions hereof," approved March 23, 1901, as amended, relating to the State Board of Accountancy and the examination of an issuance of certificates to certain applicants;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—7; committee vote: Ayes—6; absent—1.

CARR, W. J., Chairman.

Senate Bills Nos. 16, 111 and 324 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Senate Bill No. 397—An act creating a Hydro-electric Power Commission and defining its powers—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—4; absent—1.

CARR, W. J., Chairman.

Senate Bill No. 397 ordered on file for second reading.

MOTION.

Senator Arbuckle moved that Senate Bill No. 397 be withdrawn from the file and re-referred to the Committee on Public Utilities.

Motion seconded.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until the conclusion of the consideration of Senator Arbuckle's motion.

At twelve o'clock and forty minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

At one o'clock p.m., Senator Gates of the Thirty-fifth District in the chair.

POINT OF ORDER.

Senator Lyon raised the point of order that the Senators were violating the rule relative to the time allowed for speaking.

DECISION ON POINT OF ORDER.

The President announced his decision and declared the point of order well taken.

The question being on the motion of Senator Arbuckle to withdraw from the file and re-refer Senate Bill No. 397.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Duncan, Inman, and McDonald.

The roll was called on the motion to withdraw from the file and re-refer, and the motion lost by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Chamberlin, Gates, Gedsil, Hart, Irwin, Lyon, McDonald, Purkitt, Rominger, Sample, and Yonkin—14.

NOES—Senators Allen, Boggs, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Harris, Ingram, Inman, Johnson, Jones, King, Nelson, Rigdon, Scott, Sharkey, and Slater—19.

RECESS.

At one o'clock and twenty minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Hon. A. H. Breed, President pro tempore of the Senate, in the chair. Assistant Secretary G. Melvin Warren at the desk.

REPORTS OF STANDING COMMITTEES—OUT OF ORDER.

The following reports of standing committees were received and read, out of the regular order:

ON GOVERNMENTAL EFFICIENCY.

SENATE CHAMBER, SACRAMENTO, March 31, 1921.

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Senate Bill No. 565—An act to amend an act entitled 'An act to create for the State of California a Department of Engineering, to provide for the appointment of the officers and employees thereof, defining its powers and prescribing the duties of said department, its officers and employees, to provide the compensation of such officers and employees, to make an appropriation for the salaries and other expenses for the remainder of the fifty-eighth fiscal year and making certain acts a felony, and repealing an act entitled 'An act creating a Commissioner of Public Works, defining his duties and powers, and fixing his compensation,' approved February 9, 1900, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create a Department of Highways for the State of California, to define its duties and powers, to provide for the appointment of officers and employees thereof, and to provide for the compensation of said officers and employees, and for the additional expenses of said department, and to make an appropriation therefor for the remainder of the forty-eighth fiscal year,' approved April 1, 1897; also repealing an act entitled 'An act providing for the appointment of an auditing board to the Commissioner of Public Works, authorizing him and them to perform certain duties relating to drainage, to purchase machinery, tools, dredges, and appliances therefor, to improve and rectify water channels, to erect works necessary and incident to said drainage, to condemn land and property for the purposes aforesaid, making certain acts a felony, and making an appropriation of money for the purposes of this act,' approved March 17, 1897, and all acts or parts of acts amendatory thereof; also repealing an act entitled, 'An act to provide for the appointment, duties and compensation of a Debris Commissioner, and to make an appropriation to be expended under his direction in the discharge of his duties as such commissioner,' approved March 24, 1893, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create the office of Lake Tahoe Wagon Road Commissioner, providing the term of office and compensation of such commissioner, defining his duties and making an appropriation for the salary and expendi-

tures provided for and authorized by this act,' approved April 1, 1897, and all acts or parts of acts amendatory thereof," approved March 11, 1907, and all acts or parts of acts amendatory thereof, by amending sections 5 and 12 thereof, relating to the officers and employees of the Department of Engineering, their powers, duties, and salaries, and particularly to the engineer appointed for service in the harbor of San Francisco under the State Board of Harbor Commissioners—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, but be re-referred to Committee on Finance.

Committee membership—7; committee vote: Ayes—6; absent—1.

CARR, W. J., Chairman.

Senate Bill No. 565 re-referred to Committee on Finance.

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 957—An act to provide for the promotion, government, operation, dissolution and alteration of the boundaries of fire control districts in this State; for the acquisition of property thereby; for the calling of elections in such districts; for the assessment, levying, collection, custody and disbursement of taxes therein; and for purposes incidental to the main purposes of this act—has had the same under consideration, and respectfuly reports the same back, and recommends that it do pass.

Committee membership—8; committee vote: Ayes—7; absent—1.

RIGDON, Chairman.

Senate Bill No. 957 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 928—An act to add a new section to be numbered section 19½ 26 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 920—An act to add a new section to be numbered section 19½ 4 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 919—An act to add a new section to be known as 9a 4 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bills Nos. 928, 920 and 919 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 454—An act to amend section 4247 of the Political Code, relating to salaries and fees of officers in counties of the eighteenth class—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bill No. 454 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 980—An act to amend section 1 of an act entitled "An act authorizing the investment and reinvestment and disposition of any surplus moneys in the treasury of any county, city and county or incorporated city or town," approved April 23, 1913—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—8; absent—3.

DUNCAN, Chairman.

Assembly Bill No. 980 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 127—An act to amend section 4249 of the Political Code, relating to the compensation of officers in counties of the twentieth class—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—8; absent—3.

DUNCAN, Chairman.

Senate Bill No. 127 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 597—An act providing for the preparation and filing by county engineers, county surveyors, flood control engineers, road commissioners, city engineers, superintendents of streets, commissioners of public works, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the engineer for any reclamation or irrigation district within the State, or of the Debris Commission, supervising or superintending the construction or improvement of public work within the State, by day's labor or force account, of plans and specifications and estimates of costs prior to the commencement of such work and of a certificate or report showing the progress and costs of such work and providing penalties for failure to file and keep as a public record such plans, estimates of cost and certificate and report excepting therefrom emergency and maintenance work and work the cost of which is not more than ten thousand dollars—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—7; noes—1; absent—3.

DUNCAN, Chairman.

Senate Bill No. 597 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 197—An act to provide that certain functions of irrigation districts may be transferred to and be performed by certain county officers;

Committee vote: Ayes—8; absent—3;

Also: Assembly Bill No. 297—An act to add a new section to the Political Code, to be numbered 4326, relating to deputy sheriffs;

Committee vote: Ayes—8; absent—3;

Also: Assembly Bill No. 557—An act to amend section 4004 of the Political Code, relating to loaning the credit of the county;

Committee vote: Ayes—5; noes—1; absent—5.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

DUNCAN, Chairman.

Assembly Bills Nos. 197, 297 and 557 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 137, entitled—An act to amend section 738 of the Code of Civil Procedure, relating to actions to quiet title to real and personal property—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—17; committee vote: Ayes—9; absent—8.

JONES, Chairman.

Senate Bill No. 137 ordered on file for second reading.

ON INSURANCE.

SENATE CHAMBER, SACRAMENTO, March 30, 1921.

MR. PRESIDENT: Your Committee on Insurance, to which was referred Senate Bill No. 931, An act providing that any corporation organized under the laws of the State of California furnishing to members, policy holders or beneficiaries mutual insurance upon the assessment plan, including fraternal benefit societies, may deposit with the Insurance Commissioner securities in trust for the benefit of members, policy holders and beneficiaries whenever the laws of any state of the United States, or of any country foreign to the United States, require such deposit as a prerequisite for transacting business in such other state or foreign country, said deposits to be subject to laws governing deposits of securities by standard insurance companies—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—7; absent—2.

BURNETT, Chairman.

Senate Bill No. 931 ordered on file for second reading.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 27—An act to amend sections 7 and 8 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, and to add three new sections thereto, to be numbered 8*h*, 8*i*, and 8*j*.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title strike out the letter "s" at the end of the word "sections".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 1 of the title strike out the words "and eight".

Amendment adopted.

AMENDMENT NUMBER THREE.

Strike out all of lines 5 and 6 of the title and insert in lieu thereof the following: "a new section to be known and numbered as 8g".

Amendment adopted.

AMENDMENT NUMBER FOUR.

Strike out the remainder of the bill after the enacting clause and insert in lieu thereof the following:

SECTION 1. Section 7 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, is hereby amended to read as follows:

SEC. 7. Any person convicted under section 8 of this act for selling, peddling, furnishing, or giving away, or offering to sell, furnish, or give away, any of the narcotic drugs or their derivatives mentioned in section 8, shall upon conviction for the first offense be deemed guilty of a misdemeanor and punished by imprisonment in the county jail for not less than one hundred and eighty days nor more than three hundred and sixty-five days; for the second and each subsequent offense shall be deemed guilty of a felony, and upon conviction thereof be imprisoned in the State prison for not less than one year nor more than five years.

Any person convicted under section 8 of this act for having in possession any of the narcotic drugs or their derivatives mentioned therein, shall upon the first conviction be deemed guilty of a misdemeanor, and punished by a fine of not more than two hundred dollars, or not more than ninety days imprisonment in the city or county jail, or by both such fine and imprisonment; for the second and each subsequent offense of which said person so convicted shall be found guilty, said person shall be deemed guilty of a felony and punished by imprisonment in the State prison for not less than one year, nor more than five years.

Any person who shall hire, employ or use, any minor under the age of sixteen years in transporting, carrying, selling, preparing for sale, peddling, or using any of the narcotic drugs or their derivatives mentioned in section 8 of this act, shall upon conviction thereof be deemed guilty of a felony and punished by imprisonment in the State prison for not less than one year nor more than five years.

Any person violating any of the other provisions of this act, except those contained in sections 8 and 8c, shall be deemed guilty of a misdemeanor and upon conviction shall be fined in a sum not less than thirty dollars, nor more than two hundred dollars, or by imprisonment for not less than thirty days, and not more than fifty days, or by both such fine and imprisonment. All moneys, forfeited bail or fines, received under the operation of this act shall be paid by the magistrate receiving same, seventy-five per cent to the State Board of Pharmacy and twenty-five per cent to the city treasurer of the city, if incorporated, or to the county treasurer of the county in which the prosecution is conducted.

The following is schedule "A" referred to in section 1, viz: Schedule "A", arsenic, its compounds and preparations, corrosive sublimate, and other poisonous derivatives of mercury, cyanide of potassium, strychnine, hydrocyanic acid, oils of croton, rue, savin, and tansy, phosphorous and its poisonous derivatives and compounds, strophanthus or its preparations, aconite, belladonna, nux vomica, veratrum viride, their preparations, alkaloids or derivatives, and poison containing any of the poisons enumerated in this schedule.

The following is schedule "B": Hydrochloric or muriatic acid, nitric acid, oxalic acid, sulphuric acid, bromide, chloroform, cowhage, creosote, ether, solution of formaldehyde or formaline, canthorides, cocculus indicus, all of their preparations; iodine or its tinctures, oil of pennyroyal, tartar emetic, and other poisonous derivatives of antimony, sugar of lead, sulphate of zinc, wood alcohol, lysol and compound solution of creosol.

SEC. 2. A new section is hereby added to said act, approved March 6, 1907, as amended, to be numbered 8g and to read as follows:

SEC. 8g. Any automobile or other vehicle used in whole, or in part, to unlawfully convey, carry or transport any cocaine, morphine, heroin or opium may be seized by any duly authorized peace officer and when such seizure is made shall be considered as part of the evidence under this act and the magistrate shall upon conviction of the party charged with the ownership of said automobile or other vehicle turn same over to the California State Board of Pharmacy for use in enforcing the provisions of this act with the consent of the State Board of Control: *provided*, that nothing contained in this section shall apply to common carriers, or to any employee acting within the scope of his employment under this act.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 577—An act to amend section 2982 of the Political Code, relating to the secretary and to the assistant secretary of the State Board of Health.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill strike out the words "secretary and to", all of line 3 of the title, and insert in lieu thereof the following: "powers and duties of the State Board of Health, and the officers and employees thereof."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, after line 26, add the following:

"The Secretary of the State Board of Health shall have power to issue citations under the seal of the board requiring any person concerning whom he has information leading him to believe that such person has violated any of the rules or orders of the State Board of Health, any provisions of the Public Health Act, or any of the provisions of the laws of this State with reference to the reporting of and registration of births and deaths, to appear at the time and place mentioned in said citation to show cause why he should not be punished for the violation of said rules, orders, or laws committed by him. Said citation shall be signed by the Secretary of the State Board of Health and shall be served in accordance with the statutes of this State then in force as to the service of citations and subpoenas generally and all the provisions of the statutes of this State then in force relating to subpoenas and citations are hereby made applicable to the citations provided for herein. Upon the secretary's certifying to the fact of refusal of any person to obey a citation to the superior court of the county in which the service was had, said court shall thereupon proceed to hear said matter in accordance with the statutes of this State then in force as to contempts for disobedience of process of the court and should said court find that the citation has been legally served and that the party so served has wilfully disobeyed the same it shall proceed to impose such penalty as is provided in cases of contempt of court."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 909—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 621—An act to amend section 3824 of the Political Code, relating to personal property taxes.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 452—An act to amend section 1665 of the Political Code, relating to the subjects in which instruction shall be provided in the elementary schools of the State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, after the comma at the end of line 6 insert the following: "history of the State of California,".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, after the word "states" and before the semicolon insert the following words: "and the history of the reasons for the adoption of each of its provisions."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 4—An act to amend section 1662 of the Political Code, relating to public schools.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the word "geographical."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 5, of the printed bill, after the word "for" strike out the words "children of Chinese".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill strike out all of lines 6 to 13, inclusive, and insert in lieu thereof the following words: "Indian children and children of Chinese, Japanese or Mongolian parentage. When such separate schools are established, Indian children or children of Chinese, Japanese or Mongolian parentage must not be admitted to any other school."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, after the period in line 13 insert the following words: "It is further provided that in school districts in California where the United States Government has established an Indian school, or in an area not to exceed three miles from said Indian school, the Indian children of such district or districts may not be admitted to said district school."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 658—An act to add a new section to the Political Code, to be numbered 1731*a*, relating to the formation of a consolidated district and for the government of the elementary and secondary schools therein by a board of education.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 745—An act to amend section 1739 of the Political Code, relating to trustees of county high school districts.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 812—An act to amend section 2656 of the Political Code, relating to the division of district funds, upon the incorporation of municipalities, or annexation to municipalities.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 813—An act to amend section 10 of an act entitled "An act to provide for the alteration of the boundaries of and for the annexation of territory to municipal corporations, for the incorporation of such annexed territory in and as a part thereof, and for the district-

ing, government and municipal control of such annexed territory," approved June 11, 1913.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 870—An act to amend section 8a of an act entitled "An act to provide for the levy and collection of taxes by and for the use of municipal corporations and cities incorporated under the laws of the State of California, except municipal corporations of the first class, and to provide for the consolidation and abolition of certain municipal offices, and to provide that their duties may be performed by certain officers of the county, and fixing the compensation to be allowed for such county officers for the services so rendered to such municipal corporations," approved March 27, 1895, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 54—An act to amend an act entitled "An act to provide for the classification of municipal corporations," approved March 2, 1883, as amended by an act which became a law under constitutional provision without Governor's approval March 5, 1901, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the title, after the word "amended" insert a period, and strike out all after the word "amended" on page 1, line 3, of the title and all of lines 4 and 5 of the title.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 3, of the printed bill, insert a comma after the word "amended".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 3, of the printed bill, strike out all after the word "amended" down to and including the words "as amended", on page 1, line 5, of the printed bill.

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 6, of the amended bill, insert the following:

"SEC. 2. Section 2 of an act entitled "An act to provide for the classification of municipal corporations", approved March 2d, 1883, as amended, is hereby amended to read as follows:

SEC. 2. The federal census taken in the year A. D. 1920 is hereby approved and adopted and the population of each and every municipal corporation in the State is hereby classed accordingly, and each shall remain in said class until the Legislature shall reclassify the same after future federal censuses shall have been taken of the population of said municipal corporations, unless such municipal corporations shall elect to reorganize as hereinafter provided.

SEC. 3. Section 3 of an act entitled "An act to provide for the classification of municipal corporations," approved March 3, 1883, as amended, is hereby amended to read as follows:

SEC. 3. The council, board of trustees, or other legislative body of any municipal corporation, may at any time cause an enumeration of the inhabitants thereof to be made and in such manner and under such regulations as such body may, by ordinance, direct. If upon such enumeration it shall appear that such municipal corporation contains a sufficient number of inhabitants to entitle it to reorganize under a higher or lower class or if it shall so appear from the federal census had subsequent to such municipal enumeration or in the absence of such municipal enumeration, then the common council, trustees or other legislative body may, or upon receiving a petition therefor, signed by not less than one-fifth of the qualified electors thereof, shall

submit to the electors of such city or town, at the next general or special election to be held therein, the question whether such city or town shall reorganize under the laws relating to municipal corporations of the class to which such city or town may belong. And thereupon such proceedings shall be had and election held, as provided in the general law for the reorganization, incorporation, and government of municipal corporations. If a majority of the votes cast at such election shall be in favor of such reorganization, thereafter such officers shall be elected as are, or may be, and at the time prescribed by law for municipal corporations of the class having the population under which such reorganization is had, and from and after the qualification of such officers, such corporation shall belong to such class. Whenever the result of such enumeration shall have been declared by the council, board of trustees, or other governing body, and entered in the minutes of such body, thereupon the number of such inhabitants so ascertained shall be deemed the number of inhabitants of such city for all the purposes of this act, and for the purposes of legislation affecting municipalities. The clerk of the council, board of trustees, or other governing body of such city shall cause a certified copy of such minute order to be filed in the office of the Secretary of State."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 411—An act to amend section 4243 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fourteenth class, and fixing their mileage and per diem of grand and trial jurors in such counties.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 8, of the printed bill, as amended March 21, 1921, after the word "thousand" insert the words "five hundred".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 12, of the printed bill, as amended March 21, 1921, after the word "thousand" insert the words "two hundred".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 4, in lines 3 and 4, of the printed bill, strike out the words "six hundred".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 5, line 36, of the printed bill, as amended March 21, 1921, strike out the figures "1910" and insert in lieu thereof the figures "1920".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 4, line 9, of the printed bill, strike out the word "accountant" and insert in lieu thereof the word "deputy".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Irwin asked for and was granted unanimous consent to take up, out of the regular order, for the purpose of amendment at this time, Assembly Bill No. 846.

Assembly Bill No. 846—An act to amend section 4258 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-ninth class.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Irwin moved to refer Assembly Bill No. 846 to Senator Eden, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill as amended March 14, 1921, line 22, after the period insert the following: "It is hereby found as a fact that the salaries provided for in this subdivision do not work an increase in compensation and the same shall apply immediately to incumbents."

AMENDMENT NUMBER TWO.

On page 2 of the printed bill as amended March 14, 1921, line 29, after the period insert the following: "It is hereby found as a fact that the salaries provided for in this subdivision do not work an increase in compensation and the same shall apply immediately to incumbents."

AMENDMENT NUMBER THREE.

On page 2 of the printed bill as amended March 14, 1921, strike out all of line 36 following the word "created", all of lines 37 to 40, both inclusive, all of line 41, preceding the comma.

AMENDMENT NUMBER FOUR.

On page 2, line 42, of the printed bill, as amended March 14, 1921, strike out the words "deputy and copyists" and insert in lieu thereof the word "deputies".

AMENDMENT NUMBER FIVE.

On page 3 of the printed bill as amended March 14, 1921, line 29, strike out the semicolon and the words "and he" and insert in lieu thereof the following: ", and one deputy, which office of deputy superintendent of schools is hereby created, at a salary of one thousand five hundred dollars per annum, payable monthly in the same manner as the salary of other county officers are paid; *provided*, that in counties of this class the county superintendent of schools".

AMENDMENT NUMBER SIX.

On page 3 of the printed bill as amended March 14, 1921, line 33, after the period insert the following: "It is hereby found as a fact that the salaries provided for in this subdivision do not work an increase in compensation and the same shall apply immediately to incumbents."

AMENDMENT NUMBER SEVEN.

On page 4 of the printed bill as amended March 14, 1921, line 12, strike out the word "five" and insert the word "eight".

AMENDMENT NUMBER EIGHT.

On page 4 of the printed bill as amended March 14, 1921, line 14, strike out the first word "three" and insert in lieu thereof the word "six".

AMENDMENT NUMBER NINE.

On page 4 of the printed bill as amended March 14, 1921, after line 36 add the following:

"SEC. 2. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, March 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 846, with instructions to amend, respectfully reports the same back, amended as per instructions.

EDEN, Special Committee.

Report read, and on motion of Senator Irwin, adopted.

Bill ordered to print.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 679—An act to amend an act entitled "An act providing for the management of the California Redwood Park and creating a board of five commissioners with power to manage said California Redwood Park," approved February 6, 1911, by amending section 2 of said act, relative to the compensation of the warden.

On motion of Senator Jones, Senate Bill No. 679 was passed on file.

Senate Bill No. 108—An act authorizing the Surveyor General to relinquish to the United States all waterpower sites and coal contained in lands selected by the State of California, in cases where the United States will not convey the selected land to the State unless such relinquishment is made.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 108 passed by the following vote:

AYES—Senators Allen, Breed, Burnett, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Jones, McDonald, Purkitt, Rigdon, Sample, Shearer, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Gates moved to reconsider the vote whereby Senate Bill No. 922 was passed.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Gates, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 922 was passed, was continued until the next legislative day.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator McDonald the further consideration of the motion to reconsider the vote whereby Senate Bill No. 185 was passed, was continued until the next legislative day.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Harris moved to reconsider the vote whereby Senate Bill No. 313 was refused passage.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Harris, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 313 was refused passage, was continued until the next legislative day.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Joint Resolution No. 14—Relative to the memorializing and petitioning the President of the United States and Congress to establish by proper legislation a bureau or department of publicity.

In the absence of the author, Senate Joint Resolution No. 14 was passed on file.

Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Purkitt moved to refer Senate Bill No. 161 to Senator Shearer, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, commencing with the word "counties" strike out the remainder of the bill and insert in lieu thereof the following:

"In counties of the fifty-first class the county officers shall receive, as compensation for the services required of them by law or by virtue of their office, the following salaries, to-wit:

1. County clerk. The county clerk, one thousand eight hundred dollars per annum and such fees as he may be by law allowed to retain: *and provided*, that in any year when a new register of voters is required by law said county clerk may appoint such number of deputy clerks as may be necessary for the convenience of registration of voters, each of said deputies to receive the sum of ten cents per name for each elector registered by him whose name appears on the great register at the November election. Said sum to be paid out of the general county fund, on the presentation and filing with the board of supervisors of said county a duly verified claim therefor approved by the county clerk.

2. Sheriff. The sheriff, two thousand four hundred dollars per annum, and the fees or commissions for the services of all papers issued by any court of the State outside of his county, and his actual and necessary traveling expenses while executing a warrant outside of his county issued by a magistrate or court within his county.

3. Recorder. The recorder, one thousand six hundred dollars per annum: *provided*, that when the amount of fees collected by said recorder in any month shall exceed the sum of one hundred dollars, the recorder may receive and retain for his own use, in addition to his salary, one-half of all fees in excess of one hundred dollars collected by him in such month.

4. Auditor. The auditor, one thousand five hundred dollars per annum; *provided*, that the provisions herein contained for the salary of the auditor shall apply to the incumbent.

5. Treasurer. The treasurer, nine hundred dollars per annum and the fees or commissions now or hereafter allowed by law.

6. Tax collector. The tax collector, six hundred dollars per annum, which shall be in full for all services as tax collector and license collector.

7. Assessor. The assessor, one thousand eight hundred dollars per annum; *provided*, that the board of supervisors shall allow the traveling expenses of the assessor and his deputies, necessarily incurred in the performance of the duties of said office, not to exceed the sum of three hundred dollars per year, to be allowed and paid as other claims against the county are allowed and paid; *provided, further*, that the provisions herein contained for the expenses of the assessor shall apply to the incumbent.

8. District attorney. The district attorney, one thousand five hundred dollars per annum.

9. Coroner. The coroner, such fees as are now or may be hereafter allowed by law.

10. Public administrator. The public administrator, such fees as are now or may be hereafter allowed by law.

11. Superintendent of schools. The superintendent of schools, one thousand five hundred dollars per annum, to be in full compensation for all services rendered, including his traveling expenses while visiting schools, and his services as member of and secretary of the board of education; *provided*, that the provisions herein contained for the salary of the superintendent of schools shall apply to the incumbent.

12. Surveyor. The surveyor, such fees as are now or may be hereafter allowed by law.

13. Justices of peace. Population of townships. In counties of this class the justices of the peace shall receive the following compensation, to wit:

(*a*) In townships having a population of one thousand or over, the sum of three hundred dollars per annum, payable monthly.

(*b*) In townships having a population of less than one thousand the sum of two hundred forty dollars per annum, payable monthly.

The above-named salaries shall be in full compensation for all services of said justices of the peace in criminal and civil cases, and when acting as coroner said justices of the peace shall be allowed and paid actual expenses, which expenses shall be audited and allowed by the board of supervisors and paid out of the county treasury. The above compensation shall be in lieu of all other fees received for services and said fees shall be accounted for to the auditor and paid into the county treasury.

The salaries of justices of the peace as herein provided for shall be paid in the same manner, at the same time, and out of the same funds as county officers are paid.

For the purpose of this subdivision the population of the several judicial townships is hereby determined to be the population of the townships as shown by the federal census taken in the year A. D. 1920.

14. Constables. Constables, the sum of three hundred dollars per annum, which shall be paid, in the manner and at the same time and out of the same funds as county officers are now paid. The above compensation shall be in lieu of all other fees received for services, and said fees shall be accounted for to the auditor and paid into the county treasury; *provided*, the provisions hereof and herein contained shall apply to the present incumbent.

15. Supervisors. Each member of the board of supervisors, five dollars a day when the board is in session, and ten cents a mile, in going only, for traveling from his residence to the county seat, and when serving as road commissioner three dollars per day, and actual and necessary expenses; *provided*, he shall not in any one year receive more than three hundred fifty dollars as supervisor, exclusive of mileage, nor more than two hundred dollars as road commissioner, exclusive of traveling expenses.

16. Board of education. Each member of the board of education excepting the superintendent of schools shall receive five dollars per day as compensation for his services when in actual attendance upon said board and mileage at the rate of ten cents per mile, one way, only, from his residence to the place of meeting of said board. Said compensation of the members of said board shall be paid out of the same fund as the salary of the superintendent of schools. Claims for such service and mileage shall be presented to the board of supervisors and shall be allowed at the rate above named, and in the same manner as the claims against the county are allowed. The compensation of the members of the board of education herein provided for, is not in addition to that provided in section 1770 of this code.

17. Jurors. In counties of this class, for attending as a grand juror or as a trial juror in a criminal case in the superior court, for each day's attendance, the fee allowed by law. Such juror shall receive his actual and necessary expense in attending as a juror as shall be determined by the court.

18. Witnesses. In counties of this class witnesses shall be allowed for each day's actual attendance, when legally required to attend upon the superior court in criminal cases, the fee allowed by law and his actual and necessary expenses as shall be determined by the court.

19. Intent of act. The Legislature hereby declares that the provisions of this act are not intended to and do not increase or diminish the compensation of the officers herein mentioned, but are intended to change the same to a fixed salary basis wherever a salary is provided for compensation of such officers.

20. Time in effect. The provisions of this act shall take effect ninety days after the final adjournment of the session of the Legislature which passed this act and said provisions shall be in force and apply to the present incumbent.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 161, with instructions to amend, respectfully reports the same back, amended as per instructions.

SHEARER, Special Committee.

Report read, and on motion of Senator Purkitt adopted.

Bill ordered to print, and re-engrossment.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Harris:

WHEREAS, The city of Fresno has extended an invitation to the members of the Legislature to be present on Raisin Day in the city of Fresno on April 29 and 30; and

WHEREAS, California Raisin Day is devoted to the promotion of California's great industry; therefore, be it

Resolved, That the Senate appoint as many Senators as possible to attend the festival as guests of the city of Fresno.

Resolution read, and on motion of Senator Harris adopted.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLMENT.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 288—An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses and hotels, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties; and to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings in incorporated towns, incorporated cities and incorporated cities and counties, and the maintenance, use and occupancy of the premises and land on which such tenement houses, hotels and dwellings are erected or located, and to provide for its enforcement, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, and the maintenance, use and occupancy of the premises and land on which tenement houses are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled 'An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof,' and repealing an act entitled "An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof," approved April 16, 1909, statutes of California of 1909, page 948, approved April 10, 1911, statutes of California of 1911, page 860, and approved June 13, 1913, statutes of California, 1913, page 737, and approved May 29, 1915, statutes of California, page 952, and all acts amendatory thereof," and approved May 31, 1917, statutes of California of 1917, page 1473; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of hotels, and the maintenance, use and occupancy of the premises and land on which hotels are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled 'An act to regulate the building and occupancy of hotels and lodging houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof,' approved June 16, 1913, statutes of California of 1913, page 1429," and approved May 31, 1917, statutes of California of 1917, page 1422; and repealing an act entitled "An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings, and the maintenance, use and occupancy of the premises and land on which dwellings are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof," and approved May 31, 1917, statutes of California of 1917, page 1461;

Also: Senate Joint Resolution No. 18—Relative to the extension by Congress of the franking privilege;

Also: Senate Joint Resolution No. 2—Relative to the protection of American grown hops;

And reports that the same have been correctly engrossed.

CHAMBERLIN, Acting Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 288—An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses and hotels, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings in incorporated towns, incorporated cities and incorporated cities and counties, and the maintenance, use and occupancy of the premises and land on which such tenement houses, hotels and dwellings are erected or located, and to provide for its enforcement, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, and the maintenance, use and occupancy of the premises and land on which tenement houses are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled 'An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof, and repealing an act entitled "An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof," approved April 16, 1909, Statutes of California of 1909, page 948, approved April 10, 1911, Statutes of California of 1911, page 960, and approved June 13, 1913, Statutes of California, 1913, page 737, and approved May 29, 1915, Statutes of California, page 952, and all acts amendatory thereof.' " and approved May 31, 1917, Statutes of California of 1917, page 1473; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of hotels, and the maintenance, use and occupancy of the premises and land on which hotels are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled 'An act to regulate the building and occupancy of hotels and lodging houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof,' approved June 16, 1913, Statutes of California of 1913, page 1429," and approved May 31, 1917, Statutes of California of 1917, page 1422; and repealing an act entitled "An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings, and the maintenance, use and occupancy of the premises and land on which dwellings are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties

for the violation thereof." and approved May 31, 1917, Statutes of California of 1917, page 1461.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Burnett moved to refer Senate Bill No. 288 to Senator Scott, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 3, of title, strike out the comma after the word "houses" and all the rest of the wording on that line and strike out all of the wording on lines 4 and 5 and including the word "located," in line 6 of the title, and in lieu thereof insert the following: "and hotels".

AMENDMENT NUMBER TWO.

On page 1, line 8, of the title, after the comma after the word "counties" insert the following: "and to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings in incorporated towns, incorporated cities and incorporated cities and counties, and the maintenance, use and occupancy of the premises and land on which such tenement houses, hotels and dwellings are erected or located,".

AMENDMENT NUMBER THREE.

On page 2, line 2, after the word "provisions" and before the word "shall" insert the following: "which relate in any manner whatsoever to "tenement houses" and "hotels".

AMENDMENT NUMBER FOUR.

On page 2, line 4, strike out the period after the word "counties" and add the following: ", and its provisions which relate to "dwellings" shall apply to all incorporated towns, incorporated cities, and incorporated cities and counties in the State of California."

AMENDMENT NUMBER FOUR AND ONE-HALF.

On page 10, line 34, after the word "clubs" strike out the following words: ", hospitals, asylums, sanitariums, orphanages," and on line 36 after the word "jails," insert the following words: "hospitals, asylums, sanitariums, orphanages,".

AMENDMENT NUMBER FIVE.

On page 12, lines 3 to 18, inclusive, strike out all the wording on all of the lines and in lieu thereof insert the following:

" "Semifireproof building" is a building which does not fully comply with the requirements of this act for a "fireproof building" as defined in this act and with all exterior walls and walls of inner and outer courts and recesses constructed of brick, stone, concrete, reinforced concrete, terra cotta or concrete tile or similar approved fire resistive or incombustible materials and that conforms in all other respects to the provisions of this act for semifireproof buildings; *provided, however*, that the exterior walls of inner courts that are surrounded on four sides by the same building may be constructed as hereinafter provided for such inner courts by section fifty-seven of this act. In every semifireproof building designed and built to exceed four stories in height, all the interior walls, partitions and ceilings therein and the soffits of stairways and the stairwells shall be constructed of the same kind of materials and in the same manner hereinbefore provided for fireproof buildings or the interior walls, partitions and ceilings and the soffits of stairways and the stairwells and the ceilings of basements or cellars therein shall be of wooden construction and shall be lathed with metal lath and plastered not less than three-quarters of an inch thick. In every semifireproof building designed and built not to exceed four stories in height, all the walls and partitions and ceilings of public hallways and the soffits of stairways and the stairwells and the ceilings of basements or cellars therein shall be constructed of the same kind of materials and in the same manner hereinbefore provided for semifireproof buildings that are designed and built to exceed four stories in height or such walls and partitions and ceilings of public hallways and the soffits of stairways and the stairwells and the ceilings of basements or cellars therein shall be of wooden construction and shall be lathed with metal lath and plastered not less than three-quarters of an inch thick. The roofs of every semifireproof building shall be constructed of approved incombustible materials or be well covered with an "approved" composition fire resistive or fire retardent material. In semifireproof

buildings the usual trim of rooms and hallways, finished floors, windows and doors and the frames therefor may be of wood and the glass in windows and doors may be in plain glass except where in this act otherwise prescribed."

AMENDMENT NUMBER SIX.

On page 12, line 42, strike out all the wording commencing with the word "Every" and all of the lines 43 to 51 up to and inclusive of the period after the word "enumerated", and in lieu thereof insert the following: "Every wooden building hereafter erected in any incorporated town, incorporated city or incorporated city and county shall have the exterior walls thereof and roofs thereon constructed of the same kind of materials and in the same manner hereinbefore provided for semifireproof buildings; *provided, however*, that the exterior walls of any wooden building may be constructed of wooden materials or stuccoed or veneered in an approved manner on wooden frame work."

AMENDMENT NUMBER SEVEN.

On page 13, line 48, after the word "or" and before the word "tenement" insert the word "wooden".

AMENDMENT NUMBER EIGHT.

On page 14, line 2, strike out the words "a building four stories in height" and in lieu thereof insert the following: "a tenement house or hotel, as the case may be, having four stories designed for human habitation".

AMENDMENT NUMBER NINE.

On page 14, line 25, after the word "alley" and before the comma insert the words "or public park".

AMENDMENT NUMBER TEN.

On page 14, line 26, after the word "alley" insert the words "or public park".

AMENDMENT NUMBER ELEVEN.

On page 14, line 29, after the word "alley" insert the words "or public park".

AMENDMENT NUMBER TWELVE.

On page 14, line 30, after the word "alley" insert the words "or park".

AMENDMENT NUMBER THIRTEEN.

On page 15, line 18, in both places after the word "alley" insert the words "or public park".

AMENDMENT NUMBER FOURTEEN.

On page 32, line 25, commencing with the word "If" strike out all the wording on that line and strike out all the wording on lines 26 to 29, inclusive, and in lieu thereof insert the following: "On every such semifireproof or wooden tenement house or hotel wherein the floor area exceeds four thousand square feet on any one floor above the second floor thereof, there shall be provided one additional fire escape for each five thousand square feet of floor area or fractional part thereof, in excess of the first four thousand square feet of floor area hereinbefore provided; and on every such fireproof tenement house or hotel wherein the floor area exceeds six thousand square feet on any one floor above the second floor thereof, there shall be provided one additional fire escape for each five thousand square feet of floor area or fractional part thereof in excess of the first six thousand square feet of floor area hereinbefore provided."

AMENDMENT NUMBER FIFTEEN.

On page 34, line 15, strike out the word "stairways" and in lieu thereof insert the words "fire and smoke towers", and in line 18 strike out the word "twelve" and in lieu thereof insert the word "eight".

AMENDMENT NUMBER SIXTEEN.

On page 34, line 21, strike out the word "same." and in lieu thereof insert the following: "the fire and smoke tower unless that such covering is constructed of approved incombustible materials and that in the said covering there is provided permanent open louvers or other permanent unobstructed openings to the outer air and that such permanent open louvers or other permanent unobstructed openings shall be of an aggregate open area equivalent to fifty per cent of the aggregate superficial area of the covering,".

AMENDMENT NUMBER SEVENTEEN.

On page 37, line 30, strike out the period after the word "area" and in lieu thereof insert the following words: ": *provided, however*, that a vent shaft that is bounded on one or more sides by a lot line may be not less than two feet in any direction and be at least sixteen square feet in area."

AMENDMENT NUMBER EIGHTEEN.

On page 37, line 33, strike out the words "three square feet" and in lieu thereof insert the words "one square foot".

AMENDMENT NUMBER NINETEEN.

On page 37, line 39, after the word "every" strike out the words "such shaft" and in lieu thereof insert the words "vent shaft in a tenement house or hotel".

AMENDMENT NUMBER TWENTY.

On page 40, line 40, after the word "Sec." omit the figures "62" and in lieu thereof insert the figures "61".

AMENDMENT NUMBER TWENTY-ONE.

On page 47, line 22, strike out the word "Every" and in lieu thereof insert the following: "In every incorporated town, incorporated city, and incorporated city and county every".

AMENDMENT NUMBER TWENTY-TWO.

On page 47, line 48, strike out the word "Every" and in lieu thereof insert the following: "In every incorporated town, incorporated city, and incorporated city and county every".

AMENDMENT NUMBER TWENTY-THREE.

On page 49, line 17, strike out the word "August" and in lieu thereof insert the word "September".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 288, with instructions to amend, respectfully reports the same back, amended as per instructions.

SCOTT, Special Committee.

Report read, and on motion of Senator Burnett, adopted.
Bill ordered to print and re-engrossment.

COMMUNICATION.

The following communication was received and ordered printed in the Journal:

By Senator Godsil:

SAN FRANCISCO, March 15, 1921.

WHEREAS, The scenic beauty of the California State highway through the redwood region in Humboldt County is immediately menaced through the impending destruction of the redwoods by lumbering operations; and

WHEREAS, These trees are one of the great natural assets of this State, possessing great historic and scientific interest as well as great economic value; and

WHEREAS, the State highway through the redwoods is destined to become one of the great attractions of this State for future generations; therefore, be it

Resolved, That Las Lomas Parlor No. 72, Native Daughters of the Golden West, strongly urges upon the Governor of the State and the members of the California State Legislature the passage of the redwoods preservation bills (Senate Bill No. 64, Assembly Bill No. 80) now pending, providing for the appropriation of $300,000 to purchase those redwood groves along the State highway which otherwise will be cut; and be it further

Resolved, That a copy of this resolution be forwarded to the Governor of the State of California and to the representatives of this district in the State Senate and Assembly and to the Save the Redwoods League.

LAS LOMAS PARLOR No. 72, N. D. G. W.
RISA M. MOLLER, President.

EMMA SCHOLFIELD, Recording Secretary.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Joint Resolution No. 21—Relative to the protection of American grown hops.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 21 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Carr, W. J., Dennett, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, McDonald, Otis, Purkitt, Rigdon, Rominger, Scott, Shearer, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 21 ordered transmitted to the Assembly.

Senate Joint Resolution No. 18—Relative to the extension by Congress of the franking privilege.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 18 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Chamberlin, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Jones, McDonald, Otis, Purkitt, Rominger, Scott, Sharkey, Shearer, Slater, and Yonkin—21.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 18 ordered transmitted to the Assembly.

ADJOURNMENT.

At three o'clock and fifteen minutes p.m., on motion of Senator Slater, the President pro tempore declared the Senate adjourned until Monday, April 4, 1921, at eleven o'clock a.m.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Monday, April 4, 1921.

Pursuant to adjournment, the Senate met at eleven o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—36.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Friday, April 1, 1921, the further reading was dispensed with, on motion of Senator Sample.

PRIVILEGE OF THE FLOOR.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Miss Grace Ethel Thompson of Berkeley.

On request of Senator Carr, F. M., the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. and Mrs. W. T. Knightly of Hayward.

On request of Senator Sample, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Ed F. Cooper, undersheriff of San Diego County.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Attorney and Mrs. R. H. Clock and Attorney and Mrs. C. C. McWhinney, all of Long Beach.

On request of Senator Irwin, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. and Mrs. R. S. Fulford of Hanford.

On request of Senator Chamberlin, the privilege of the floor of the Senate Chamber for the day was unanimously extended to M. J. Haig, secretary Whittier Chamber of Commerce; H. L. Perry, cashier First National Bank, and P. J. Denninger, all of Whittier, California.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 1, 1921, passed Assembly Bill No. 1260—An act to add a new section to be known as 9a 30 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 1260 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 1, 1921, passed Assembly Bill No. 171—An act to add a new section to be numbered section 19a 23 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the

punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers;

Also: Assembly Bill No. 179—An act to amend section 501 of the Political Code, relating to fees to be charged by the Register of the State Land Office;

Also: Assembly Bill No. 307—An act to cure defects in maps or plats filed for record prior to January 1, 1921, and in deeds or conveyances referring to such maps;

Also: Assembly Bill No. 450—An act to amend sections 354, 1487, 1488, 1489, 1494, 1495, 1503, and 1507 of the Political Code, relating to the State Normal Schools or teachers colleges, and to repeal sections 1497, 1501 and 1502 of the Political Code;

Also: Assembly Bill No. 451—An act to amend sections 1518*a* and 1549 of the Political Code, relating to the powers and duties of the State Board of Education.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 171 and 179 read first time, and referred to Committee on County Government.

Assembly Bill No. 307 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 450 read first time, and referred to Committee on Normal Schools.

Assembly Bill No. 451 read first time, and referred to Committee on Education.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 1, 1921, passed the following:

Assembly Bill No. 459—An act to amend section 1 of an act entitled "An act to provide for the payment by the State or counties, or cities, or cities and counties, of the premium or charge on official bonds when given by surety companies," approved March 25, 1903;

Also: Assembly Bill No. 517—An act to add a new section to the Penal Code, to be numbered 111*a*, relating to the expense of holding coroner's inquests and post mortem examinations on bodies of convicts;

Also: Assembly Bill No. 547—An act to amend the Civil Code by adding thereto a new section to be numbered 2004, regulating deductions from pay of employees because of tardiness;

Also: Assembly Bill No. 562—An act to define a portion of the southern boundary of the State of California;

Also: Assembly Bill No. 590—An act to require railroad companies when operating engines accompanied by tenders of insufficient clearance between the overhang of the roof of the cab and the top of the tender to provide a safe clearance by cutting out an opening in the overhanging roof of the cab so as to enable the engineman safely to go from the cab of the engine to the top of the tender; and providing a penalty for the violation thereof;

Also: Assembly Bill No. 591—An act to amend section 1713 of the Political Code of the State of California, relating to school district libraries;

Also: Assembly Bill No. 744—An act to amend section 4274 of the Political Code, relating to salaries and fees of officers in counties of the forty-fifth class.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 459 read first time, and referred to Committee on Governmental Efficiency.

Assembly Bill No. 517 read first time, and referred to Committee on Prisons and Reformatories.

Assembly Bill No. 547 read first time, and referred to Committee on Labor and Capital.

Assembly Bill No. 562 read first time, and referred to Committee on County Government.

Assembly Bill No. 590 read first time, and referred to Committee on Public Utilities.

Assembly Bill No. 591 read first time, and referred to Committee on Education.

Assembly Bill No. 744 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 1, 1921, passed the following:

Assembly Bill No. 749—An act to add a new section to be numbered section 19r 45 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 840—An act to amend section 2322a of the Political Code, relating to county horticultural commissioners;

Also: Assembly Bill No. 853—An act to amend section 1 of an act entitled "An act to divide the State of California into fish and game districts, and to repeal an act entitled 'An act to divide the State of California into fish and game districts, and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith," approved May 19, 1915," approved May 28, 1917, approved July 22, 1919, as amended, and to add a new section to be numbered 15½;

Also: Assembly Bill No. 1207—An act to add a new section to the Political Code to be numbered 1746a, relating to the execution of bonds of high school districts;

Also: Assembly Bill No. 1227—An act to amend sections 671 and 674, and to repeal section 671a of the Code of Civil Procedure, relating to judgment liens, the docketing thereof, and recording transcripts of such dockets.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 749 read first time, and referred to Committee on County Government.

Assembly Bill No. 840 read first time, and referred to Committee on Agriculture.

Assembly Bill No. 853 read first time, and referred to Committee on Fish and Game.

Assembly Bill No. 1207 read first time, and referred to Committee on Education.

Assembly Bill No. 1227 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 31, 1921, passed Assembly Bill No. 273—An act authorizing any county, city, city and county, town, district or political subdivision organized under the laws of this State to provide, as part of a proposed bond issue, a sum for use in paying the principal and interest of such bonds.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 273 read first time, and referred to Committee on Revenue and Taxation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on March 31, 1921, passed Assembly Bill No. 1114—An act to amend section 632 of the Penal Code, relating to the protection of fish.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 1114 read first time, and referred to Committee on Fish and Game.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 2, 1921, passed the following:

Assembly Bill No. 1309—An act to add a new section to be numbered section 19*c*18 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 1310—An act conveying certain tide lands and lands lying under inland navigable waters, situate in the bay of San Diego to the city of National City, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 1309 read first time, and referred to Committee on County Government.

Assembly Bill No. 1310 read first time, and referred to Committee on Commerce and Navigation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 2, 1921, passed the following:

Assembly Bill No. 838—An act to add a new section to be numbered section 19*c* 11 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 918—An act to amend section 4233 of the Political Code, relating to counties of the fourth class;

Also: Assembly Bill No. 1093—An act to amend section 626*m* of the Penal Code of the State of California, relating to the protection of fish and game;

Also: Assembly Bill No. 1216—An act to amend section 4252 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-third class;

Also: Assembly Bill No. 1268—An act authorizing municipal corporations to incur indebtedness for certain purposes, and to note, issue and sell bonds for such purposes, and to levy and collect taxes for the payment of such bonds.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 838, 918 and 1216 read first time, and referred to Committee on County Government.

Assembly Bill No. 1093 read first time, and referred to Committee on Fish and Game.

Assembly Bill No. 1268 read first time, and referred to Committee on Municipal Corporations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 2, 1921, passed the following:

Assembly Bill No. 714—An act authorizing any county, city and county, city, town, district or political subdivision organized under the laws of this State to sell any unsold bonds thereof at a price netting the purchaser not more than six per cent per annum, payable semi-annually;

Also: Assembly Bill No. 817—An act to add a new section to be known as 19a 10 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 818—An act to add a new section to be numbered section 19a 10 to an act entitled "An act to be known as the Juvenile Court Law, concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 714 read first time, and referred to Committee on Revenue and Taxation.

Assembly Bills Nos. 817 and 818 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 2, 1921, passed the following:

Assembly Bill No. 644—An act to add two new sections to be numbered sections 19a 44 and 19a 56 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 649—An act to amend section 4273 of the Political Code, relating to the compensation of officers of counties of the forty-fourth class;

Also: Assembly Bill No. 660—An act providing for the disposition of exhibits filed with the court in criminal cases;

Also: Assembly Bill No. 680—An act to add a new section to be known as 9a 6 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 694—An act to amend section 3897 of the Political Code, relating to the sale of property for delinquent taxes.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 644, 649, and 680 read first time, and referred to Committee on County Government.

Assembly Bill No. 660 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 694 read first time, and referred to Committee on Revenue and Taxation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 2, 1921, passed the following:

Assembly Bill No. 196—An act to add a new section to the Political Code, to be numbered 4290*a*, relating to the performance of irrigation drainage, water, lighting, sanitary, flood control or other special district functions by county officers and payment to the county of the cost thereof;

Also: Assembly Bill No. 225—An act to amend section 4135*b* of the Political Code, relating to indexing deeds and certain other documents once recorded;

Also: Assembly Bill No. 337—An act to amend the Civil Code by adding thereto a new section, to be numbered 617, relating to cemetery corporations;

Also: Assembly Bill No. 381—An act to amend section 1254 of the Political Code, relating to the salaries and fees of officers of the counties of the twenty-fifth class;

Also: Assembly Bill No. 407—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by amending section 1 thereof and by adding thereto two new sections to be numbered sections 7 and 8, relating to transportation companies, what they shall include, and providing for their regulation;

Also: Assembly Bill No. 439—An act to amend sections 1760 and 1761 of the Political Code, relating to the appropriation and apportionment of State high school funds.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 196 and 381 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 225 and 337 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 407 read first time, and referred to Committee on Revenue and Taxation.

Assembly Bill No. 439 read first time, and referred to Committee on Education.

MOTION.

The hour of eleven o'clock and fifteen minutes a.m. having arrived, on motion of Senator King, the consideration of the proposed form of the report of the Senate, sitting as a Committee of the Whole,

pursuant to the resolution of February 24, 1921, on investigation of the State budget, item by item, heretofore set for this hour, was continued until the hour of two o'clock and thirty minutes p.m. this day.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 286—An act to amend section 276*a* of the Code of Civil Procedure, relating to appointment, qualifications and compensation of Board of Bar Examiners;

Also: Senate Bill No. 415—An act to amend sections 1, 2, 3, 4, 5, 6, 7, 10, 12, 13, 22, 23, 24, 25, 28 and 33 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919;

Also: Senate Bill No. 836—An act amending section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith, approved June 5, 1915, as amended;

Also: Senate Bill No. 657—An act to amend the Political Code by adding thereto a new section to be numbered 1579*b*, relating to the consolidation of all elementary school districts not including certain city school districts of a county to form one county union elementary school district;

Also: Senate Bill No. 218—An act to amend section 1662 of the Political Code, relating to public school attendance;

Also: Senate Bill No. 112—An act to amend section 3817 of the Political Code, relating to redemptions of lands sold to the State of California for delinquent taxes;

Also: Senate Bill No. 729—An act to amend sections 1, 4, 11, and 14 of an act entitled "An act to provide for local improvements upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities, such act to be known as 'the Local Improvement Act of 1901'," which became a law under constitutional provision without the Governor's approval February 26, 1901, relating to taxation for local improvements;

Also: Senate Bill No. 149—An act to amend section 877 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 150—An act to amend section 880 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 151—An act to amend section 787 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 716—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in cities of the sixth class;

Also: Senate Bill No. 97—An act providing adjusted compensation for persons who served their country during the late war, providing for the issuance and sale of

State bonds to create a fund for the purpose of carrying out the provisions hereof, providing for the payment of said bonds and for the submission of this act to a vote of the people;

Also: Senate Bill No. 504—An act to amend sections 2, 3, and 7 of an act entitled "An act regulating the sanitation and ventilation in or at camps where five or more persons are employed; and providing a penalty for the violation thereof," approved May 29, 1913, as amended;

Also: Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article II thereof a new section to be numbered 7, relative to suffrage;

Also: Senate Constitutional Amendment No. 32—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section to article IX thereof, to be known as section 6½, relating to the payment of bonds of school districts;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 524—An act to repeal section 3385 of the Political Code, relating to the use of animals for propagation—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 217—An act to add a new section to the Civil Code, to be numbered 1716, relating to the payment and enforcement of claims against municipal corporations in certain cases—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 287—An act to amend section 279 of the Code of Civil Procedure, relating to attorneys of other states admission—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Joint Resolution No. 24—Relative to the protection of the almond industry;

Also: Senate Bill No. 27—An act to amend section 7 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, and to add a new section to be known and numbered as 8½;

Also: Senate Bill No. 577—An act to amend section 2982 of the Political Code, relating to the powers and duties of the State Board of Health, and the officers and employees thereof;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class and fixing the mileage and per diem of grand and trial jurors in such counties;

Also: Senate Bill No. 288—An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses and hotels, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings in incorporated towns, incorporated cities and incorporated cities and counties, and the maintenance, use and occupancy of the premises and land on which such tenement houses, hotels and dwellings are erected or located, and to provide for its enforcement, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, and the maintenance, use and occupancy of the premises and land on which tenement houses are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the

violation thereof; and repealing an act entitled "An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof, and repealing an act entitled "An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof," approved April 16, 1909, Statutes of California of 1909, page 948, approved April 10, 1911, Statutes of California of 1911, page 960, and approved June 13, 1913, Statutes of California, 1913, page 737, and approved May 29, 1915, Statutes of California, page 952, and all acts amendatory thereof," and approved May 31, 1917, Statutes of California of 1917, page 1473; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of hotels, and the maintenance, use and occupancy of the premises and land on which hotels are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the building and occupancy of hotels and lodging houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof," approved June 16, 1913, Statutes of California of 1913, page 1429," and approved May 31, 1917, Statutes of California of 1917, page 1422; and repealing an act entitled "An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings, and the maintenance, use and occupancy of the premises and land on which dwellings are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof," and approved May 31, 1917, Statutes of California of 1917, page 1461;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved, That the following named persons be stricken from the list of Senate attaches and their names be stricken from the pay roll of the Senate:

Esta Mitchell, Stenographer	$5 00 per day
Kathryn Melarkey, Stenographer	5 00 per day

Resolution read, and on motion of Senator Breed adopted.

APPOINTMENT BY THE PRESIDENT.

SENATE CHAMBER, SACRAMENTO, April 4, 1921.

To the Senate of the State of California.

I beg leave to inform you that I have appointed Bill Duncan as page, at a per diem of $2.50, and respectfully request the consent of the Senate thereto.

C. C. YOUNG, President of the Senate.

Senator Breed moved that the Senate consent to the appointment by the President of the Senate.

The roll was called, and the consent of the Senate granted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—25.

NOES—None.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved, That the following named persons be and they are hereby appointed to the positions hereinafter set forth as provided by law, with the compensation set opposite their respective names, payable weekly, and the Controller is hereby directed

to draw his warrant for the said amounts, and the Treasurer is directed to pay the same.

Mary N. Herrmann, Assistant Engrossing and Enrolling Clerk $5 00 per day
Allan Sweeney, Stenographer ..... 5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Osborne, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—24.
NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senator Breed: Senate Joint Resolution No. 25 Relative to the cooperation of the national government in securing for the American petroleum industry foreign sources of supply.

Resolution referred to Committee on Federal Relations.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 173—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by amending the title thereof and adding a new section thereto, to be numbered 5*a*, relating to powers of counties and cities in respect thereto.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out lines 11, 12 and 13 of the title of the printed bill and insert in lieu thereof the following: "by amending section 5 thereof and adding a new section thereto, to be numbered 5*a*, relating to notices of applications and hearings thereon".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 1, strike out the words "the title" and insert in lieu thereof the following: "Section five".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill strike out lines 11 to 17, inclusive, also strike out all of pages 2 and 3, and insert in lieu thereof the following:

"Sec. 5. No transportation company shall hereafter begin to operate any automobile, jitney bus, auto truck, stage or auto stage for the transportation of persons or property, for compensation, on any public highway in this State without

first having obtained from the Railroad Commission a certificate declaring that public convenience and necessity require such operation, but no such certificate shall be required of any transportation company as to the fixed termini between which or the route over which it is actually operating in good faith at the time this act becomes effective, or for operations exclusively within the limits of an incorporated city, town, or city and county. Any right, privilege, franchise or permit held, owned or obtained by any transportation company may be sold, assigned, leased, transferred or inherited as other property, only upon authorization by the Railroad Commission. The Railroad Commission shall have power, upon a hearing, to issue said certificate as prayed for, or to refuse to issue the same, or to issue it for the partial exercise only of said privilege sought, and may attach to the exercise of the rights granted by said certificate such terms and conditions as, in its judgment, the public convenience and necessity may require.

The Railroad Commission may at any time for a good cause suspend and upon notice to the grantee of any certificate and opportunity to be heard revoke, alter or amend any certificate issued under the provisions of this section.

The certificate if granted shall specify the termini between which and the route over which operation is authorized, but any subsequent variations therefrom by reason of local police regulation or temporary obstruction or emergency shall not be deemed a violation of this act.

SEC. 2. A new section is hereby added to said act to be numbered 5*a* and to read as follows:

"SEC. 5*a*. When any application shall be filed with the Railroad Commission for a certificate of public convenience and necessity, as required by the preceding section, the commission shall mail to the clerk of the board of supervisors of each county in which or through which operation is proposed a copy of the application, and shall mail to each municipality through which such operation is proposed, and to each transportation company, railroad or other common carrier, which in its judgment may be affected thereby, a notice stating that such application has been filed and the termini between which and the route over which said operation is proposed. The time for hearing said application shall be fixed at a date not less than fifteen days subsequent to the mailing of said notices. Notice of any hearing on such application shall be mailed by the commission to parties requesting such notice."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 964—An act validating the formation, organization and existence of San Luis Obispo High School District of San Luis Obispo County.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 169—An act to amend section 1724 of the Code of Civil Procedure, relating to the establishing of identity of heirs.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 827—An act to amend section 1393 of the Political Code, relating to fees and rates of tuition of students of the University of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On line 5, page 1, of the printed bill, strike out the word "must" and insert in lieu thereof the word "may".

Amendment adopted.

AMENDMENT NUMBER TWO.

On line 15, page 1, of the printed bill, strike out the period and insert in lieu thereof a semicolon and the following words: "*provided*, that no fee or rate of

tuition as provided herein shall apply to students pursuing graduate work in the University of California."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 764—An act to amend section 11 of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, and to add two new sections thereto to be numbered 20*a* and 20*b*.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 13 of the title strike out the word "two" and insert in lieu thereof the word "three".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 14 of the title after the word "numbered" insert the following: "eleven *a*".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, between lines 17 and 18, of the printed bill, insert the following:

"SEC. 2. A new section is hereby added to said act to be numbered 11*a* and to read as follows:

11*a*. Each individual, firm or corporation licensed as a broker under the provisions of this act shall erect or maintain a sign on the premises wherein is located his place of business, on which shall be plainly stated that he is a real estate broker."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 18, of the printed bill, strike out the numeral "2" and insert in lieu thereof the numeral "3".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 29, of the printed bill, after the word "thereof" strike out the period and add the following: "and, in case said land is represented to have a water supply or to be sold with a water right, the truthfulness of such representation."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 30, of the printed bill, strike out the numeral "3" and insert in lieu thereof the numeral "4".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 43, of the printed bill, after the word "exceed" insert the following: "two thousand".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 44, of the printed bill, after the word "exceed" insert the word "one".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2, line 44, of the printed bill, strike out the letter "s" at the end of the word "years".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 2, line 47, of the printed bill, immediately preceding the word "thousand" insert the word "five".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 16—An act to amend section 1 of an act entitled "An act to provide for the appointment of a board of Sutter's Fort trustees, and for the acquisition of the Sutter's Fort property, and providing for an appropriation for the preservation, protection, and improvement of said property," approved March 7, 1891.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 111—An act to amend section 501 of the Political Code, relating to fees to be charged by the register of the State Land Office.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 324—An act to amend section 3 and section 3*a* of an act entitled "An act to create a State Board of Accounting and prescribe its duties and powers; to provide for the examination of and issuance of certificates to qualified applicants, with the designation of certified public accountant; and to provide the grade of penalty for violations of the provisions hereof," approved March 23, 1901, as amended, relating to the State Board of Accountancy and the examination of an issuance of certificates to certain applicants.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 397—An act creating a Hydro-electric Power Commission and defining its powers.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title, after the word "act", insert the following: "providing for the generation, transmission and distribution of electric energy,".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, commencing with line 21, strike out the remainder of the bill and insert in lieu thereof the following:

"SEC. 3. The State Hydro-electric Power Commission is hereby created to consist of three members to be designated commissioners. The Governor of the State of California shall designate and appoint two State officers who are heads of executive officers of some board, division, bureau, commission or department of the State government and they shall be known as ex officio members and who shall serve during his pleasure. The third member, who shall be the chairman and executive officer of the commission, shall be appointed as hereinafter provided and shall be known as the appointed member. The ex officio members shall receive no additional compensation to that allowed by law, but may be allowed traveling or other personal expenses incurred in the performance of duties under this act. The appointed member shall receive such compensation as may be fixed by the associated municipalities as hereinafter provided.

SEC. 4. Any municipality as herein defined may elect to receive the service or avail itself of the benefits of this act. Upon the adoption of a resolution by the legislative or managing body thereof, reciting such election, such municipality shall become a member of the associated municipalities. After a period of two years any municipality may rescind such action and withdraw its membership, provided that six months' notice of its intention to so withdraw shall have been given to the commission. Upon the adoption of the resolution of election aforesaid, the clerk or secretary of the municipality shall transmit a certified copy thereof to the Governor.

SEC. 5. Whenever municipalities to the number of twelve or more and having a combined population of not less than 100,000 (according to the census of 1920) shall have adopted resolutions as provided in the preceding section, and copies of such resolutions have been received by the Governor, it shall be the duty of the Governor to call a meeting of such municipalities at a time and place to be designated by him. At least ten days' notice of such meeting shall be given by mail to the clerk of each municipality as appears from the resolutions transmitted to him. Each municipality which shall have adopted the resolution prescribed in section 4 prior to the date of such meeting shall be entitled to be represented thereat by such representative or representatives as it may designate, but each municipality shall be entitled to only one vote on all questions that may come before the meeting. At such meeting a member of the commission shall be appointed and his compensation fixed. The meeting shall provide for the creation of a fund to defray the expenses of the commission and the municipalities of the State as herein defined are hereby authorized to contribute from municipal funds such sums as may be deemed by the associated municipalities to be necessary. For this purpose the associated municipalities at the meeting herein provided for (or at annual meeting thereafter) may adopt a schedule of contributions to be made by the several municipalities, and the election of a municipality to avail itself of the service and benefits of this act shall be construed as an obligation to contribute the sum so fixed.

SEC. 6. At the meeting aforesaid the Governor shall announce the appointment of the ex officio members of the commission and upon the selection of the appointed member and his qualification as such the State Hydro-electric Power Commission shall be deemed organized and shall exercise the powers herein granted or necessarily implied.

SEC. 7. The commission shall exercise the following powers:

a. To be a body politic and have perpetual succession, adopt a seal, and may sue and be sued.

b. To acquire by purchase, lease or otherwise, land, waters, water privileges, water powers, works, machinery, plant, transmission line and appurtenances and all things necessary for the generation, transmission, storage and distribution of electrical energy or power.

c. To construct, maintain and operate works and appliances for the foregoing purposes.

d. To exercise the powers of eminent domain in the name of the State of California in the manner provided by law for the purpose of acquiring any property necessary for its purpose.

e. To appropriate and use public water for the purpose herein expressed and upon request so to do the Water Commission of the State may reserve such water as the commission may designate from appropriation by individuals. But this power shall not be construed as limiting the rights of irrigation districts, water districts, public utility districts or municipal corporations to appropriate and use public waters for their respective purposes.

f. To apply for and obtain in the name of the State permits and licenses from the United States under the act of Congress known as the Federal Power Act.

g. To enter into agreements with the United States or any state respecting the use and conservation of interstate waters. But all such contracts shall receive the approval of the Governor before becoming effective.

h. To purchase electrical energy and transmit, distribute and resell the same.

i. To contract with and supply to municipalities as herein defined electrical energy or power and to contract with and supply to such municipalities such water as the commission may have the right to dispose of.

j. To provide for the organization of rural syndicates and supply the same with electrical energy.

k. To use the lands of the State or public highways when necessary for its purpose, but may not obstruct the free use thereof by the public.

l. To appoint a secretary and employ engineers, accountants, counsel, and necessary assistants, fix their compensation and define their duties.

SEC. 8. Whenever a municipality shall request the commission to supply it with electrical energy it shall be the duty of the commission to furnish an estimate of the quantity of energy required, an estimate of the cost thereof and a statement as to the conditions under which the same will be supplied. Thereafter, if deemed advisable, the legislative or managing body of the municipality may authorize the execution of a contract with the commission providing for the supplying of the electrical energy required and the terms and conditions connected therewith. The commission shall fix a monthly rate per unit of energy to be supplied, which monthly rate shall be known as an "interim rate," which rate may be changed by the commission at the end of each six months' period. At a stated time each year there shall be a readjustment of the rates for the previous year and new interim rates fixed for the ensuing year. The commission shall determine the cost of service to each municipality for the year preceding and such cost shall include the expenses of operation and maintenance (including a proper pro rata of the expenses of the commission), interest properly chargeable upon any debt incurred for the construction or acquisition of works or property, such contributions to sinking funds (except as otherwise herein provided) as may be required to meet the annual payments of debt incurred by the commission, and a sum sufficient to provide for depreciation. In the event that the interim rates charged and collected have not produced a sum sufficient to pay the cost so annually determined, such excess of cost shall be charged to and paid by the municipality, and in the event that such interim rates have produced a sum in excess of the cost so determined, then such excess shall be credited to the municipality and applied in paying the rates for the succeeding year. The intention of the provision of this section is to supply electrical energy to municipalities at approximately its cost to the commission. It is expressly understood and provided that to the extent of its contributions to sinking funds or other payments made to capital investment, each municipality shall be deemed to have acquired an equitable interest in the property acquired as a result of such capital investment and the commission shall hold such property as trustee of the municipalities.

SEC. 9. Whenever the commission shall determine that the public interest requires the construction of any works, it shall make plans and estimates of cost thereof. It shall also determine the municipalities that will be benefited by such proposed construction and the amounts that each municipality should contribute to defray the cost thereof. Thereafter it shall be lawful for each municipality to cause bonds in a sum not exceeding such estimate to be issued in the manner required by the laws governing such municipality for the issuance of bonds for other purposes. Such bonds shall be of the character known as serials, and at least one-thirtieth part shall be payable annually, but the commission may release any municipality from payments for the first five years. The denominations of the bonds may be made to agree with the amount of annual payment. Such bonds shall not be included in determining the amount of bonded debt that may be incurred by the municipality.

Such bonds when authorized by a two-thirds vote of the voters voting on the question at an election (which may be either a special or general election) shall be executed by the officers prescribed by law and shall be delivered to the commission. Such bonds shall not be sold, except as herein otherwise provided, but shall be held by the commission in trust and as security for the payment of the certificates provided in section 10 of this act.

Whenever a municipality shall have paid a sum on account of capital investment or contributions to sinking funds as provided in section 8 equal to the denomination of its bond of earliest serial number in the hands of the commission, such bond shall be cancelled and returned to the municipality issuing.

Whenever a municipality shall have failed to pay the contributions necessary to meet the requirements for interest and principal of debt as provided in section 8, the

commission may sell such of the bonds of the municipality deposited with it as may be necessary to make such payments, or it may present such bonds as are due to the municipality for payment and the municipality shall pay the same from its revenues, or may levy a special tax to provide therefor.

SEC. 10. The commission may borrow money and issue certificates of indebtedness or debentures therefor.

a. Such certificates or debentures may be paid from annual revenues only as shall accrue from and by the contracts entered into with the municipalities as provided in section 8 hereof, or

b. Such certificates may be paid either from annual revenues or from moneys derived from the sale or the payment of the bonds issued by the municipalities and deposited with the commission as provided in section 9.

Certificates or debentures issued under the provisions of paragraph (*a*) shall not run for a period of more than twenty years, and certificates or debentures issued under the provisions of paragraph (*b*) shall not run for a period of more than the bonds of the municipalities issued under the provisions of section 9 and shall not exceed in amount the amount of the bonds so issued.

Such certificates or debentures shall be issued in such form and denomination as the commission may determine and may be registered or coupon. They shall be signed by the chairman of the commission under its seal attested by the secretary and by the treasurer of the commission. Provision may be made for attached certificates of authentication or financial audit. Such certificates or debentures may be issued and sold by the commission at such times, in such amounts and in such manner as may be necessary to meet its requirements.

All certificates or debentures issued under the provisions of this act shall be exempt from taxation and shall be subject to investment and security for the deposit of public funds to the same extent as state and municipal bonds.

SEC. 11. The State Treasurer shall be ex officio the treasurer of the commission and all moneys received by the commission or its employees shall be paid to the treasurer as State moneys are required to be paid, and shall be paid out only upon the order of the commission. Surplus funds may be deposited in banks under the provisions of the law applicable to State moneys, but any interest accruing thereon shall be credited to the funds of the commission.

SEC. 12. Annual meetings of the associated municipalities shall be held at a time and place to be fixed by the commission. At such meetings the commission shall submit a report of its activities and financial transactions for the year preceding. The associated municipalities may at such meeting designate the appointed member of the commission for the ensuing year and may change his compensation. They may revise the schedule of contributions and advise the commission on such matters of policy as may be deemed proper.

SEC. 13. Whenever requested so to do the commission shall advise a municipality as to any matter relative to the service of electric energy and may prepare plans and specifications for distribution systems and may either construct or superintend the construction thereof. The municipality shall compensate the commission for any expense which may be incurred in the rendition of any service under the provisions of this section.

SEC. 14. The commission shall provide for a proper system of accounting, to the satisfaction of the Board of Control, and shall require the keeping of proper accounts by the associated municipalities in respect to the service of electric energy, and shall audit all municipal accounts thereof and make report thereof. The commission shall publish annually a full report of the financial transactions of the commission and the municipalities.

SEC. 15. The commission may lease property with an agreement that the rental therefor paid by the commission shall be applied to amortize the capital invested therein; or may purchase property to be paid for out of the earnings of the property so purchased; or may purchase an equitable interest in property that may be chargeable with a mortgage or bonded debt; or it may act as a receiver or trustee and may operate property in accordance with the terms of such trust or judicial decree, but such operation shall be within the scope of the powers of the commission in this act expressed or implied.

SEC 16. The several departments of the State government shall freely furnish such information as they may have when requested by the commission so to do and when convenient may advise or render such service as may be desirable, and the commission shall render like information, advice or service to other departments of the State government.

SEC. 17. The commission may establish rules and regulations necessary to properly conduct the business in which it is engaged and may establish standards of service or rules of interpretation to apply to or govern its own actions or those of the municipalities.

SEC. 18. Nothing herein contained shall be construed as creating or imposing any debt, liability or obligation upon the State; nor shall the commission be personally liable for damages arising out of the operation of any of the property vested in the commission, but all claims for accidents or injury and all insurance premiums covering accidents or injury shall be chargeable to operating costs.

SEC. 19. Municipalities as herein defined shall have the right to construct, maintain and operate all necessary systems and works for the distribution of electric energy and may supply such energy to consumers or users thereof.

SEC. 20. No member of the commission, or employee thereof, shall hold, purchase, take or be interested in any stock, shares, bond or security or property of any corporation or individual engaged in the generation, distribution or supply of electrical power or energy, or have any interest in any device, appliance, machine or patented process, which may be required or used in the generation or distribution of power or energy.

SEC. 21. This act shall be liberally construed so as to promote the objects and purposes expressed or implied herein.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 957—An act to provide for the promotion, government, operation, dissolution and alteration of the boundaries of fire control districts in this State; for the acquisition of property thereby; for the calling of elections in such districts; for the assessment, levying, collection, custody and disbursement of taxes therein; and for purposes incidental to the main purposes of this act.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 931—An act providing that any corporation organized under the laws of the State of California furnishing to members, policy holders or beneficiaries mutual insurance upon the assessment plan, including fraternal benefit societies, may deposit with the Insurance Commissioner securities in trust for the benefit of members, policy holders and beneficiaries whenever the laws of any state of the United States, or of any country foreign to the United States, require such deposit as a prerequisite for transacting business in such other state or foreign country, said deposits to be subject to laws governing deposits of securities by standard insurance companies.

Bill read second time, ordered engrossed, and on file for third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 656—An act to add a new section to the Political Code of the State of California, to be numbered 1734*b* and relating to high school districts.

On motion of Senator Eden, Senate Bill No. 656 was passed on file.

Senate Bill No. 524—An act to repeal section 3385 of the Political Code, relating to the use of animals for propagation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 524 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Johnson, Lyon, Otis, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 287—An act to amend section 279 of the Code of Civil Procedure, relating to attorneys of other states admission.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 287 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 288—An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses and hotels, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings in incorporated towns, incorporated cities and incorporated cities and counties, and the maintenance, use and occupancy of the premises and land on which such tenement houses, hotels and dwellings are erected or located, and to provide for its enforcement, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, and the maintenance, use and occupancy of the premises and land on which tenement houses are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled 'An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof, and repealing an act entitled "An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof," approved April 16, 1909, Statutes of California of 1909, page 948, approved April 10, 1911, Statutes of California of 1911, page 960, and approved June 13, 1913, Statutes of California, 1913, page 737, and approved May 29, 1915, Statutes of California, page 952, and all acts amendatory thereof.' " and approved May 31, 1917, Statutes of California of 1917, page 1473; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of hotels, and the maintenance, use and occupancy of the premises and land on which hotels are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled 'An act to regulate the building and occupancy of hotels and lodging houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof,' approved June 16, 1913, Statutes of California of 1913, page 1429," and approved May 31, 1917, Statutes of California of 1917, page 1422; and repealing an act entitled "An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings, and the maintenance, use and occupancy of the premises and land on which dwellings are

erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof," and approved May 31, 1917, Statutes of California of 1917, page 1461.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 288 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 14—Relative to the memorializing and petitioning the President of the United States and Congress to establish by proper legislation a bureau or department of publicity.

COMMITTEE AMENDMENT.

During reading of the resolution, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, add the following paragraph:

"*Resolved*, That the Secretary of the Senate be and she is hereby directed to forward copies of this resolution to the President of the Senate of the United States and the Speaker of the House of Representatives and to each of California's Senators and Representatives in Congress."

Amendment adopted.

Senate joint resolution read, and ordered to print, and engrossment.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m. the hour of recess was extended until twelve o'clock and forty minutes p.m.

Senate Bill No. 201—An act to promote the development of the California fruit, nut and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits, nuts and vegetables specified therein, and to prevent deception in the packing and sale of fruits, nuts and vegetables, to provide for the certification of fruits and vegetables including the payment of fees, to prescribe penalties for violation of the provisions hereof and to repeal an act entitled "An act to promote the development of the California fruit and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits and vegetables specified therein, and to prevent deception in fruit packages, prescribing penalties for violation of the provisions hereof, and making an appropriation for the enforcement of all provisions hereof, and repealing all acts inconsistent herewith," approved May 27, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 201 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, E. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Senator Jones:

WHEREAS, the California Federation of Women's Clubs, an organization of fifty thousand interested, active and loyal citizens of the State, has steadfastly sponsored and supported legislative enactment designed to increase and extend educational opportunities within our State; and

WHEREAS, The women of the State hold firmly to the conviction that conservation of human resources is the greatest obligation of the State to society and to civilization and should in no way be subserved or made secondary to considerations of business and financial interest; and that public moneys spent in such conservation represents true efficiency and economy in government; therefore, be it

Resolved, That we, the members of the executive board of the California Federation of Women's Clubs, in regular session, March 26, 1921, respectfully recommend to the members of the Forty-fourth Legislature of the State of California, that no curtailment be made in appropriations and expenditures necessary to the extension and development of educational projects, and the adequate maintenance of institutions where care and protection are given to wards of the State; and be it further

Resolved, That a copy of this resolution be sent to each and every member of the State Legislature now in session at Sacramento.

ADELLA TUTTLE SCHLOSS,
President California Federation of Women's Clubs.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Otis:

SENATE CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act creating a reclamation district to be called and known as "Bay Farm Island Reclamation District", providing for the management and control thereof, and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation and winding up of any such said dissolved district.

Request referred to Committee on Rules.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: Your Committee on County Government, to which referred Assembly Bill No. 743—An act to add a new section to be numbered section 19*a* 40 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their

care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

DUNCAN, Chairman.

Assembly Bill No. 743 ordered on file for second reading.

RECESS.

At twelve o'clock and forty minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Johnson:

SENATE CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to add a new section to the Code of Civil Procedure to be numbered 1350*b*, relating to executors.

Request referred to Committee on Rules.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Sharkey: Senate Joint Resolution No. 26—Relative to immigration.

Resolution referred to Committee on Federal Relations.

RE-REFERENCE OF ASSEMBLY BILL.

On motion of Senator Boggs, Assembly Bill No. 464 was ordered withdrawn from the file and re-referred to Committee on Fish and Game.

MOTION.

The hour of two o'clock and thirty minutes p.m. heretofore set as the time for the consideration of the proposed form of the report of the Senate, sitting as a Committee of the Whole, pursuant to the resolution of February 24, 1921, on investigation of the proposed State budget, item by item, having arrived, the Senate, on motion of Senator Carr, W. J., resolved itself into Committee of the Whole.

IN COMMITTEE OF THE WHOLE.

MOTION.

Senator Carr, W. J., moved that the Secretary read the proposed form of report of the Senate, sitting as a Committee of the Whole, and that thereupon a separate vote be taken on the findings or declarations therein set forth and upon such others as may be offered, and on the body of the report.

Motion adopted.

PROPOSED FORM OF REPORT OF SENATE, SITTING AS A COMMITTEE OF THE WHOLE, PURSUANT TO THE RESOLUTION OF FEBRUARY 24, 1921, ON INVESTIGATION OF THE PROPOSED STATE BUDGET, ITEM BY ITEM.

To the Senate of the State of California.

The Senate, sitting as a Committee of the Whole, commenced hearings on the proposed State budget on the afternoon of February 28, and closed them on the afternoon of March 28, sitting each afternoon of every legislative day between and including said dates.

In accordance with the requirements of said resolution of February 24, the following named gentlemen were ordered and subpœnaed to appear before the Senate, sitting as a Committee of the Whole, to furnish it with any information or suggestions they might have bearing upon possible reductions or eliminations in the proposed State budget:

Wigginton E. Creed, president Pacific Gas and Electric Company.
Paul Shoup, vice president Southern Pacific Company.
Herbert W. Clark, counsel San Francisco-Oakland Terminal Railways.
Clarence M. Oddie, western representative American Short Line Railroad Association.
B. C. Carroll, general agent Pacific Telephone and Telegraph Company.
Frank Karr, chief counsel Pacific Electric Railway Company.
Champ F. Vance, vice president Los Angeles Gas and Electric Corporation.
A. H. Payson, assistant to the president Santa Fe Railroad.
W. R. Alberger, vice president and general manager San Francisco-Oakland Terminal Railways.
Jesse B. McCargar, president California Bankers' Association.
Mortimer Fleishhacker, president Anglo-California Trust Company.
Wm. Sproule, president Southern Pacific Company.
Frank B. Anderson, President Bank of California.
R. H. Ballard, vice president Southern California Edison Company.
Harry Chandler, editor and manager Los Angeles Times.
W. W. Wood, vice president First National Bank of Los Angeles.
A. B. Cass, president Southern California Telephone and Telegraph Company.
W. L. Blauer, vice president Bank of Italy of San Jose.
J. H. Miller, cashier First National Bank, Healdsburg, California.
Thos. E. Connolly, cashier Stockton Savings and Loan Bank of Stockton, California.
W. E. Benz, president First National Bank of Bakersfield.
A. H. Smith, president First National Bank of Chico.
Wm. Clayton, vice president San Diego Electric Railway.
Max Thelen.
Will H. Fischer.
George Skaller.
Atholl McBean.

Of the number thus subpœnaed, the following were excused by the Senate upon their making and filing written requests to be excused, setting forth in general that they had no personal information which would be of any assistance in the investigation:

Frank B. Anderson.
W. E. Blauer.
William F. Woods.
Mortimer Fleishhacker.
Thomas E. Connolly.
Arthur H. Smith.
W. Clayton.
George Skaller.
Atholl McBean.
Mr. Payson was excused because of sickness.

Of the persons thus subpœnaed, the following appeared in person and made statements:

Wigginton E. Creed.
Paul Shoup.
Herbert W. Clark.
Clarence M. Oddie.
B. C. Carroll.
Champ F. Vance.
W. R. Alberger.
R. H. Ballard.
Frank Karr.
Max Thelen.
Will H. Fischer.

The remainder of the persons subpœnaed who were not specifically excused, as stated above, or who did not appear, were excused from the mandatory requirements of the subpœna, but were requested if possible to appear before the Senate, sitting as a Committee of the Whole, during the course of the hearings to make any suggestions or recommendations and to present any information they had looking to reductions or eliminations in the proposed budget.

Each of said persons who appeared before the committee was specifically urged and requested to remain in attendance upon the hearings, and to feel free to make any suggestions which might occur to him.

Although none of the gentlemen above named did participate in the hearings after the day of their appearance, they were represented almost continually at the hearings by their attorney, Mr. Max Thelen, and occasionally by Mr. Will H. Fischer.

In addition to the persons above named, who appeared before the Senate, sitting as a Committee of the Whole, the following named persons appeared and made statements bearing upon various items in the budget:

Robert G. Sproul, University of California.
David P. Barrows, president, University of California.
G. W. McInerney, regent, University of California.
Guy C. Earl, regent, University of California.
Dr. J. P. Iverson, Department of Agriculture.
Clyde M. Seavey, Board of Control.
Mr. M. DeMotte, Board of Control.
G. H. Hecke, State Department of Agriculture.
H. S. Smith, State Department of Agriculture.
Dr. H. W. Walker, Federation Farm Bureau.
W. S. Conger, superintendent Capitol Buildings and Grounds.
John S. Chambers, State Controller.
H. W. Levers, Department of Agriculture.
A. M. Robson, Associated Dairymen of California.
R. N. Wilson, secretary Agricultural Legislative Committee.
Dr. J. A. Reily, superintendent Southern California State Hospital.
Dr. R. L. Richards, superintendent Mendocino State Hospital, Ukiah.
Mr. T. Boyd, member board of managers, Mendocino State Hospital, Ukiah.
Mr. B. T. Lancaster, member board of managers, Mendocino State Hospital, Ukiah.
Mr. N. S. Buige, member board of managers, Mendocino State Hospital, Ukiah.
Mr. H. J. McCurry, member of board of managers, Napa State Hospital.
Dr. A. C. Matthews, member of board of managers, Napa State Hospital.
Dr. Leonard Stocking, medical superintendent Agnews State Hospital, Agnew, California.
Dr. A. C. Mathews, superintendent Agnews State Hospital, Agnew, California.
Mr. Owen Duffy, business manager Napa State Hospital, Napa.
Dr. Fred P. Clark, medical superintendent Stockton State Hospital, Stockton.
Dr. C. F. Applegate, superintendent Norwalk State Hospital, Norwalk.
Mr. W. S. James, manager Norwalk State Hospital.
Dr. F. O. Butler, medical superintendent Sonoma State Home.
Dr. W. C. Rappleye, superintendent Pacific Colony.
Captain Duncan Mathewson, chief of detectives, Police Department, San Francisco.
Hon. Fred C. Nelles, superintendent Whittier State School.
Mrs. Clark Hetherington of Sacramento.
Mr. O. H. Close, superintendent Preston State School.
Dr. L. M. Terman, Stanford University.
Mrs. Mary A. Hill, superintendent California School for Girls, Ventura, California.
Mrs. Nellie C. Pierce, attorney for Tax Payers Association of California.
Geo. W. Pierce, president California Almond Exchange.
H. C. Dunlap, secretary California Prune and Apricot Growers' Association.
E. A. Gammon, California Fruit Exchange.
W. F. McClure, State Engineer, Sacramento.
Elizabeth McManus, Social Service Director, Hygiene Department.
Mrs. Aaron Schloss, president California Women's Clubs.

Mrs. C. Nielsen, representing Potato Growers' Association.
Fred H. Bixby, ex president California Cattlemen's Association.
Sam. H. Greene, secretary-manager California Dairy Council.
Col. R. C. Martin, Commandant Veterans' Home, Napa, California.
Mr. W. H. Spaulding, director Industrial Home for the Blind.
Mr. J. S. McCollough, secretary California School for Deaf and Blind.
Mr. C. L. Neumiller, director State Prisons of California.
Mr. Ed. H. White, State Parole Officer of California.
Mr. Fletcher Hamilton, State Mineralogist of California.
Mr. Keith, superintendent Blind Home.
Mr. M. J. Ferguson, State Librarian, Sacramento.
Hon. Will C. Wood, State Superintendent of Schools, Sacramento.
Mr. E. C. Cox, president California Teachers' Association, Oakland.
Hon. Frederick Burke, president San Francisco Normal School.
Hon. E. L. Hardy, president San Diego Normal School.
Hon. W. W. Kemp, president San Jose Normal School.
Hon. C. M. Osenbaugh, president Chico Normal School.
Hon. C. L. McLane, president Fresno Normal School.
Hon. C. L. Phelps, president Santa Barbara Normal School.
Hon. N. B. Van Matre, president Humboldt Normal School.
Col. R. W. Ryder, director California State Polytechnic School, San Luis Obispo.
Archbishop Edward J. Hanna, member of Immigration and Housing Commission, San Francisco.
Hon. Samuel J. Lubin, member of Immigration and Housing Commission, San Francisco.
Father Chas. A. Ramm, president State Board of Charities and Corrections, San Francisco.
Mr. John P. McLaughlin, State Labor Commissioner, San Francisco.
Mr. A. B. C. Dohrmann, member Industrial Welfare Commission, San Francisco.
Mrs. Katherine Edson, secretary Industrial Welfare Commission, San Francisco.
Miss Amy G. Steinhardt, Chief Agent Orphans' Aid, San Francisco.
Dr. George W. Ebright, president State Board of Health, San Francisco.
Dr. W. M. Dickie, secretary State Board of Health, San Francisco.
Mr. A. J. McKinney, member Canners' League of California, Sacramento.
Mrs. A. T. Thompson, director Bureau of Tuberculosis, San Francisco.
Frank R. Devlin, president Railroad Commission, San Francisco.
H. G. Mathewson, assistant secretary Railroad Commission, San Francisco.
Hugh Gordon, attorney for Railroad Commission, San Francisco.
R. Sachse, chief engineer, Railroad Commission, San Francisco.
Chas. H. Lee, president Water Commission, San Francisco.
H. C. Jastro, State Agricultural Society.
Prof. Howard, Deciduous Fruit Experimental Station.
Albert Paul and W. N. Harris, Sixth Agricultural District.
S. H. Williams, State Board Forestry Commission.

A complete stenographic record of all proceedings has been kept and is on file with the Secretary of the Senate.

While the aggregate of the proposed State budget is stated as $81,387,692.51, this should be reduced by $1,064,553.78, on account of appropriations actually made during January of this year to cover deficiency items for the present biennium. Thus, the true aggregate of the budgeted items for the ensuing biennium, as to which this investigation has been had, is $80,323,138.73.

Budget items for ensuing biennium	$80,323,138 73
There was appropriated two years ago for the present biennial period $52,673,255.66, to which must be added the deficiency appropriations referred to above. This brings the total for the present biennium up to	53,737,809 44
Excess of proposed budget over expenditures for present biennium	$26,585,329 29

It will thus be seen that the proposed budget for the ensuing biennium represents an increase over the aggregate of the appropriations for the present biennium of $26,585,329.29. Eighteen million dollars of this increase is accounted for by a vote of the people at the last general election.

The balance of this increase, to wit: $8,585,329.29, is represented quite largely by items for buildings, repairs and improvements at the various institutions of the State, the total budget recommendations for this purpose being $5,043,622.50.

A larger provision for this purpose than usual is clearly necessitated by reason of the fact that during the preceding years, because of extraordinary conditions, practically no building has been done at the State institutions.

Outstanding features of the proposed budget are the large amounts represented by so-called "fixed charges"; that is to say, continuing charges provided for either by

constitution or statute, and the large amount returned to the counties, municipalities and school districts for local expenditure and distribution.

Thus, in the category of fixed charges are to be found such items as the following:

Principal and interest on highway and building bonds and Sutter Basin assessment	$6,172,400 00
Support of schools and University	34,041,479 15
Support of orphans	2,838,000 00
Principal and interest, county bonded indebtedness	1,500,000 00
Miscellaneous fixed charges	357,870 00
Total	$44,909,749 15

And in the category of amounts returned to the localities and expended there are found the following:

Smith-Hughes education fund	$224,600 00
Free text books	527,000 00
Orphan aid department	78,312 00
Principal and interest on highway bonds	4,800,000 00
Elementary school fund	24,924,725 00
High school fund	5,077,255 00
Teachers' retirement fund	400,000 00
Support of orphans	2,838,000 00
Principal and interest, county indebtedness	1,500,000 00
Tuberculosis aid	600,000 00
Total	$40,969,892 00

It developed at the hearings that there has been a surprisingly large turnover in the State's employees during the past two years, over 65 per cent of them having been attracted to other fields of occupation by higher wages and salaries.

It is impracticable for the Senate, sitting as a Committee of the Whole, at this time to make specific findings as to each item of the budget. As a result, however, of the hearings, the Senate, sitting as a Committee of the Whole, has reached certain general conclusions which are expressed in the following declarations or findings, adopted by the vote set after each:

DECLARATION NUMBER ONE.

It is the sense of the Senate, sitting as a Committee of the Whole, after having been fully advised in respect to the suggestion that a special election be called for the purpose of incurring a bonded indebtedness for the construction of buildings urgently and immediately needed, that such plan is unwise, financially unsound, and impracticable.

Ayes——
Noes——

DECLARATION NUMBER TWO.

It is the sense of the Senate, sitting as a Committee of the Whole, that the long continued and firmly established policy of the State of California to care for the building program of the State out of its current revenues, rather than to burden future generations with bonds and interest, should be adhered to. Bonded indebtedness should be incurred only for extraordinary capital requirements or under extraordinary revenue conditions.

Ayes——
Noes——

DECLARATION NUMBER THREE.

It is the sense of the Senate, sitting as a Committee of the Whole, that the State Budget Board was and is justified in reducing and eliminating the various requests for appropriations in the manner and in the amount expressed in the report of the Budget Board, and that there should be no increase in any of the amounts recommended by the Budget Board, and that there should be no appropriations for any of the budgetable items disallowed by the Budget Board.

Ayes——
Noes——

DECLARATION NUMBER FOUR.

It is the sense of the Senate, sitting as a Committee of the Whole, in view of present financial conditions and the tendency of prices to fall, that none of the items recommended in the budget should cover or include any amount for any increase in the present salary or wage scale of the State, with the exception of the salaries of teachers in Normal Schools and other State educational institutions. The increases in these cases are necessary to bring the

salaries up to a level with the salaries paid in the common schools and high schools.

Ayes_____
Noes_____

DECLARATION NUMBER FIVE.

It is the sense of the Senate, sitting as a Committee of the Whole, that the apparent decline in the prices of food, clothing and like commodities, entering into the items of support for the various State institutions, as recommended in the budget, since the preparation thereof, justify a slightly further decrease, to wit: a decrease of 5 per cent in addition to the decrease of approximately 8 per cent already reflected in the budget recommendations for support.

Ayes_____
Noes_____

DECLARATION NUMBER SIX.

It is the sence of the Senate, sitting as a Committee of the Whole, that the Senate Finance Committee should scrutinize with the greatest care and exercise the greatest restraint in approving or reporting to the Senate any special appropriation bills not budgeted, and that only such bills shall be reported as shall secure call for expenditures for urgent needs of the State, and that the policy of entering upon any new activities at the present time should be discouraged.

Ayes_____
Noes_____

DECLARATION NUMBER SEVEN.

It is the sense of the Senate, sitting as a Committee of the Whole, without committing itself as to any particular item of the budget, that the Budget Board in formulating its recommendations has shown great industry, thoroughness and conservatism.

Ayes_____
Noes_____

Secretary of Senate, sitting as Committee of the Whole.

Proposed form of report of Senate, sitting as a Committee of the Whole, read.

DECLARATION NUMBER ONE.

It is the sense of the Senate, sitting as a Committee of the Whole, after having been fully advised in respect to the suggestion that a special election be called for the purpose of incurring a bonded indebtedness for the construction of buildings urgently and immediately needed, that such plan is unwise, financially unsound, and impracticable.

Senator Inman moved the adoption of Declaration No. 1.
The question being on the adoption of Declaration No. 1.

MOTION TO STRIKE OUT.

Senator Gates moved that Declaration No. 1 be stricken out.
Motion seconded by Senator Breed.
Motion withdrawn by unanimous consent.

MOTION TO AMEND.

Senator Burnett moved to amend Declaration No. 1 as follows:

At the end of line 4 after the word "unwise" strike out the comma and add the word "and". In line 5 strike out the comma and the words "and impracticable." and add the words "at this time."

Motion seconded.
Motion carried and amendment adopted.
The question being on the adoption of Declaration No. 1, as amended.

The roll was called, and Declaration No. 1, as amended, adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—36.

NOES—None.

DECLARATION NUMBER TWO.

It is the sense of the Senate, sitting as a Committee of the Whole, that the long continued and firmly established policy of the State of California to care for the building program of the State out of its current revenues, rather than to burden future generations with bonds and interest, should be adhered to. Bonded indebtedness should be incurred only for extraordinary capital requirements or under extraordinary revenue conditions.

MOTION.

Senator Inman moved the adoption of Declaration No. 2.

Motion seconded by Senator Gates.

MOTION TO AMEND.

Senator Arbuckle moved to amend Declaration No. 2 as follows:

In line 3 of Declaration Number Two, between the words "the" and "building" insert the word "ordinary".

In line 4 of Declaration Number Two, strike out the period and insert in lieu thereof "at this time."

Motion seconded.

Motion carried and amendment adopted.

The question being on the adoption of Declaration No. 2, as amended.

The roll was called, and Declaration No. 2 adopted, as amended, by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—Chamberlin, Gates, and Lyon—3.

DECLARATION NUMBER THREE.

It is the sense of the Senate, sitting as a Committee of the Whole, that the State Budget Board was and is justified in reducing and eliminating the various requests for appropriations in the manner and in the amount expressed in the report of the Budget Board, and that there should be no increase in any of the amounts recommended by the Budget Board, and that there should be no appropriations for any of the budgetable items disallowed by the Budget Board.

Senator Inman moved the adoption of Declaration No. 3.

Motion seconded by Senator Gates.

MOTION TO STRIKE OUT.

Senator Gates moved to strike out from Declaration No. 3 all the remainder of the declaration after the words "Budget Board" appearing in line 4.

Motion seconded.

Motion to strike out withdrawn by unanimous consent.

MOTION TO AMEND.

Senator Otis moved to amend Declaration No. 3 by adding the following words at the end of Declaration No. 3: "Except appropriations for the University of California."

Motion seconded.

MOTION TO LAY ON TABLE.

Senator Gates moved to lay Declaration No. 3 on the table.
Motion seconded.
Motion withdrawn by unanimous consent.

MOTION TO LAY ON TABLE RENEWED.

Senator Gates again moved to lay Declaration No. 3 on the table.
Motion seconded.

CALL OF THE SENATE.

The roll was called on the motion to lay on the table.
Pending the announcement of the vote, Senator Gates moved a call of the Senate.
Motion carried.
The Secretary was directed to call the roll.
The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

The Secretary announced the absentees.
Time, five o'clock p.m.
The President directed the Sergeant-at-Arms to close the doors.
The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

DECLARATION NUMBER FOUR.

It is the sense of the Senate, sitting as a Committee of the Whole, in view of present financial conditions and the tendency of prices to fall, that none of the items recommended in the budget should cover or include any amount for any increase in the present salary or wage scale of the State, with the exception of the salaries of teachers in normal schools and other State educational institutions. The increases in these cases are necessary to bring the salaries up to a level with the salaries paid in the common schools and high schools.

MOTION.

Senator Inman moved the adoption of Declaration No. 4.
Motion seconded.
The question being on the adoption of Declaration No. 4
The roll was called, and Declaration No. 4 adopted by the following vote:

AYES—Senators Allen, Boggs, Burnett, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Harris, Inman, Irwin, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rush, and Slater—19.

NOES—Senators Arbuckle, Breed, Chamberlin, Flaherty, Gates, Godsil, Hart, Ingram, Jones, Lyon, McDonald, Rominger, Sample, Scott, Sharkey, Shearer, and Yonkin—17.

DECLARATION NUMBER FIVE.

It is the sense of the Senate, sitting as a Committee of the Whole, that the apparent decline in the prices of food, clothing and like commodities, entering into the items of support for the various State institutions, as recommended in the budget, since the preparation thereof, justify a slightly further decrease, to wit: a decrease of 5 per cent in addition to the decrease of approximately 8 per cent already reflected in the budget recommendations for support.

Senator Inman moved the adoption of Declaration No. 5.
Motion seconded.
The question being on the adoption of Declaration No. 5.

The roll was called, and Declaration No. 5 adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.

NOES—Senators Arbuckle, Chamberlin, Eden, Gates, Hart, McDonald, Rominger, and Shearer—8.

DECLARATIONS NUMBERS SIX AND SEVEN OMITTED FROM ANY CONSIDERATION.

By unanimous consent Declarations Nos. 6 and 7 of the proposed form of report of the Senate, sitting as Committee of the Whole, pursuant to the Resolution of February 24, 1921, on investigation of the proposed State Budget, item by item, were not taken up at any time for consideration.

NEW DECLARATION NUMBER SIX—OFFERED BY SENATOR BURNETT.

It is the sense of the Senate, sitting as a Committee of the Whole, that only such bills not budgeted should be reported as shall call for expenditures for urgent needs of the State, and that the policies of entering upon any new activities at the present time should be discouraged.

Senator Burnett moved the adoption of new Declaration No. 6.

The question being on the adoption of the new Declaration.

The roll was called, and new Declaration No. 6 adopted by the following vote:

AYES—Senators Allen, Boggs, Burnett, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Osborne, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—Senators Arbuckle, Breed, Chamberlin, Crowley, Hart, McDonald, Nelson, Otis, Rominger, Sharkey, and Shearer—11.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At six o'clock and forty minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Gates.

The Secretary was directed to call the roll, on the motion of Senator Gates to lay Declaration No. 3 on the table, of the Senators who had not answered to their names.

The roll was called, on the motion to lay on the table, and the motion to lay Declaration No. 3 on the table carried by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Chamberlin, Crowley, Flaherty, Gates, Godsil, Hart, Ingram, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Shearer, and Yonkin—22.

NOES—Senators Allen, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Harris, Inman, Irwin, Jones, King, Rigdon, Scott, Sharkey, and Slater—15.

MOTION.

Senator Nelson, being about to offer a new Declaration Number 3, moved that the matter be continued until the hour of eleven o'clock a. m. Tuesday, April 5, 1921, in Committee of the Whole.

Motion carried.

COMMITTEE OF THE WHOLE RISES.

At six o'clock and fifty minutes p. m., Senator Breed moved that the Committee of the Whole do now rise.

Motion carried.

IN SENATE.

Hon. C. C. Young, President of the Senate, in the chair.
Assistant Secretary G. Melvin Warren at the desk.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Harris, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 313 was refused passage was continued until the next legislative day.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Gates, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 922 was passed was continued until the next legislative day.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Sharkey, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 494 was passed was continued until the next legislative day.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator McDonald, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 185 was passed was continued until the next legislative day.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Lyon:

SENATE CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act validating the proceedings on the formation and organization of Sewer District No. 1 of the city of Burbank, under the provisions of an act of the Legislature entitled "An act to provide for the division of municipalities into sewer districts and for the construction, or acquisition and maintenance of sewers therein providing a system of district sewer bonds to pay the cost of such construction, or acquisition and also for the payment of such bonds", approved April 14, 1911, as amended, and for the issuance of Sewer District No. 1 bonds of the city of Burbank, authorized at a special election held in said city, February 23, 1921, and establishing such sewer district.

Request referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator King: Senate Joint Resolution No. 27—Relative to extending an invitation to the Interstate Commerce Commission to hold hearings in California.

Resolution referred to Committee on Federal Relations.

UNANIMOUS CONSENT GRANTED.

Senator King asked for and was granted unanimous consent to have Senate Joint Resolution No. 27 printed in the Journal.

SENATE JOINT RESOLUTION No. 27.

Relative to extending an invitation to the Interstate Commerce Commission to hold hearings in California.

WHEREAS, Many producers of agricultural and horticultural products in California find themselves at this time in a deplorable financial condition because of the excessive freight rates between points of production in California and marketing points east of the Rocky Mountains; and

WHEREAS, The condition resulting from the imposition of present freight tariffs is likewise serious in its results to the carriers of freight because of the fact that fruit and vegetables in large quantities are not shipped but are allowed to go to waste; and

WHEREAS, As a natural consequence the embarrassment of would-be shippers and of transportation lines leads to serious economic distress among the people in general, who are denied the opportunity to purchase such agricultural and horticultural products at reasonable prices, and the cost of living is materially augmented by failure to ship and to market; and

WHEREAS, In at least one other state in the union the Interstate Commerce Commission, which is the national rate determining body, has ordered a hearing or a conference to be held within said state in the hope of speedily remedying the existing condition by an adjustment of freight rates, such hearing following upon a request for the same by the legislature of said state: now, therefore, be it

Resolved by the Senate and the Assembly of California, jointly, That the Legislature of this State extend to the Interstate Commerce Commission an invitation to hold hearings or conferences in California on the question above outlined; that we urge the earliest possible date for the opening of such hearings, to the end that any relief possible may be speedily employed, and that we suggest to said Interstate Commerce Commission the advisability of hearings in both Los Angeles and San Francisco; and be it further

Resolved, That the Secretary of the Senate and the Chief Clerk of the Assembly are hereby directed to forward a copy of this resolution by telegraph to the Interstate Commerce Commission at its office in Washington, D. C.

ADJOURNMENT.

At six o'clock and fifty-five minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Tuesday, April 5, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, E. M., Carr, W. J., Chamberlain, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Parkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Monday, April 4, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVE OF ABSENCE.

Senator King was, on motion of Senator Breed, granted leave of absence for this day.

PRIVILEGE OF THE FLOOR.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Jas. C. Owens, of Richmond, former member of the Senate.

On request of Senator Harris, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. W. F. Chandler, former State Senator, and Hon. C. L. McLane, President of State Normal School, of Fresno.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 4, 1921, adopted Assembly Joint Resolution No. 6—Relative to enemy aliens.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Joint Resolution No. 6 referred to Committee on Federal Relations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 4, 1921, passed the following:

Assembly Bill No. 39—An act to amend section 4153 of the Political Code, relating to the duties of the district attorney;

Also: Assembly Bill No. 82—An act to amend section 1770 of the Political Code, relating to duties of county boards of education;

Also: Assembly Bill No. 274—An act creating a Board of Retirement to keep, invest, maintain, and control a certain fund for the payment of benefits and annuities to the officers and employees of the Napa State Hospital, Stockton State Hospital, Agnews State Hospital, Mendocino State Hospital, Southern California State Hospital, Norwalk State Hospital, the Sonoma State Home, San Quentin State Prison, and Folsom State Prison; providing for the creation of said fund, investments thereof, the payments to be made therefrom, and for the general government of said Board of Retirement;

Also: Assembly Bill No. 309—An act to amend section 1618a of the Political Code, relating to health supervision of schools;

Also: Assembly Bill No. 513—An act to amend sections 6, 11, and 14 of an act entitled "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof," approved May 21, 1915, and to add a new section thereto to be numbered 6a, providing special licenses for limited dental operations;

Also: Assembly Bill No. 632—An act to authorize assessors and tax collectors to accept checks, bank drafts and money orders in payment of taxes, subject to the due honor thereof and relating to the manner of making collection thereon and settle-

ment with the county treasurer therefor and to the reimbursement for any dishonored checks, drafts or money orders.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 39 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 82 read first time, and referred to Committee on Education.

Assembly Bill No. 274 read first time, and referred to Committee on Governmental Efficiency.

Assembly Bills Nos. 309 and 513 read first time, and referred to Committee on Public Health and Quarantine.

Assembly Bill No. 632 read first time, and referred to Committee on Revenue and Taxation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 2, 1921, passed Assembly Bill No. 829—An act to be known as the Preston School of Industry Act and to amend sections 1, 10, 11, 12, 17, 18, 20 and 21, and to repeal sections 8, 13, 15, 16 and 22 of an act entitled "An act to establish a school of industry, to provide for the maintenance and management of the same and to make an appropriation therefor," approved March 11, 1889.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 829 read first time, and referred to Committee on Prisons and Reformatories.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 4, 1921, passed the following:

Assembly Bill No. 747—An act authorizing the use of convict labor on public roads and highways and prescribing the terms and conditions thereof;

Also: Assembly Bill No. 769—An act to provide for the organization and supervision of course in fire prevention in the elementary, secondary and normal schools of the State;

Also: Assembly Bill No. 805—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers, in counties of the thirtieth class;

Also: Assembly Bill No. 895—An act to amend part II, title XI, chapter XII of the Code of Civil Procedure by adding thereto seventeen new sections, to be numbered and designated sections 927 to 927*p*, inclusive, creating a small claims court, prescribing the procedure therein, and prescribing the method of appealing therefrom;

Also: Assembly Bill No. 936—An act to add a new section to the Political Code to be numbered 3681*a*, relating to the enforcement of the collection of delinquent taxes;

Also: Assembly Bill No. 1016—An act to authorize the Preston School of Industry to maintain and conduct a reformatory department; to provide for the construction of buildings, and other improvements, and for equipment in connection therewith; to provide for the commitment and transfer of persons thereto and therefrom; and to provide for the conduct and administration thereof;

Also: Assembly Bill No. 1096—An act to amend section 626 of the Penal Code, relating to the protection of game.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 747 and 1016 read first time, and referred to Committee on Prisons and Reformatories.

Assembly Bill No. 769 read first time, and referred to Committee on Education.

Assembly Bill No. 805 read first time, and referred to Committee on County Government.

Assembly Bill No. 936 read first time, and referred to Committee on Revenue and Taxation.

Assembly Bill No. 1096 read first time, and referred to Committee on Fish and Game.

Assembly Bill No. 895 read first time, and referred to Committee on Judiciary.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS.

The following bill was introduced:

By Senator Osborne: Senate Concurrent Resolution No. 27—Relative to the examination of denuded areas, and directing the State Board of Forestry to examine such areas and report to the Legislature, at its next regular session, the situation and approximate acreage of such areas as are most valuable for reforestation or recovering with other protective cover, together with a plan for such reforestation or covering with other protective cover.

Senate Concurrent Resolution No. 27 referred to Committee on Conservation.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Gates moved to reconsider the vote whereby Senate Bill No. 922—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith—was passed.

The roll was called, and the vote whereby Senate Bill No. 922 was passed was reconsidered by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Johnson, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—26.

NOES—None.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Gates, Senate Bill No. 922 was ordered re-referred to Committee on Finance.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 1, 5, 13, 15, 15*a*, 17, 19, 21*a*, 21*b*, 23, 24*a*, 25, 26, 28, 31, 31*b*, 37, 48*a*, 56*a*, 56*b*, 57*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking.

Bill read third time.

Section 36, setting forth the urgency clause, read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 948 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

TITLE AMENDED.

Senator Hart moved to amend the title of Senate Bill No. 948 as follows:

AMENDMENT NUMBER ONE.

Strike out all of line 1 of the title of the printed bill as amended March 25, 1921, after the word "entitled", and all of lines 2 to 15, both inclusive, and insert in lieu thereof the following:

"An act to define and regulate the business of banking" approved March 1, 1909, as amended, designated the "Bank Act" by amending sections 1, 5, 13, 15, 17, 19, 21a, 23, 25, 26, 28, 31, 37, 48a, 56c, 58, 60, 61, 61a, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof, and by adding new sections thereto to be numbered sections 15a, 21b, 24a, 31b, 56b, and 57a, all relating to the definition and regulation of the business of banking."

Motion carried, and amendment adopted.

Title, as amended, read and approved.

Bill ordered to print, re-engrossment, and transmitted to the Assembly.

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article II thereof a new section, to be numbered 7, relative to suffrage.

On motion of Senator Yonkin, Senate Constitutional Amendment No. 30 was passed on file.

Senate Constitutional Amendment No. 32—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section to article IX thereof, to be known as section 6½, relating to the payment of bonds of school districts.

In the absence of the author, Senate Constitutional Amendment No. 32 was passed on file.

Senate Bill No. 656—An act to add a new section to the Political Code of the State of California, to be numbered 1734b and relating to high school districts.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 656 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Rigdon, Rush, Sample, Scott, Slater and Yonkin—27.

NOES—Senators Allen, Duncan, Inman, Nelson, Rominger and Shearer—6.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Dennett gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 656 was passed.

MOTION.

The hour of eleven o'clock and fifteen minutes a.m., heretofore set as the time for the further consideration of the proposed form of the report of the Senate, sitting as a Committee of the Whole, pursuant to the resolution of February 24, 1921, on investigation of the proposed State budget, item by item, having arrived, the Senate, on motion of Senator Carr, W. J., resolved itself into Committee of the Whole.

IN COMMITTEE OF THE WHOLE.

NEW DECLARATION NUMBER THREE OFFERED.

Senator Nelson offered the following declaration as a new Declaration No. 3 of the proposed form of report of the Senate, sitting as a Committee of the Whole, pursuant to the resolution of February 24, 1921, on investigation of the proposed State budget, item by item, and moved its adoption:

NEW DECLARATION NUMBER THREE.

It is the sense of the Senate, sitting as a Committee of the Whole, that the State Budget Board was and is justified in reducing and eliminating the various requests for appropriations in the manner and in the amount expressed in the report of the Budget Board, and that there should be no increase in any of the amounts recommended by the Budget Board, and that there should be no appropriations for any of the budgetable items disallowed by the Budget Board, unless new or additional evidence, other than evidence produced before Committee of the Whole, shall be introduced warranting a change in any of the items mentioned in the budget.

New Declaration No. 3 read.

The question being on the adoption of the declaration.

The roll was called, and new Declaration No. 3 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Rigdon, Rush, Sample, Scott, Shearer, and Yonkin—30.

NOES—Senators Chamberlin, and Rominger—2.

NEW DECLARATION NUMBER SEVEN OFFERED.

Senator Breed offered the following declaration as a new Declaration No. 7 of the proposed form of report of the Senate, sitting as a Committee of the Whole, pursuant to the resolution of February 24, 1921, on investigation of the proposed State budget, item by item, and moved its adoption:

NEW DECLARATION NUMBER SEVEN.

It is the sense of the Senate, sitting as a Committee of the Whole, that in preparing its budget report for subsequent sessions of the Legislature, the Budget Board should report separately as to each State agency all proposed appropriations, whether general, special or emergency, together with any other funds available for its support; also, under appropriate and uniform heads, a detailed statement under subheads all expenditures; also, under such heads, its own recommendations for expenditures during each of the ensuing two years; also, the information as to wages and salaries to show all proposed increases as well as new positions; also,

all anticipated revenue accruals; also, explanatory notes to show the reasons for the Budget Board's recommendations.

New Declaration No. 7 read.

The question being on the adoption of the declaration.

The roll was called, and the new Declaration No. 7 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Osborne, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

QUESTION OF PERSONAL PRIVILEGE.

Senator Inman rose to a question of personal privilege, speaking with reference to the press report of the statement attributed to Senator Eden relative to a recent decision of the California State Railroad Commission.

SENATOR EDEN REPLIES.

Senator Eden rose in explanation of the statement attributed to him.

POINT OF ORDER.

Senator Chamberlin raised the point of order that the question of personal privilege and reply thereto was a matter not pertinent to the subject now before the Senate, sitting as a Committee of the Whole, namely, the consideration of the proposed form of the budget report.

DECISION ON POINT OF ORDER.

President announced his decision and declared the point of order well taken.

AMENDMENT OFFERED TO PROPOSED FORM OF BUDGET REPORT.

Senator Chamberlin offered the following amendment to the proposed form of the report of the Senate, sitting as a Committee of the Whole, in the matter of the budget, more specifically, amending the paragraph referring to the amount "appropriated two years ago for the present biennial period," etc., on page 23 of the Senate Daily Journal of March 29, 1921:

There was appropriated in the budget appropriation bill two years ago, for the present biennial period, $47,580,153.66, to which should be added the sum of $1,064,553.78, the total deficiency appropriations, making the total amount appropriated for budgetable items, for the present biennium, $48,644,707.44.

The excess, therefore, of the proposed budget for the ensuing biennium over the appropriations for budgetable items for the present biennium, is $31,779,431.29.

Senator Chamberlin moved the adoption of the amendment.

MOTION TO POSTPONE CONSIDERATION.

On motion of Senator Chamberlin, further consideration of his proposed amendment to the form of the report of the Senate, sitting as a Committee of the Whole, in the matter of the budget, was continued until the hour of two o'clock and thirty minutes p.m. this day.

COMMITTEE OF THE WHOLE RISES.

At twelve o'clock and fifteen minutes p.m., Senator Breed moved that the Committee of the Whole do now rise until the hour of two o'clock and thirty minutes p.m. of this day.

Motion carried.

IN SENATE.

Hon C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

REPORT OF STANDING COMMITTEE (OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Lyon to introduce a bill entitled "An act validating the proceedings on the formation and organization of Sewer District No. 1 of the city of Burbank, under the provisions of an act of the Legislature entitled "An act to provide for the division of municipalities into sewer districts and for the construction, or acquisition and maintenance of sewers therein providing a system of district sewer bonds to pay the cost of such construction, or acquisition and also for the payment of such bonds", approved April 14, 1911, as amended, and for the issuance of Sewer District No. 1 bonds of the city of Burbank, authorized at a special election held in said city, February 23, 1921, and establishing such sewer district" has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Lyon: Senate Bill No. 967—An act validating the proceedings on the formation and organization of Sewer District No. 1 of the city of Burbank, under the provisions of an act of the Legislature entitled "An act to provide for the division of municipalities into sewer districts and for the construction, or acquisition and maintenance of sewers therein providing a system of district sewer bonds to pay the cost of such construction, or acquisition and also for the payment of such bonds", approved April 14, 1911, as amended, and for the issuance of Sewer District No. 1 bonds of the city of Burbank, authorized at a special election held in said city, February 23, 1921, and establishing such sewer district.

Bill read first time, and referred to Committee on Judiciary.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Otis to introduce a bill entitled—An act creating a reclamation district to be called and known as "Bay Farm Island Reclamation District", providing for the management and control thereof, and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation and winding up of any such said dissolved district—has had the same under consideration, and respectfully reports the same back, and recommends that said request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Otis: Senate Bill No. 968—An act creating a reclamation district to be called and known as "Bay Farm Island Reclamation District," providing for the management and control thereof, and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation and winding up of any such said dissolved district.

Bill read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Johnson to introduce a bill entitled—An act to add a new section to the Code of Civil Procedure to be numbered 1350b, relating to executors—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Johnson: Senate Bill No. 969—An act to add a new section to the Code of Civil Procedure, to be numbered 1350*b*, relating to executors.

Bill read first time, and referred to Committee on Judiciary.

RESOLUTIONS—(OUT OF ORDER).

The following resolutions were offered, out of the regular order:

By Senator Breed:

Resolved, That the following named persons be and they are hereby appointed to the respective positions hereinafter set forth as provided by law, with the compensation set opposite their names, payable weekly, and the Controller is hereby directed to draw his warrants for the said respective amounts, and the Treasurer is directed to pay the same:

Hilda Hayes, Stenographer..... $5 00 per day
Mrs. J. C. De Hay, Stenographer..... 5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Also:

Resolved, That Maud Quiggle be transferred from the position of Committee Clerk at $4 per day, to that of Assistant Journal Clerk at $5 per day.

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Scott, Shearer, Slater, and Yonkin—31.

NOES—None.

MOTION.

Senator Breed moved that when the Senate recess this day it do so until the hour of two o'clock p.m.

Motion carried.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 27—Relative to extending an invitation to the Interstate Commerce Commission to hold hearings in California—has had the same under

consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—4; absent—1.

EDEN, Chairman.

Senate Joint Resolution No. 27 ordered on file.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until twelve o'clock and forty minutes p.m.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 173—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by amending section 5 thereof and adding a new section thereto, to be numbered 5*a*, relating to notices of applications and hearings thereon;

Also: Senate Bill No. 964—An act validating the formation, organization and existence of San Luis Obispo High School District of San Luis Obispo County;

Also: Senate Bill No. 169—An act to amend section 1724 of the Code of Civil Procedure, relating to the establishing of identity of heirs;

Also: Senate Bill No. 827—An act to amend section 1393 of the Political Code, relating to fees and rates of tuition of students of the University of California;

Also: Senate Bill No. 764—An act to amend section 11 of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, and to add three new sections thereto to be numbered 11*a*, 20*a* and 20*b*;

Also: Senate Bill No. 16—An act to amend section 1 of an act entitled "An act to provide for the appointment of a Board of Sutter's Fort Trustees, and for the acquisition of the Sutter's Fort property, and providing for an appropriation for the preservation, protection, and improvement of said property," approved March 7, 1891;

Also: Senate Bill No. 111—An act to amend section 501 of the Political Code, relating to fees to be charged by the Register of the State Land Office;

Also: Senate Bill No. 324—An act to amend section 3 of section 3*a* of an act entitled "An act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination of and issuance of certificates to qualified applicants, with the designation of certified public accountant; and to provide the grade of penalty for violations of the provisions hereof," approved March 23, 1901, as amended, relating to the State Board of Accountancy and the examination of an issuance of certificates to certain applicants;

Also: Senate Bill No. 397—An act providing for the generation, transmission and distribution of electric energy, creating a Hydro-electric Power Commission and defining its powers;

Also: Senate Bill No. 957—An act to provide for the promotion, government, operation, dissolution and alteration of the boundaries of fire control districts in this State; for the acquisition of property thereby; for the calling of elections in such districts; for the assessment, levying, collection, custody and disbursement of taxes therein; and for purposes incidental to the main purposes of this act;

Also: Senate Bill No. 931—An act providing that any corporation organized under the laws of the State of California furnishing to members, policy holders or beneficiaries mutual insurance upon the assessment plan, including fraternal benefit

societies, may deposit with the Insurance Commissioner securities in trust for the benefit of members, policy holders and beneficiaries whenever the laws of any state of the United States, or of any country foreign to the United States, require such deposit as a prerequisite for transacting business in such other state or foreign country, said deposits to be subject to laws governing deposits of securities by standard insurance companies;

Also: Senate Joint Resolution No. 14—Relative to the memorializing and petitioning the President of the United States and Congress to establish by proper legislation a Bureau or Department of Publicity;

Also: Senate Joint Resolution No. 27—Relative to extending an invitation to the Interstate Commerce Commission to hold hearings in California;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

REPORTS OF STANDING COMMITTEES (OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON FISH AND GAME.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Senate Bill No. 265—An act to amend section 628*f* of the Penal Code of the State of California, relating to the protection of fish and game;

Committee membership—15; committee vote: Ayes—7; noes—1; absent—7;

Also: Senate Bill No. 801—An act to amend section 628 of the Penal Code, relating to the protection and preservation of fish, and forbidding the shipment of dried shrimp out of the State, and to repeal section 628*g* of the Penal Code, relating to abalones;

Committee vote: Ayes—7; absent—8;

Also: Senate Bill No. 963—An act to add a new section to the Penal Code to be numbered 630*c*, prohibiting fishing by aliens;

Committee vote: Ayes—7; noes—4; absent—4;

Has had the same under consideration, and respectfully reports the same back, with amendments and recommends that they do pass, as amended.

SHARKEY, Chairman.

Senate Bills Nos. 265, 801 and 963 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Senate Bill No. 34—An act forbidding imposition on or collection of hunting or fishing licenses in case of children under the age of eighteen years and in case of persons who now are serving or may have served in the United States Army, Navy, or Marine Corps—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—7; absent—8. SHARKEY, Chairman.

Senate Bill No. 34 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Assembly Bill No. 853—An act to provide for the issuance and sale of State bonds to create a fund for the erection and equipment of buildings for the various State institutions; to create a sinking fund for the payment of said bonds; to define the duties of State officers in relation thereto; to make an appropriation for the expense of printing said bonds and to provide for the submission of this act to a vote of the people;

Also: Assembly Bill No. 854—An act to amend section 632 of the Penal Code, relating to the protection of fish;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—8. Same vote on both bills.

SHARKEY, Chairman.

Assembly Bills Nos. 853 and 854 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 959, entitled—An act to declare valid the formation, organization and

existence of Fresno Irrigation District, and to ratify and confirm all proceedings on organization thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—17; committee vote: Ayes—9; absent—8.

JONES, Chairman.

Senate Bill No. 959 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 1282, entitled "An act to amend section 190 of the Penal Code, relating to punishment for murder—has had the same under consideration, and respectfully reports the same back, without recommendation.

Committee vote: Ayes—7; noes—4; absent—6.

JONES, Chairman.

Assembly Bill No. 1282 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 1260—An act to add a new section to be known as 9a 30 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 171—An act to add a new section to be numbered section 19a 23 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers;

Also: Assembly Bill No. 1309—An act to add a new section to be numbered section 19a 18 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bills Nos. 1260, 171 and 1309 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 649—An act to amend section 4273 of the Political Code, relating to the compensation of officers of counties of the forty-fourth class;

Also: Assembly Bill No. 918—An act to amend section 4233 of the Political Code, relating to counties of the fourth class;

Also: Assembly Bill No. 744—An act to amend section 4274 of the Political Code, relating to salaries and fees of officers in counties of the forty-fifth class;

Also: Assembly Bill No. 749—An act to add a new section to be numbered section 19*c* 45 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 1216—An act to amend section 4252 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-third class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—4. DUNCAN, Chairman.

Assembly Bills Nos. 649, 918, 744, 749 and 1216 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 644—An act to add two new sections to be numbered sections 19*c* 44 and 19*c* 56 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bill No. 644 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 838—An act to add a new section to be numbered section 19*c* 11 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 817—An act to add a new section to be known as 9a 10 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 818—An act to add a new section to be numbered section 19x 10 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bills Nos. 838, 817 and 818 ordered on file for second reading.

RECESS.

At twelve o'clock and forty minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 272—An act to amend section 19f of the Juvenile Court Law, approved June 5, 1915.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 25, of the printed bill, strike out the word "fifty" and insert in lieu thereof the word "seventy-five".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 26, of the printed bill, strike out the word "twenty-five" and insert in lieu thereof the word "forty".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 28, of the printed bill, between the words "hundred" and "dollars" insert the word "fifteen".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 127—An act to amend section 4249 of the Political Code, relating to the compensation of officers in counties of the twentieth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out everything after line 2 and insert the following:

"4249. In counties of the twentieth class, the county and township officers shall receive, as compensation for the services required of them by law, or by virtue of their office, the following salaries, to wit:

1. The county clerk shall receive three thousand six hundred dollars per annum and the fees that have been and are now allowed said clerk by the United States Bureau of Naturalization; *provided*, that in counties of this class there shall be, and there hereby is allowed to the county clerk the following clerks, deputies and employees, who shall be appointed by the county clerk and shall be paid salaries as follows: Two deputies at a salary of one hundred fifty dollars per month each; one deputy at a salary of one hundred twenty five dollars per month, and one stenographer and one copyist at a salary of one hundred dollars per month each; *and provided, further*, that in any year when a registration of voters is required by law or supplements to be made thereto, the said county clerk may appoint such number of registration deputies as may be necessary for the convenient registration of voters, each of said deputies to receive the sum of ten cents per name for each and every elector registered by him; said registration deputies to be paid for their services on the presentation and filing with the board of supervisors of said county, of a duly verified claim therefor on the general fund of said county, after proper allowance of said claim by said board of supervisors.

2. The sheriff shall receive four thousand eight hundred dollars per annum; and there shall be and there is hereby allowed to the sheriff the following deputies, who shall be appointed by the sheriff and shall be paid salaries as follows: One chief deputy at a salary of two thousand four hundred dollars per annum; one court room deputy at a salary of one thousand eight hundred dollars per annum; two deputy sheriffs, each at a salary of one thousand five hundred dollars per annum.

3. The recorder shall receive two thousand five hundred dollars per annum, and there shall be and there is hereby allowed to the county recorder two deputies who shall be appointed by recorder; one chief deputy who shall be paid eighteen hundred dollars per annum; and one deputy who shall be paid twelve hundred dollars per annum.

The recorder shall collect and pay into the county treasury the fees required by law; *provided*, that whenever the amount of fees so collected in any one month shall exceed the sum of four hundred dollars, the recorder may in addition to his salary, retain for his own use one-half of such excess.

4. The auditor shall receive three thousand three hundred dollars per annum, and there is hereby allowed to the auditor three deputies, who shall be appointed by the auditor, one deputy who shall be paid one thousand eight hundred dollars per annum, and one who shall be paid one thousand three hundred twenty dollars per annum, and one who shall be paid not more than four dollars per day for not to exceed one hundred and fifty days during any one year; *and it is further provided*, that if the board of supervisors in any year shall order or direct the auditor to prepare and compile its annual statistical report, and on so performing such services and in that event he shall be allowed the further sum of three hundred dollars payable upon the completion and acceptance of said report, and if said report is mailed throughout the county by the auditor he shall be allowed the further sum of one hundred dollars.

5. The treasurer shall receive two thousand four hundred dollars per annum; and there is hereby allowed to the treasurer one deputy to be appointed by him, who shall receive a salary of one thousand five hundred dollars per annum.

6. The tax collector shall receive three thousand dollars per annum, and there shall be and there hereby is allowed to the tax collector one deputy, who shall be

appointed by the tax collector and shall receive a salary of eighteen hundred dollars per annum.

And there shall be and there hereby is allowed one copyist to the tax collector for not exceeding six months in the year at a salary of seventy-five dollars per month.

7. The license collector shall receive ten per cent of all licenses collected by him.

8. The assessor shall receive four thousand dollars per annum: *provided*, that in counties of this class there shall be, and there hereby is, allowed to the assessor the following deputies, clerks and assistants to be appointed by said assessor, which positions are hereby created and the salaries of each of which are hereby fixed as follows: One chief deputy assessor, two thousand dollars per annum; one deputy assessor at seventeen hundred dollars per annum and one deputy assessor at twelve hundred eighty dollars per annum; eight field deputy assessors for not exceeding four months in any one year, one hundred twenty-five dollars per month; four field deputy assessors for not exceeding three months in any one year, one hundred twenty-five dollars per month; one copyist, one thousand eighty dollars per annum; and such additional assistants as the assessor may require and whose compensation shall not in the aggregate exceed the sum of seven hundred eighty dollars per annum; said additional assistants to be paid for their services on the presentation and filing with the board of supervisors of said county and duly verified claim or claims therefor.

Said assessor may employ such assistants as may be necessary in making maps, plates and drawings essential for use in the assessor's office in the performance of his duties, and the expense thereof shall be a charge against the county. *It is hereby further provided*, that the said assessor shall retain no commissions for the collection of personal property taxes, State poll taxes, or road poll taxes, but that all such collections shall be paid into the county treasury and become the property of the county.

9. The district attorney shall receive four thousand two hundred dollars per annum and said district attorney while in receipt of said salary shall be disqualified from engaging in the practice of law in any and all of the courts of this State, in any action or cause wherein the county in which he is elected and serves or the State of California is not a party or parties, and there is hereby allowed to the district attorney one deputy to be appointed by him, who shall receive a salary of two thousand one hundred dollars per annum; one stenographer who shall receive a salary of one thousand three hundred twenty dollars per annum, and there is hereby allowed the district attorney one detective, to be appointed by him, who shall receive a salary of one thousand eight hundred dollars per annum. Said detective shall have all the powers of a peace officer as set forth in sections 834 and 836 of the Penal Code.

10. The coroner shall receive such fees as are now, or may hereafter be allowed by law.

11. The public administrator shall receive such fees as are now, or may hereafter be allowed by law.

12. The superintendent of schools, two thousand five hundred dollars per annum; and there shall be and there is hereby allowed to the superintendent of schools, one deputy who shall be appointed by the superintendent of schools, and shall be paid a salary of one thousand two hundred dollars per annum.

13. The surveyor shall receive two thousand four hundred dollars per annum and necessary traveling expenses while in the performance of duties of his office.

13*a*. The county librarian shall receive two thousand dollars per annum, and shall be allowed actual and necessary traveling expenses.

14. Each supervisor one thousand two hundred dollars per annum, and mileage at twenty cents per mile for all distances traveled by him as supervisor or as road commissioner; such mileage not to exceed in any one year the sum of one thousand dollars.

15. The official shorthand reporter shall receive two thousand dollars per annum for the department of the superior court to which he has been appointed. Whenever one reporter shall be appointed to and shall perform the duties required of the official shorthand reporter, for more than one department of said superior court, he shall receive a salary therefor of three thousand four hundred dollars per annum.

In addition thereto he shall receive for transcribing notes, the sum of twenty cents per folio for the original, and five cents per folio for all copies thereof.

16. In townships having a population of seven thousand or over, two justices of the peace shall be elected, and each shall receive a salary of one hundred twenty-five dollars per month. In townships having a population less than seven thousand and over three thousand there shall be but one justice of the peace elected and he shall receive a salary of thirty dollars per month. In all other townships there shall be but one justice of the peace, who shall receive a salary of twenty dollars per month. All justices in counties of this class shall collect in civil cases only, the following fees, to wit:

(1) For all services before trial or entry of judgment by default or confession, two dollars and for all additional services in such action, including execution and satisfaction of judgment, two dollars.

(2) For the trial of civil actions and all proceedings subsequent thereto, three dollars.

(3) For certificate and transmitting paper and transcript on appeal, one dollar.
(4) For copies of papers on docket per folio, ten cents.
(5) For issuing a search warrant, the fee to be paid by the party demanding the same, one dollar.
(6) For celebrating a marriage, and returning a certificate thereof to the county recorder, five dollars.
(7) For taking an acknowledgment of an instrument, for the first name fifty cents, and for each additional name twenty-five cents.
(8) For administering an oath, and certifying the same, fifty cents.
(9) For issuing a commission to take testimony, one dollar.
(10) For all services connected with the posting of estrays, one dollar.
(11) For issuing each affidavit, certificate, process, writ, order, or paper required by law to be issued, nor otherwise herein provided for, twenty-five cents.
(12) For taking bail in all proceedings, pending before another magistrate, fifty cents.

All such fees collected by such justice shall be paid into the salary fund of the county treasury.

17. In townships having a population of seven thousand or over, two constables shall be elected and each shall receive a salary of forty dollars per month. In townships having a population of less than seven and over three thousand, there shall be but one constable elected, and he shall receive a salary of twenty-five dollars per month.

In all other townships there shall be but one constable who shall receive twenty dollars per month. All constables in addition to the salaries above provided for, shall receive and collect for their use and benefit, in civil cases only, the following fees, to wit:

(1) For serving summons and complaints, for each defendant served, fifty cents.
(2) For each copy of summons made by him, twenty-five cents.
(3) For levying writ of attachment or execution, or executing an order of arrest, in a civil case or for delivery of personal property, two dollars.
(4) For serving a writ of attachment or execution on any ship, boat or vessel, three dollars.
(5) For keeping personal property, such sum as the court may order, but no more than two dollars fifty cents per day, for a keeper, when necessarily employed.
(6) For taking a bond and undertaking, one dollar.
(7) For copies of writs or other papers, except summons, complaints, and subpœnas, per folio fifteen cents; *provided*, that when correct copies are furnished by him for use, no charge shall be made for such copies.
(8) For serving any writ, notice or order, except summons, complaint, or subpœna, for each person served, fifty cents.
(9) For writing and posting each notice of sale of property, fifty cents.
(10) For furnishing notice of publication, twenty-five cents.
(11) For serving subpœnas, each witness including copy, fifty cents.
(12) For collecting money on execution two and one-half per cent.
(13) For executing and delivering certificates of sale, fifty cents.
(14) For executing and delivering constable's deed, two dollars fifty cents.
(15) For each mile actually traveled within his county in the service of any civil suit, order, or paper, in going only, per mile twenty-five cents. No constructive mileage shall be allowed.
(16) For each mile necessarily traveled within his county, in executing a warrant of arrest, both in going to and returning from place of arrest, fifteen cents; and the actual cost of the transportation of the prisoners from the place of arrest to the justice court, and the necessary expense of assistance; *provided*, that for traveling in performance of two or more official services at the same time, including the service of criminal process, but one mileage shall be charged.
(17) For each mile necessarily traveled outside his county, in executing a warrant of arrest, both in going to and returning from the place of arrest, fifteen cents.
(18) For transporting prisoners to the county jail, from the justice's court or from the county jail to the justice's court actual cost of transportation and assistance, and mileage at twenty-five cents per mile, one way. In conveying two or more prisoners, but one mileage shall be charged.
(19) For each day in which the constable is charged with the custody of a prisoner or prisoners, two dollars fifty cents, and for the necessary expense of maintenance and assistance in keeping said prisoner.
(20) For summoning a jury in a civil case, twenty-five cents for each of the persons so summoned, and mileage at a rate of twenty-five cents per mile, going only.
(21) For attending court during the trial of a civil cause, per day, three dollars.
(22) For making sales of estrays in civil cases, the same fees as for sales of execution.
(23) For serving a writ of possession or restitution, putting a person in possession of the premises and removing the occupants therefrom, three dollars per day, and mileage at twenty-five cents per mile, going only.

(24) The mileage provided for herein shall be computed for the shortest practicable traveled route between the two points for which mileage is claimed.

18. The fees of grand jurors and trial jurors in the superior courts of said counties of the twentieth class, in civil and criminal cases shall be three dollars, in lawful money of the United States for each day's attendance, and mileage to be computed at the rate of fifteen cents per mile for each mile necessarily traveled in attending court, in going only. In criminal cases such fees and mileage of said trial jurors in the superior court shall be paid by the treasurer of the county out of the general fund of said county upon warrants drawn by the county auditor upon the written order of the judge of the court in which said jurors were in attendance, and the treasurer of said county shall pay said warrants. The board of supervisors of said county is hereby directed to make suitable appropriations for the payment of the fees herein provided for.

19. The fees of jurors in justice's courts in civil and criminal cases, shall be two dollars in lawful money of the United States for each day's attendance and mileage to be computed at the rate of fifteen cents per mile for each mile necessarily traveled in attending the court in going only: in criminal cases such fees and mileage of said trial jurors in the justice's courts shall be paid by the treasurer of the county out of the general fund of said county upon warrants drawn by the county auditor upon the written order of the judge of the court in which said jury was in attendance and the treasurer of said county shall pay said warrants. The fees of jurors on coroner's juries shall be one dollar for each day's attendance, said fees to be paid out of the general fund of said county upon the presentation and filing with the board of supervisors of said county a duly verified claim therefor in proper allowance of said claim by said board of supervisors and the approval of the coroner of said county. The board of supervisors of said county is hereby directed to make suitable appropriations for the payment of the fees herein provided for.

20. All salaries of principals and deputies provided for in this article shall be paid out of the treasury of the county in monthly installments, and all fees shall be paid from the county treasury as other bills against the county are paid.

21. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes.

Amendment adopted.

Bill read second time, and ordered to print, engrossment and third reading.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Harris, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 313 was refused passage was continued until the next legislative day.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 470—An act to recognize and declare valid the Madera Irrigation District and to approve and declare valid all proceedings on formation and organization of said district.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 638—An act to recognize and declare valid the Medano Irrigation District and to approve and declare valid all proceedings on formation and organization of said district.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 966—An act to confirm and declare valid all proceedings on the organization of Merced Irrigation District and to recognize and declare valid said district.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 103—An act to add a new section to the Political Code to be numbered 4308, providing a special fund to pay certain expenses of the district attorney.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 553—An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than one hundred thousand persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium, and repealing all acts in conflict therewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 51, of the printed bill, strike out the period and insert in lieu thereof a semicolon and the following: "such notice shall be mailed to each known living heir-at-law of any person whose remains are resting in said cemetery, when the address of such heir is known."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3, line 47, of the printed bill, strike out the word "five" and insert in lieu thereof the word "ten".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 4, line 24, of the printed bill, after the word "the" secondly appearing in said line insert the word "known".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 5, line 6, of the printed bill, after the word "remains" strike out the word "may" and insert in lieu thereof the word "shall".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 5, line 10, of the printed bill, strike out the period after the word "thereof" and insert a comma and the following: "or deposited in a mausoleum or columbarium as herein provided."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 5, line 15, of the printed bill, strike out the semicolon after the word "removal" and insert in lieu thereof a period; also strike out the word "and" and capitalize the letter "I" in the word "if".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 7, line 2, of the printed bill, strike out the word "may" after the word "lands" and insert in lieu thereof the word "shall".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 8, line 1, of the printed bill, after the word "shall" insert the following: "cause to be erected upon or imbedded in any lot or plat wherein any such body is reinterred a suitable permanent marker identifying such remains, and shall".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. [illegible]—An act authorizing the Regents of the University of California to sell and convey certain lands situate in Los Angeles County, known as the Santa Monica Forestry Station, and directing that the proceeds of such sale shall become the property of the Regents of the University of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. [illegible]—An act to add a new section, to be numbered section [illegible], to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law, approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. [illegible]—An act to add a new section, to be numbered section [illegible], to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law, approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 919—An act to add a new section, to be known as 9a 4, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 454—An act to amend section 4247 of the Political Code, relating to salaries and fees of officers in counties of the eighteenth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 4, line 14, of the printed bill, after the word "hundred" insert the word "twenty-five".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 980—An act to amend section 1 of an act entitled "An act authorizing the investment and reinvestment and disposition of any surplus moneys in the treasury of any county, city and county or incorporated city or town," approved April 23, 1913.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 19, of the printed bill, strike out the words "or irrigation".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

(Assembly Bill No. 980 subsequently ordered held on second reading file for the purpose of reconsidering the vote on the Senate Committee amendment.)

Assembly Bill No. 197—An act to provide that certain functions of irrigation districts may be transferred to and be performed by certain county officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 297—An act to add a new section to the Political Code, to be numbered 4326, relating to deputy sheriffs.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 557—An act to amend section 4004 of the Political Code, relating to loaning the credit of the county.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 734—An act to add a new section, to be numbered section 19*x* 40, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law

approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Sharkey, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 494 was passed was continued until the next legislative day.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Sharkey, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 494 was passed was continued until the next legislative day.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 723—An act to provide for the safety and protection of railroad employees by requiring railroads to make and enforce regulations preventing employees from riding on top of freight cars; and providing penalties for the violation thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In the title of the printed bill strike out lines 2 to 5, inclusive, and insert in lieu thereof the following: "employees by prohibiting railroads from requiring employees to ride on top of moving freight cars except in certain cases; and prescribing penalties for violation of the provisions hereof".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out lines 1 to 6, inclusive, and insert in lieu thereof the following:

"SECTION 1. No person, firm, company or corporation operating freight or mixed trains within the State of California shall promulgate or enforce any rule or instruction whereby any employee is required or directed to ride upon the top of any moving car, or train of cars, for any purpose whatsoever, except in the breaking up or making up of trains in railroad yards designated for such purposes, or switching of cars on side or storage tracks, or when cars are being shoved by a locomotive between stations with no locomotive on the head end of cars, or in cases of automatic air failure.

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

MOTION.

The hour of two o'clock and thirty minutes p.m., heretofore set as the time for the Senate to resolve itself into Committee of the Whole, for the purpose of further considering the form of the proposed report of the Senate sitting as Committee of the Whole, in reference to the budget, and Senator Chamberlin's proposed amendment to the report,

having arrived, the Senate, on motion of Senator Breed, postponed the meeting of the Committee of the Whole until the hour of eleven o'clock a.m., Wednesday, April 6, 1921.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

In the absence of the author, Senate Bill No. 161 was passed on file.

Senate Joint Resolution No. 14—Relative to the memorializing and petitioning the President of the United States and Congress to establish by proper legislation a bureau or department of publicity.

On motion of Senator Hart, Senate Joint Resolution No. 14 was passed on file.

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

On motion of Senator Rigdon, Senate Bill No. 319 was passed on file.

Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the constitution of the State amending section 19 of article VI of said constitution, relating to the charging of juries by judges.

In the absence of the author, Senate Constitutional Amendment No. 23 was passed on file.

Senate Constitutional Amendment No. 22—A resolution to propose to the people of the State of California an amendment to article I section 7 of the constitution, relating to trial by jury.

In the absence of the author, Senate Constitutional Amendment No. 22 was passed on file.

Senate Bill No. 183—An act to amend section 1526 and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property.

In the absence of the author, Senate Bill No. 183 was passed on file.

Senate Bill No. 188—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property.

In the absence of the author, Senate Bill No. 188 was passed on file.

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks.

In the absence of the author, Senate Bill No. 53 was passed on file.

Senate Bill No. 713—An act to provide for the more general observance of Sunday as a day of rest.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Scott moved to refer Senate Bill No. 713 to Senator Burnett, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, after the comma at the end of the line insert the following: "tire shops."

AMENDMENT NUMBER TWO.

On page 1, line 11, of the printed bill, between the comma and the word "canning" insert the following: "safe deposit vaults, packing house and".

AMENDMENT NUMBER THREE.

On page 1, line 17, of the printed bill, between the comma and the word "printing" insert the following: "brick and clay manufacturing and burning plants".

AMENDMENT NUMBER FOUR.

On page 1, line 19, of the printed bill, between the comma and the word "or" insert the following: "the full operation of a milk pasteurization or distributing plant, with all the usual work in connection with the hauling, handling, pasteurization, distribution and delivery of milk, and the handling and sterilizing of milk containers".

Motion lost.

On motion of Senator Dennett, Senate Bill No. 713 was passed on file.

Senate Bill No. 784—An act providing for the organization and regulation of reciprocal interinsurance exchanges, to be known as the "Reciprocal Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee, approved December 24, 1911,' approved May 26, 1917," as amended.

In the absence of the author, Senate Bill No. 784 was passed on file.

Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

In the absence of the author, Senate Bill No. 269 was passed on file.

Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies.

In the absence of the author, Senate Bill No. 270 was passed on file.

Senate Bill No. 701—An act defining corporations for the purpose of engaging in international or foreign banking or other international or foreign financial operations or in banking or other financial operations in a dependency or insular possession of the United States, either directly or through the agency, ownership or control of local institutions in foreign countries, or in such dependencies or insular possessions and to act when required by the Secretary of the Treasury of the United States as fiscal agents of the United States; providing for the

incorporation, powers and supervision of such corporations, and providing for the licensing by the Superintendent of Banks of foreign corporations to transact in this State the business of a corporation defined and organized by this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 701 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Sharkey, Slater, and Yonkin—24.

NOES—Senator Scott—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

On motion of Senator Sharkey, Senate Bill No. 310 was passed on file.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon, Senate Bill No. 606 was passed on file.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 832 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 835 was passed on file.

Senate Bill No. 35—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property.

On motion of Senator Lyon, Senate Bill No. 35 was passed on file.

Senate Bill No. 239—An act to add a new section to the Civil Code, to be numbered 196*b*, relating to the liability of a parent for the negligence or wrongful act of his minor child.

On motion of Senator Eden, Senate Bill No. 239 was passed on file.

Senate Bill No. 408—An act to regulate the control of smallpox and vaccination and to repeal an act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California, specifying the duties of certain officers and persons with

relation thereto, making violations of its provisions a misdemeanor, providing penalties, and repealing an act entitled 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889," approved March 7, 1911.

Bill read third time.

The question being on the passage of the bill.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Crowley moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Scott, Sharkey, Slater, and Yonkin—27.

The Secretary announced the absentees.

Time, three o'clock and fifteen minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

Senate Bill No. 203—An act to amend section 2322*d* of the Political Code, relating to horticulture.

On motion of Senator Jones, Senate Bill No. 203 was passed on file.

Senate Bill No. 679—An act to amend an act entitled "An act providing for the management of the California Redwood Park and creating a board of five commissioners with power to manage said California Redwood Park," approved February 6, 1911, by amending section 2 of said act, relative to the compensation of the warden.

On motion of Senator Jones, Senate Bill No. 679 was passed on file.

Senate Joint Resolution No. 24—Relative to the protection of the almond industry.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 24 adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Jones, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Scott, Sharkey, and Slater—26.

NOES—Senator Yonkin—1.

Title read and approved.

Senate Joint Resolution No. 24 ordered transmitted to the Assembly.

SENATOR McDONALD IN THE CHAIR.

At three o'clock and thirty minutes p.m., Senator McDonald, of the Twenty-third District, was called to the chair.

Senate Bill No. 286—An act to amend section 276*a* of the Code of Civil Procedure, relating to appointment, qualifications and compensation of Board of Bar Examiners.

In the absence of the author, Senate Bill No. 286 was passed on file.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

On motion of Senator Carr, W. J., Senate Bill No. 415 was passed on file.

Senate Bill No. 836—An act amending section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 836 passed by the following vote:

AYES—Senators Allen, Boggs, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Jones, McDonald, Nelson, Osborne, Rigdon, Rush, Scott, Sharkey, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 657—An act to amend the Political Code by adding thereto a new section, to be numbered 1579*b*, relating to the consolidation of all elementary school districts not including certain city school districts of a county to form one county union elementary school district.

On motion of Senator Eden, Senate Bill No. 657 was passed on file.

Senate Bill No. 218—An act to amend section 1662 of the Political Code, relating to public school attendance.

In the absence of the author, Senate Bill No. 218 was passed on file.

Senate Bill No. 112—An act to amend section 3817 of the Political Code, relating to redemptions of lands sold to the State of California for delinquent taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 112 passed by the following vote:

AYES—Senators Allen, Boggs, Canepa, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Rigdon, Rush, Scott, Sharkey, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 217—An act to add a new section to the Civil Code, to be numbered 1716, relating to the payment and enforcement of claims against municipal corporations in certain cases.

On motion of Senator Godsil, Senate Bill No. 217 was passed on file.

Senate Bill No. 729—An act to amend sections 1, 4, 11 and 14 of an act entitled "An act to provide for local improvements upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities, such act to be known as 'The Local Improvement Act of 1901'," which became a law under constitutional provision without the Governor's approval February 26, 1901, relating to taxation for local improvements.

On motion of Senator Johnson, Senate Bill No. 729 was passed on file.

Senate Bill No. 149—An act to amend section 877 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

In the absence of the author, Senate Bill No. 149 was passed on file.

Senate Bill No. 150—An act to amend section 880 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

In the absence of the author, Senate Bill No. 150 was passed on file.

Senate Bill No. 151—An act to amend section 787 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

In the absence of the author, Senate Bill No. 151 was passed on file.

Senate Bill No. 716—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in cities of the sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 716 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Scott, Sharkey, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 97—An act providing adjusted compensation for persons who served their country during the late war, providing for

the issuance and sale of State bonds to create a fund for the purpose of carrying out the provisions hereof, providing for the payment of said bonds and for the submission of this act to a vote of the people.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Scott moved to refer Senate Bill No. 97 to Senator Burnett, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 24, of the printed bill, strike out the following: "and is a resident at the time this act takes effect,".

AMENDMENT NUMBER TWO.

On page 2, line 31, of the printed bill, change the numeral "6" to "5"; also, on page 3, line 25, of the printed bill, change the numeral "7" to "6"; also, on page 3, line 36, change the numeral "8" to "7"; also, on page 3, line 41, change the numeral "9" to "8"; also, on page 4, line 16, change the numeral "10" to "9"; also, on page 4, line 33, change the numeral "11" to "10"; also, on page 5, line 14, change the numeral "12" to "11"; also, on page 5, line 24, change the numeral "13" to "12"; also, on page 5, line 35, change the numeral "14" to "13"; also, on page 5, line 42, change the numeral "15" to "14"; also, on page 6, line 7, change the numeral "16" to "15"; also, on page 6, line 18, change the numeral "17" to "16"; also, on page 6, line 26, change the numeral "18" to "17"; also, on page 6, line 28, change the numeral "19" to "18".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 97, with instructions to amend, respectfuly reports the same back, amended as per instructions.

BURNETT, Special Committee.

Report read, and on motion of Senator Scott, adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 27—An act to amend section 7 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, and to add a new section to be known and numbered as 8*g*.

On motion of Senator Crowley, Senate Bill No. 27 was passed on file.

Senate Bill No. 577—An act to amend section 2982 of the Political Code, relating to the powers and duties of the State Board of Health, and the officers and employees thereof.

Bill read third time.

On motion of Senator Osborne, Senate Bill No. 577 was passed on file.

Senate Bill No. 504—An act to amend sections 2, 3, and 7 of an act entitled "An act regulating the sanitation and ventilation in or at camps where five or more persons are employed; and providing a penalty for the violation thereof," approved May 29, 1913, as amended.

In the absence of the author, Senate Bill No. 504 was passed on file.

Senate Bill No. 597—An act providing for the preparation and filing by county engineers, county surveyors, flood control engineers, road commissioners, city engineers, superintendents of streets, commissioners of public works, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the engineer

for any reclamation or irrigation district within the State, or of the Debris Commission, supervising or superintending the construction or improvement of public work within the State, by day's labor or force account, of plans and specifications and estimates of costs prior to the commencement of such work and of a certificate or report showing the progress and costs of such work and providing penalties for failure to file and keep as a public record such plans, estimates of costs and certificate and report excepting therefrom emergency and maintenance work and work the cost of which is not more than ten thousand dollars.

Bill read third time.

On motion of Senator Breed, Senate Bill No. 597 was passed on file.

Senate Bill No. 137—An act to amend section 738 of the Code of Civil Procedure, relating to actions to quiet title to real and personal property.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Carr, W. J., moved to refer Senate Bill No. 137 to Senator Breed, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

In line 16 of the printed bill after the semicolon insert the following: "*Provided*, that if the said will shall have been admitted to probate and interpreted by a decree of the superior court sitting in probate, which decree has become final, such interpretation shall be conclusive as to the proper construction of said will, or any part thereof, so construed, in any action under this section;".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 137, with instructions to amend, respectfully reports the same back, amended as per instructions.

BREED, Special Committee.

Report read, and on motion of Senator Carr, W. J., adopted.

Bill ordered to print, and re-engrossment.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At four o'clock p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Crowley.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 408 finally passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Johnson, Jones, McDonald, Osborne, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—23.

NOES—Senators Chamberlin, Godsil, Irwin, Lyon, Nelson, Rominger, and Yonkin—7.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 173—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of

persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by amending section 5 thereof and adding a new section thereto, to be numbered 5*a*, relating to notices of applications and hearings thereon.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 173 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Dennett gave notice that on the next legislative day he would move to reconsider the vote by which Senate committee amendments to Assembly Bill No. 980 were adopted.

ASSEMBLY BILL ORDERED HELD ON SECOND READING FILE.

On motion of Senator Breed, Assembly Bill No. 980 was ordered held on second reading file of Assembly bills.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 964—An act validating the formation, organization and existence of San Luis Obispo High School District of San Luis Obispo County.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 964 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Gates, Godsil, Harris, Hart, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Purkitt, Rominger, Rush, Scott, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 169—An act to amend section 1724 of the Code of Civil Procedure, relating to the establishing of identity of heirs.

In the absence of the author, Senate Bill No. 169 was passed on file.

Senate Bill No. 827—An act to amend section 1393 of the Political Code, relating to fees and rates of tuition of students of the University of California.

In the absence of the author, Senate Bill No. 827 was passed on file.

Senate Bill No. 764—An act to amend section 11 of an act entitled "An act to define real estate brokers and salesmen; to provide for the

regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, and to add three new sections thereto, to be numbered 11*a*, 20*a* and 20*b*.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 764 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Gates, Geisé, Harris, Hart, Irwin, Lyon, McDonald, Nelson, Osborne, Purkitt, Rominger, Scott, Slater, and Yonkin—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

RE-REFERENCE OF SENATE BILL NUMBER FIFTEEN.

On motion of Senator Jones, Senate Bill No. 15 was ordered withdrawn from Committee on Judiciary and re-referred to Committee on Prisons and Reformatories.

CONSIDERATION OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Slater asked for and was granted unanimous consent to take up, out of the regular order, for the purpose of amendment, Assembly Bill No. 411.

Assembly Bill No. 411—An act to amend section 4243 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fourteenth class, and fixing their mileage and per diem of grand and trial jurors in such counties.

Bill read third time.

During third reading of the bill, Senator Slater moved to refer Assembly Bill No. 411 to Senator Sharkey, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill as amended April 1, 1921, in line 3, strike out the words "outside of the county seat".

AMENDMENT NUMBER TWO.

On page 5 of the printed bill, in line 9, strike out the figures "1910" and insert the figures "1920".

AMENDMENT NUMBER THREE.

On page 6 of the printed bill, in line 23, strike out the comma and the words "nor to increase or decrease the", also strike out all of lines 24 to 26, inclusive, and insert in lieu thereof a period.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 411, with instructions to amend, respectfully reports the same back, amended as per instructions.

SHARKEY, Special Committee.

Report read, and on motion of Senator Slater adopted.
Bill ordered to print, and re-engrossment.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read out of the regular order:

ON CONSERVATION.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 740—An act providing for the creation and management of the Mount Diablo Park, creating a board of five commissioners with power to acquire and manage said park, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—7; committee vote: Ayes—6; absent—1.

PURKITT, Chairman.

Senate Bill No. 740 ordered on file for second reading.

ON BANKING.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Committee on Banking, to which was referred Senate Bill No. 815, entitled—An act to amend sections 12 and 12a of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—5; absent—6.

HART, Chairman.

Senate Bill No. 815 ordered on file for second reading.

ON NORMAL SCHOOLS.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Committee on Normal Schools, to which was referred Assembly Bill No. 450—An act to amend sections 354, 1487, 1488, 1489, 1494, 1495, 1503, and 1507 of the Political Code, relating to the State normal schools or teachers' colleges, and to repeal sections 1497, 1501, and 1502 of the Political Code—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership 7; committee vote: Ayes—5; absent—2.

NELSON, Chairman.

Assembly Bill No. 450 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 680—An act to add a new section to be known as 9a 6 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating

to salaries of county librarians" has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bill No. 680 ordered on file for second reading.

ADJOURNMENT.

At four o'clock and twenty minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Wednesday, April 6, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Tuesday, April 5, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVE OF ABSENCE.

Senator King was, on motion of Senator Sample, granted leave of absence for this day.

PRIVILEGE OF THE FLOOR.

On request of Senator Flaherty, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Supervisor Hayden and Rev. Father Curtis of San Francisco.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. William C. Hassler, health officer of the city and county of San Francisco, also, to William D. Hobro, chief plumbing inspector of the department of public health, of San Francisco.

On request of Senator Boggs, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Wm. Nat Friend of Oakland.

On request of Senator Purkitt, the privilege of the floor of the Senate Chamber for the day was unanimously extended to his first cousin, Miss Pansy Safford, of San Francisco.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Bruce H. Painter, city superintendent of schools of Petaluma.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. John L. Beard of Martinez, and to Mrs. Vivian Gordon of San Francisco.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 963—An act to add a new section to the Penal Code to be numbered 630c, prohibiting fishing by aliens.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title after the word "by" insert the word "certain".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill, commencing with the word "It" strike out the remainder of the bill, and insert in lieu thereof the following:

"It shall be unlawful for any person to fish or take for sale or profit any salmon or other food or shell fish in any of the waters of this State or over which it has concurrent jurisdiction in civil or criminal cases, unless such person be eligible to become a citizen of the United States; but this section shall not apply to Indians; *provided*, that the provisions of this act shall not apply to fishing in any of the inland waters, bays or harbors of this State."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 34—An act forbidding imposition on or collection of hunting or fishing licenses in case of children under the age of eighteen years and in case of persons who now are serving or may have served in the United States army, navy, or marine corps.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 959—An act to declare valid the formation, organization and existence of Fresno Irrigation District, and to ratify and confirm all proceedings on organization thereof.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 740—An act providing for the creation and management of the Mount Diablo Park, creating a board of five commissioners with power to acquire and manage said park, and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 3 of the title strike out the comma after the word "park", and the words "and making", and all of line 4, and insert a period in lieu thereof.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, after the period following the figure 1 insert the following: "Within thirty days after the taking effect of this act the Governor shall appoint five persons who shall constitute the Mount Diablo Park Commission. The commissioners appointed by the Governor shall hold office for the term of four years. Vacancies shall be filled by the Governor.

SEC. 2. The north three hundred twenty (320) acres (or the north half), lot 1, the west half of lot 2, and lots 4, 5, 7 and 8 of section 36, township 1 north, range 1 west, Mount Diablo meridian, said land being the property of the State of California, is hereby reserved from sale and set aside for park purposes and said land is hereby placed under the management and control of the Mount Diablo Park Commission to be maintained by them as a public park for the honor of the State of California and for the benefit of succeeding generations: *provided, however*, that should the State of California at any future period abandon said land for park purposes, that in that event said land shall be and become subject to sale under the then existing laws providing for the sale of school lands.

SEC. 3. Said commission shall provide for the conservation and reforestation of the land herein mentioned and any other lands that may be acquired hereunder and shall make provision for the preservation of animal and bird life thereon. They shall also provide and maintain public recreation grounds for the benefit of the people of the State of California and shall develop and conserve all water resources upon said lands.

SEC. 4. The commission shall have the power to purchase such additional land as it may in its judgment deem necessary, not to exceed one thousand acres in extent, or it may proceed by action at law in the superior court to condemn the same or any portion therein in the name of the people of the State of California. The commission may also receive contributions from any source for the purchase of additional lands, and for the care and maintenance of lands, and forest under its charge.

SEC. 5. The commissioners shall receive no salary, but shall have full power and control over the said park, and over the funds provided for the purchase and maintenance of the same, and shall make and enforce all necessary rules and regulations for carrying out the purposes of this act.

SEC. 6. No payment of any part of the money herein appropriated shall be made upon the purchase of any additional land until an abstract or abstracts of title shall have been furnished to the Attorney General showing that said land, and the whole thereof, are free from any valid liens or encumbrances thereon, and it is hereby made the duty of the Attorney General to examine said abstract or abstracts of title, and to render and deliver to said commission his opinion in writing, certifying that no valid liens or encumbrances exist thereon, and that the title to said land and the whole thereof is good and valid. Said opinion of the Attorney General together with said abstract or abstracts of title shall be filed in the office of the Secretary of State.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Assembly Bill No. 403—An act prescribing the conditions under which poor persons may commence, maintain or defend actions and providing for the payment of court costs and fees in actions commenced, maintained or defended by poor persons;

Also: Assembly Bill No. 426—An act to amend section 10 of the Political Code, to provide for the closing of the public schools on the first Monday in September for the proper observance of Labor Day and providing penalties for the violation hereof;

Also: Assembly Bill No. 500—An act to amend section 4137 of the Political Code, relating to the indorsement and recording of documents filed for record;

Also: Assembly Bill No. 505—An act to amend section 4260 of the Political Code, relating to the salaries, fees and expenses of officers, their clerks, deputies, stenographers and assistants, in counties of the thirty-first class;

Also: Assembly Bill No. 572—An act to amend section 1596 of the Political Code, relating to school election precincts and officers;

Also: Assembly Bill No. 655—An act to amend section 4262 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-third class;

Also: Assembly Bill No. 860—An act to amend section 4307 of the Political Code, relating to county charges;

Also: Assembly Bill No. 999—An act to amend section 1142, of the Political Code, relating to elections.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 403 and 500 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 426 read first time, and referred to Committee on Education.

Assembly Bills Nos. 505, 655 and 860 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 572 and 999 read first time, and referred to Committee on Elections.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Assembly Bill No. 1037—An act to add a new section to be numbered section 19½ to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 1037 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Assembly Joint Resolution No. 10—Relative to the naval construction program of the United States.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Joint Resolution No. 10 referred to Committee on Federal Relations.

ASSISTANT SECRETARY G. MELVIN WARREN AT THE DESK.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article II thereof a new section, to be numbered 7, relative to suffrage.

On motion of Senator Yonkin, Senate Constitutional Amendment No. 30 was passed on file.

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks.

On motion of Senator Sample, Senate Bill No. 53 was passed on file.

RECONSIDERATION OF VOTE ON SENATE COMMITTEE AMENDMENTS TO ASSEMBLY BILL.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Dennett moved to reconsider the vote whereby Senate Committee amendments to Assembly Bill No. 980 were adopted.

Motion carried by viva voce vote, and vote whereby Senate Committee amendments were adopted reconsidered.

Senate Committee amendments pending.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon, Senate Bill No. 606 was passed on file.

Senate Bill No. 679—An act to amend an act entitled "An act providing for the management of the California Redwood Park and creating a board of five commissioners with power to manage said California Redwood Park," approved February 6, 1911, by amending section 2 of said act, relative to the compensation of the warden.

On motion of Senator Jones, Senate Bill No. 679 was passed on file.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36 of an act entitled "An act to provide for and regulate primary elections and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1,

3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

Bill read third time.

On motion of Senator Carr, W. J., Senate Bill No. 415 was passed on file.

Senate Bill No. 657—An act to amend the Political Code by adding thereto a new section, to be numbered 1579½, relating to the consolidation of all elementary school districts not including certain city school districts of a county to form one county union elementary school district.

On motion of Senator Eden, Senate Bill No. 657 was passed on file.

Senate Bill No. 218—An act to amend section 1662 of the Political Code, relating to public school attendance.

In the absence of the author, Senate Bill No. 218 was passed on file.

Senate Bill No. 217—An act to add a new section to the Civil Code, to be numbered 1716, relating to the payment and enforcement of claims against municipal corporations in certain cases.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 217 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MOTION.

The hour of eleven o'clock a.m., heretofore set as the time for the Senate to resolve itself into Committee of the Whole, for the purpose of further considering the form of the proposed report of the Senate sitting as Committee of the Whole, in reference to the budget, and Senator Chamberlin's proposed amendment to the report, having arrived, the Senate, on motion of Senator Breed, further postponed the meeting of the Committee of the Whole until the hour of eleven o'clock a.m., Thursday, April 7, 1921.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 729—An act to amend sections 1, 4, 11 and 14 of an act entitled "An act to provide for local improvements upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities, such act to be known as 'The Local Improvement Act of 1901'," which became a law under constitutional provision without the Governor's approval February 26, 1901, relating to taxation for local improvements.

On motion of Senator Johnson, Senate Bill No. 729 was passed on file.

Senate Bill No. 149—An act to amend section 877 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 149 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Godsil, Harris, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 150—An act to amend section 880 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 150 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 151—An act to amend section 787 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

On motion of Senator Otis, Senate Bill No. 151 was passed on file.

Senate Bill No. 27—An act to amend section 7 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, and to add a new section to be known and numbered as 8*g*.

Bill read third time.

On motion of Senator Crowley, Senate Bill No. 27 was passed on file.

Senate Bill No. 577—An act to amend section 2982 of the Political Code, relating to the powers and duties of the State Board of Health, and the officers and employees thereof.

MOTION.

On motion of Senator Chamberlin, Senate Bill No. 577 was ordered withdrawn from the file and re-referred to Committee on Finance.

Senate Bill No. 504—An act to amend sections 2, 3, and 7 of an act entitled "An act regulating the sanitation and ventilation in or at camps where five or more persons are employed; and providing a penalty for the violation thereof," approved May 29, 1913, as amended.

On motion of Senator Inman, Senate Bill No. 504 was passed on file.

Senate Bill No. 597—An act providing for the preparation and filing by county engineers, county surveyors, flood control engineers, road

commissioners, city engineers, superintendents of streets, commissioners of public works, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the engineer for any reclamation or irrigation district within the State, or of the Debris Commission, supervising or superintending the construction or improvement of public work within the State, by day's labor or force account, of plans and specifications and estimates of costs prior to the commencement of such work and of a certificate or report showing the progress and costs of such work and providing penalties for failure to file and keep as a public record such plans, estimates of costs and certificate and report excepting therefrom emergency and maintenance work and work the cost of which is not more than ten thousand dollars.

On motion of Senator Breed, Senate Bill No. 597 was passed on file.

Senate Bill No. 169—An act to amend section 1724 of the Code of Civil Procedure, relating to the establishing of identity of heirs.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 169 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Johnson, McDonald, Osborne, Otis, Rominger, Rush, Sample, Scott, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 827—An act to amend section 1393 of the Political Code, relating to fees and rates of tuition of students of the University of California.

On motion of Senator Carr, F. M., Senate Bill No. 827 was passed on file.

Senate Bill No. 16—An act to amend section 1 of an act entitled "An act to provide for the appointment of a Board of Sutter's Fort Trustees, and for the acquisition of the Sutter's Fort property, and providing for an appropriation for the preservation, protection, and improvement of said property," approved March 7, 1891.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 16 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Dennett, Eden, Flaherty, Gates, Ingram, Johnson, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Gates, Senate Bill No. 111 was ordered withdrawn from the file and re-referred to Committee on Governmental Efficiency.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Rigdon, Senate Bill No. 165 was ordered withdrawn from Committee on Agriculture and re-referred to Committee on Finance.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 324—An act to amend section 3 and section 3*a* of an act entitled "An act to create a State Board of Accounting and prescribe its duties and powers; to provide for the examination of and issuance of certificates to qualified applicants, with the designation of certified public accountant; and to provide the grade of penalty for violations of the provisions hereof," approved March 23, 1901, as amended, relating to the State Board of Accountancy and the examination of an issuance of certificates to certain applicants.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 324 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Eden, Flaherty, Ingram, Johnson, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 397—An act providing for the generation, transmission and distribution of electric energy, creating a Hydro-electric Power Commission and defining its powers.

On motion of Senator Johnson, Senate Bill No. 397 was passed on file.

Senate Bill No. 931—An act providing that any corporation organized under the laws of the State of California furnishing to members, policy holders or beneficiaries mutual insurance upon the assessment plan, including fraternal benefit societies, may deposit with the Insurance Commissioner securities in trust for the benefit of members, policy holders and beneficiaries whenever the laws of any state of the United States, or of any country foreign to the United States, require such deposit as a prerequisite for transacting business in such other state or foreign country, said deposits to be subject to laws governing deposits of securities by standard insurance companies.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 931 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Flaherty, Gates, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 27—Relative to extending an invitation to the Interstate Commerce Commission to hold hearings in California.

In the absence of the author, Senate Joint Resolution No. 27 was passed on file.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 1, 5, 13, 15, 17, 19, 21*a*, 23, 25, 26, 28, 31, 37, 48*a*, 56*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 265—An act to amend section 628*f* of the Penal Code of the State of California, relating to the protection of fish and game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out all of line 3 following the comma; strike out all of lines 4, 5, 6 and that part of line 7 preceding the comma, and insert in lieu thereof the following: "between the fifteenth day of January and the fifteenth day of March of the same year".

Amendment adopted.

AMENDMENT NUMBER TWO.

After the comma in line 9, on page 1, insert the following: "or any red abalone (*Haliotis rufescens*).".

Amendment adopted.

AMENDMENT NUMBER THREE.

In line 5, on page 2, strike out the words "and twenty" and insert in lieu thereof "twenty and twenty "*a*"."

Amendment adopted.

AMENDMENT NUMBER FOUR.

In line 8, page 2, strike out the words "four or nineteen" and insert in lieu thereof "fifteen, sixteen, seventeen, nineteen, twenty and twenty "*a*"."

Amendment adopted.

AMENDMENT NUMBER FIVE.

Following the period at the end of line 12, page 2, insert the following: "Every person who in fish and game districts ten and eighteen in the waters lying between high water mark and a line twenty feet beyond extreme low tide line, takes more than ten abalones in any one calendar day or sells or offers for sale any abalones so taken is guilty of a misdemeanor.

Every person who in fish and game districts ten or eighteen takes or has in possession for commercial purposes any red abalones whose shells measure less than eight inches in greatest diameter is guilty of a misdemeanor."

Amendment adopted.

AMENDMENT NUMBER SIX.

Strike out all of line 17 on page 2 following the semicolon and strike out all of lines 18 and 19 and insert in lieu thereof the following: "*provided, however*, that such clams and abalones must conform to the size limits as provided in the laws of this State, and must not be brought into this State or held in possession during the closed season for clams or abalones as provided in the laws of this State, and *provided, further*, that the expense of such inspection shall be determined by the Fish and Game Commission and must be paid by the importer of such clams and abalones."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

In line 22, page 2, strike out that part of the line following the name in parenthesis; strike out all of lines 23, 24 and 25, and insert in lieu thereof the following: "whose shell shall measure less than four and three-quarter inches in greatest diameter, or who during any one calendar day, takes, gathers in any manner or has in his possession more than fifteen".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2 strike out that part of line 29 following the period, and strike out all of lines 30, 31 and 32.

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2 strike out all of line 36 and that part of line 37 preceding the semicolon, and insert in lieu thereof the following: "whose shell measures less than one and one-half inches in greatest diameter".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 2, in line 49, strike out the letter "*n*" in the word "*muttallii*" and insert in lieu thereof the letter "*n*".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class, and fixing the mileage and per diem of grand and trial jurors in such counties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 161 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Gates, Ingram, Irwin, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production;

providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

On motion of Senator Rigdon, Senate Bill No. 319 was passed on file.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Breed:

Resolved, That the following named person be and he is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite his name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount, and the Treasurer is directed to pay the same:

Anthony Pereira, Assistant Journal Clerk..... $5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Johnson, Jones, McDonald, Osborne, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 53, entitled—An act to amend section 103 of the Code of Civil Procedure, relating to salaries of city justices;

Also: Assembly Bill No. 55, entitled—An act to amend section 103½ of the Code of Civil Procedure, said amendment relating to clerks of justices' courts in cities or towns of the second and one-half, second and three-fourths and third classes, and appointments, salaries and duties of same;

Also: Assembly Bill No. 68, entitled—An act to amend section 411 of the Code of Civil Procedure, relating to service of summons;

Also: Assembly Bill No. 617, entitled—An act amending the Penal Code by amending section 928, relating to duties of the grand jury;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—17; committee vote: Ayes—7; absent—10.

JOHNSON, Acting Chairman.

Assembly Bills Nos. 53, 55, 68 and 617 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 26, entitled—An act to amend section 1881, of the Code of Civil Procedure, relating to confidential communications and the competency of witnesses;

Also: Assembly Bill No. 123, entitled—An act to amend section 21 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance, providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof, providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Assembly Bill No. 110, entitled—An act to add a new section to the Code of Civil Procedure, to be numbered 1419, relating to special administrators;

Also: Assembly Bill No. 165, entitled—An act to amend section 1492 of the Code of Civil Procedure, relating to recording decree of notice to creditors;

Also: Assembly Bill No. 114, entitled—An act to amend sections 4190, 4198, 4201 and 4202 of the Political Code, relating to law libraries;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—10. JOHNSON, Acting Chairman.

Assembly Bills Nos. 26, 123, 110, 165 and 114 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 567, entitled—An act to amend section 672 of the Code of Civil Procedure, relating to the docket to be kept by the clerk;

Also: Assembly Bill No. 570, entitled—An act amending the Code of Civil Procedure by amending section 274a thereof, relating to the transcription of testimony in superior courts;

Also: Assembly Bill No. 641, entitled—An act authorizing the preparation and adoption as an official map of the plat of any piece or parcel of land which has not been subdivided and platted;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7, absent—10. JOHNSON, Acting Chairman.

Assembly Bills Nos. 567, 570 and 641 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 97, entitled—An act to amend section 416 of the Code of Civil Procedure, relating to the time and manner of acquiring jurisdiction by the court in civil actions and proceedings;

Also: Assembly Bill No. 89, entitled—An act to amend section 542a of the Code of Civil Procedure, relating to attachment liens;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—10. JOHNSON, Acting Chairman.

Assembly Bills Nos. 97 and 89 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 541—An act to amend the Code of Civil Procedure by amending section 688 thereof, has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—7; absent—10.

JOHNSON, Acting Chairman.

Assembly Bill No. 541 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 966, entitled—An act to amend section 4 of an act entitled "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded, and prohibiting

the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended, by providing that the governing body of the city, city and county, or county, may require either the dedication of conveyance to the political subdivision of a right-of-way for storm drain purposes where the tract of land shown upon the map is traversed by a natural water course or channel;

Also: Senate Bill No. 435, entitled—An act to add a new section to be numbered section 19*x* 6 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers. Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—7; absent—10. Same vote on all bills.

JOHNSON, Acting Chairman.

Senate Bills Nos. 666 and 435 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 977—An act to add a new section to be numbered section 19*x* 17 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Committee membership—11; committee vote: Ayes—6; absent—5;

Also: Assembly Bill No. 540—An act providing for the creation of revolving funds in the counties of the State;

Committee vote: Ayes—4; noes—2; absent—5;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

JOHNSON, Acting Chairman.

Assembly Bills Nos. 977 and 540 ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

SENATE CHAMBER, SACRAMENTO, April 5, 1921.

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to section 1¼ of the constitution of the State of California, relating to exemption from taxation all veterans of the Army, Navy or Marine Corps, and Revenue Marine Service of the United States in time of war—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—9; committee vote: Ayes—8; absent—1.

SAMPLE, Chairman.

Assembly Constitutional Amendment No. 24 ordered on file.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until twelve o'clock and forty minutes p.m.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 13—A resolution proposing to the people of the State of California, an amendment to article XI of the constitution of the State, by adding a new section thereto, to be known as section 7½ of said article XI, relating to the annexation or consolidation of municipalities—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be adopted, as amended.

Committee vote: Ayes—8; absent—1.

SAMPLE, Chairman.

Senate Constitutional Amendment No. 13 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article XIII thereof a new section, to be numbered 12½, relative to revenue and taxation—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be adopted, as amended.

Committee vote: Ayes—5; noes—2; absent—2.

SAMPLE, Chairman.

Senate Constitutional Amendment No. 31 ordered on file.

ON ELECTIONS.

SENATE CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: Your Committee on Elections, to which was referred Senate Bill No. 56—An act to regulate the method of voting for and electing candidates for judicial offices at primary and general elections by giving each office a designating number for the purposes of elections where two or more persons are to be elected to the same judicial office for the same term at the same election—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—11.

SLATER, Chairman.

Senate Bill No. 56 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Elections, to which was referred Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts consistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—11.

SLATER, Chairman.

Senate Bill No. 807 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 1120—An act to add a new section to the Political Code to be numbered 4041c, providing for the acquisition and operation of works for the furnishing of materials and supplies used by counties, cities and districts;

Also: Assembly Bill No. 643—An act amending the Political Code by amending section 4057 thereof, relating to passage of ordinances by boards of supervisors;

Also: Assembly Bill No. 196—An act to add a new section to the Political Code, to be numbered 4229a, relating to the performance of irrigation drainage, water,

lighting, sanitary, flood control or other special district functions by county officers and payment to the county of the cost thereof;

Also: Assembly Bill No. 562—An act to define a portion of the southern boundary of the State of California;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bills Nos. 1120, 643, 196 and 562 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 254—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors, approved May 22, 1919—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—6; absent—5. DUNCAN, Chairman.

Senate Bill No. 254 ordered on file for second reading.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Hart:

SENATE CHAMBER, SACRAMENTO, April 1, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act regulating the establishment and operation of farms, plants and works for the treatment and disposal of sewage, authorizing the State Board of Health to locate such farms, plants and works, and route of sewage thereto, granting certain rights in public highways, preventing interference by municipalities, and limiting and providing for remedies of persons damaged by the location of such farms, works and plants.

Request referred to Committee on Rules.

RECESS.

At twelve o'clock and forty minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 801—An act to amend section 628 of the Penal Code, relating to the protection and preservation of fish, and forbidding the shipment of dried shrimp out of the State, and to repeal section 628*a* of the Penal Code, relating to abalones.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out the title and insert in lieu thereof the following: "An act to amend section 628 of the Penal Code, relating to the protection of shrimp, spiny lobster and crab."

Amendment adopted.

AMENDMENT NUMBER TWO.

After the enacting clause strike out all of page 1 and insert in lieu thereof the following:

"SECTION 1. Section 628 of the Penal Code is hereby amended to read as follows:

628. (*a*) Every person who dries any shrimp or shrimps caught or taken in the waters of this State other than unmarketable shrimps caught or taken in fish and game district No. 13, shall be guilty of a misdemeanor. Every person who, between the first day of March and the fourteenth day of October inclusive of any year, takes, catches, kills, has in possession, buys, sells or offers for sale any spiny lobster (*Panulirus interruptus*), or who at any time takes, catches, kills, has in possession, buys, sells, or offers for sale any spiny lobster (*Panulirus interruptus*), of less than ten and one-half inches or more than sixteen inches in length, measured from one extremity to the other and exclusive of legs, claws or feelers, shall be guilty of a misdemeanor. Every person who, at any time, takes, catches, kills, has in his possession, buys, sells, or offers for sale any crab (*Cancer magister*), of less than seven inches in breadth, measured straight across the back from point to point, or any female crab (*Cancer magister*), or who, between the thirty-first day of July and the fourteenth day of November, inclusive, of any year, takes, catches, kills, has in possession, buys, sells or offers for sale any crab (*Cancer magister*), shall be guilty of a misdemeanor; *provided*, that crabs from without the State may be imported into the State for sale at any time; *provided*, such crabs are duly inspected and tagged according to the rules and regulations to be prescribed by the Fish and Game Commission. The cost of such inspection and tagging must be borne by the person or persons importing such crabs. Any person who shall at any time, pickle, can, or otherwise preserve any spiny lobster (*Panulirus interruptus*) or crab (*Cancer magister*), or who shall at any time sell any spiny lobster (*Panulirus interruptus*) or crab (*Cancer magister*) meat not in the shell of any such spiny lobster (*Panulirus interruptus*) or crab (*Cancer magister*), or who shall bring to shore any part or portion of any spiny lobster (*Panulirus interruptus*) or crab (*Cancer magister*) without the remaining portions of such spiny lobster (*Panulirus interruptus*) or crab (*Cancer magister*) in such condition that the size of such spiny lobster (*Panulirus interruptus*) or crab (*Cancer magister*) cannot be measured, shall be guilty of a misdemeanor.

(*b*) Every person who ships or offers for shipment or transportation any species of crab taken in fish and game districts five, six, seven, seven A, eight and nine, is guilty of a misdemeanor.

(*c*) None of the provisions of this act shall apply to spiny lobster caught or taken without the waters of this State, when said spiny lobsters are caught in waters lying south for a distance of ten miles from the international boundary line between the United States and Mexico, extended westerly in the Pacific Ocean, and bearing after inspection such evidence of having been so caught or taken as may be hereafter prescribed by the Fish and Game Commission; *and be it provided*, that all the expenses of such inspection shall be borne by the importer of such spiny lobster; *and be it provided, further*, that all spiny lobster imported into this State shall be of the size prescribed in this section."

Amendment adopted.

AMENDMENT NUMBER THREE.

Strike out all of page 2 beginning with the figure "1" down to and including the period in line 42.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 853—An act to amend section 1 of an act entitled "An act to divide the State of California into fish and game districts, and to repeal an act entitled 'An act to divide the State of California into fish and game districts, and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith.'

approved May 19, 1915," approved May 28, 1917, approved July 22, 1919, as amended, and to add a new section, to be numbered 15½.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 854—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1282—An act to amend section 190 of the Penal Code, relating to punishment for murder.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1260—An act to add a new section to be known as 9*a* 30, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 171—An act to add a new section, to be numbered section 19*c* 23, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1309—An act to add a new section, to be numbered section 19*c* 18, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an

act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 649—An act to amend section 4273 of the Political Code, relating to the compensation of officers of counties of the forty-fourth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 918—An act to amend section 4233 of the Political Code, relating to counties of the fourth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 744—An act to amend section 4274 of the Political Code, relating to salaries and fees of officers in counties of the forty-fifth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 749—An act to add a new section, to be numbered section 19*c* 45, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1216—An act to amend section 4252 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-third class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 644—An act to add two new sections, to be numbered 19*c* 44, and 19*c* 56, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing

the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 838—An act to add a new section, to be numbered section 19*c* 11, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 817—An act to add a new section to be known as 9*a* 10 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 818—An act to add a new section, to be numbered section 19*c* 10, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 450—An act to amend sections 354, 1487, 1488, 1489, 1494, 1495, 1503, and 1507 of the Political Code, relating to the State normal schools or teachers' colleges, and to repeal sections 1497, 1501, and 1502 of the Political Code.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 680—An act to add a new section to be known as 9*a* 6 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, and ordered on file for third reading.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Dennett moved to reconsider the vote whereby Senate Bill No. 656 was passed.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Dennett, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 656 was passed was continued until the next legislative day.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Scott, in behalf of the Committee on Military Affairs:

WHEREAS, The United States of America has always been a peaceful nation, devoting its attention and activities to peaceful pursuits, but always on the alert to uphold the honor of the Flag and the dignity of the Nation; and

WHEREAS, Upon the sixth day of April, 1917, as a result of the ruthless sinking of American ships by the submarines of a despotic warlike nation, and the destroying of the precious lives of many innocent American citizens, it became absolutely necessary for the United States to declare war upon Germany; and

WHEREAS, Immediately upon the declaration of war, the entire nation as one man rallied to the colors and by reason of the splendid fighting qualities of our American youth, backed by all the great resources of this country, furnished to the tired, war-worn Allies the support that turned the tide of battle in favor of their cause, and within a short time brought to a close a conflict which had threatened the freedom of the world; therefore, be it

Resolved, That the Senate of the State of California, thoroughly appreciating the patriotic devotion of all its people during those trying war times, and in consideration of the future welfare of the Republic, when it adjourn upon this, the fourth anniversary of our declaration of war upon Germany, do so in honor of the troops and the people who in the final analysis furnished the force that made the world safe for democracy.

Resolution read, and on motion of Senator Scott, adopted.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Harris, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 313 was refused passage was continued until the next legislative day.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 980—An act to amend section 1 of an act entitled "An act authorizing the investment and reinvestment and disposition

of any surplus moneys in the treasury of any county, city and county or incorporated city or town," approved April 23, 1913.

On motion of Senator Dennett, Assembly Bill No. 980 was passed on file.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Constitutional Amendment No. 32—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section to article IX thereof, to be known as section 6½, relating to the payment of bonds of school districts.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 32 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 32 ordered transmitted to the Assembly.

SENATOR DUNCAN IN THE CHAIR.

At three o'clock and forty-five minutes p.m., Senator Duncan of the sixth district was called to the chair.

Senate Joint Resolution No. 14—Relative to the memorializing and petitioning the President of the United States and Congress to establish by proper legislation a bureau or department of publicity.

Resolved by the Senate and Assembly of the State of California, as follows, to wit: that

WHEREAS, The subject of "selling America to Americans," and the establishment of a department of publicity for the purpose of properly advertising America is an important matter in these days of extensive advertising directing the attention of Americans to Europe and points outside of the United States; be it

Resolved, That we, the members of the Legislature of the State of California, petition the President of the United States and Congress to enact legislation, and to use their utmost endeavors for the immediate passage of laws for the—

1. Establishment of a bureau of publicity under the direction of the Department of the Interior for our forty-eight states and territories to encourage travel in America and to educate people to travel in America by carrying on and conducting a publicity campaign by advertising in this and other countries the scenic wonders, climate, highways, resources, lakes, rivers, inland waterways, places of historic interest, national parks, national forests, national monuments, ice caves, overland and other cross country trails and Indian mounds.

2. Establishment of numerous automobile highways from the Atlantic to the Pacific and from the Gulf to the Great Lakes and also paved highways from national parks to national parks, with government appropriation for the development of these highways.

Resolved, That the secretary of the Senate be and she is hereby directed to forward copies of this resolution to the President of the Senate of the United States and the Speaker of the House of Representatives and to each of California's Senators and Representatives in Congress.

Senate joint resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 14 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson,

Lyon, McDonald, Nelson, Otis, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—27.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 14 ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Sample gave notice that on the next legislative day he would move to reconsider the vote by which Senate Joint Resolution No. 14 was adopted.

Senate Constitutional Amendment No. 23—A resolution to propose to the people of the State of California an amendment to the constitution of the State amending section 19 of article VI of said constitution, relating to the charging of juries by judges.

In the absence of the author, Senate Constitutional Amendment No. 23 was passed on file.

Senate Constitutional Amendment No. 22—A resolution to propose to the people of the State of California an amendment to article I section 7 of the constitution, relating to trial by jury.

In the absence of the author, Senate Constitutional Amendment No. 22 was passed on file.

Senate Bill No. 183—An act to amend section 1526 and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property.

In the absence of the author, Senate Bill No. 183 was passed on file.

Senate Bill No. 188—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property.

In the absence of the author, Senate Bill No. 188 was passed on file.

Senate Bill No. 713—An act to provide for the more general observance of Sunday as a day of rest.

Bill read third time.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Dennett moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—27.

The Secretary announced the absentees.

Time, three o'clock and twenty minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 272—An act to amend section 19*f* of the Juvenile Court Law, approved June 5, 1915;

Also: Senate Bill No. 127—An act to amend section 1249 of the Political Code, relating to the compensation of officers in counties of the twentieth class;

Also: Senate Bill No. 723—An act to provide for the safety and protection of railroad employees by prohibiting railroads from requiring employees to ride on top of moving freight cars except in certain cases; and prescribing penalties for violation of the provisions hereof;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 97—An act providing adjusted compensation for persons who served their country during the late war, providing for the issuance and sale of State bonds to create a fund for the purpose of carrying out the provisions hereof, providing for the payment of said bonds and for the submission of this act to a vote of the people;

Also: Senate Bill No. 137—An act to amend section 738 of the Code of Civil Procedure, relating to actions to quiet title to real and personal property;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At three o'clock and twenty-five minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Dennett.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 713 finally refused passage by the following vote:

AYES—Senators Anderson, Burnett, Canepa, Crowley, Dennett, Duncan, Flaherty, Godsil, McDonald, and Scott—10.

NOES—Senators Allen, Arbuckle, Boggs, Carr, W. J., Eden, Gates, Harris, Hart, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, and Slater—19.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 784—An act providing for the organization and regulation of reciprocal interinsurance exchanges, to be known as the "Reciprocal Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee, approved December 24, 1911,' approved May 26, 1917," as amended.

On motion of Senator Burnett, Senate Bill No. 784 was passed on file.

AMENDMENT NUMBER THREE

On page 6 of the printed bill, in line 19, after the word "education" strike out the period and insert in lieu thereof a comma and the words "or a credential issued by the State Board of Education recommending the holder to receive an elementary certificate."

AMENDMENT NUMBER FOUR.

Between lines 37 and 38 on page 6 of the printed bill insert the following: "(e) A temporary health and development certificate, or an attendance officer certificate, or junior high school certificate, may be issued on credentials granted by the State Board of Education recommending the holder to receive such certificate."

AMENDMENT NUMBER FIVE.

In line 38, on page 6, of the printed bill, before the words "A temporary" insert the letter "(f)".

AMENDMENT NUMBER SIX.

On page 8 of the printed bill, in line 36, after the period insert the following: "Any required amount of money so received may be used to provide suitable housing quarters for the teacher or teachers and to meet the necessary expenses of erecting, equipping and caring for the school property; and also for the purpose of purchasing food or clothing or both for pupils in cases of absolute necessity and want."

AMENDMENT NUMBER SEVEN.

On page 12 of the printed bill insert after line 53 the words: "maintained during the school year in which it was organized."

AMENDMENT NUMBER EIGHT.

On page 13 of the printed bill strike out all of line 53 beginning with the word "maintained."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 310, with instructions to amend, respectfully reports the same back, amended as per instructions.

JONES, Special Committee.

Report read, and on motion of Senator Sharkey, adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

In the absence of the author, Senate Bill No. 832 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

In the absence of the author, Senate Bill No. 835 was passed on file.

Senate Bill No. 35—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property.

On motion of Senator Lyon, Senate Bill No. 35 was passed on file.

Senate Bill No. 239—An act to add a new section to the Civil Code, to be numbered 196*b*, relating to the liability of a parent for the negligence or wrongful act of his minor child.

On motion of Senator Eden, Senate Bill No. 239 was ordered withdrawn from the file, and re-referred to Committee on Judiciary.

Senate Bill No. 203—An act to amend section 2322*d* of the Political Code, relating to horticulture.

Bill read third time.

motion to refer bill to select committee as read

During third reading of the bill, Senator Jones moved, seconded by Senator Smith, the bill be referred to a Select Committee of five, to consist as follows:

amendment proposed and

On page 1, line 5 of the printed bill as amended [June 12, 2021], after the word "Road" and [word] in the [word] the words "Drive and Way".

Question resolved

motion to refer committee of the

Senator [illegible], Wednesday, June 9, 2021.

Mr. Chairman, I give notice [illegible] of this [illegible] Public Bill [illegible] with amendments to amend, [illegible] before the [word] reported to the [illegible].

[illegible] Senate [illegible].

Report read, and on motion of Senator Jones, adopted.

Bill ordered to [illegible] and [illegible].

motion to refer to select committee as read

During third reading of the bill, Senator Charles moved, seconded by Senator [illegible], as a Select Committee of five, to consist as follows:

amendment proposed and

On page 1, line 10, of the printed bill after the words [illegible] the words [illegible] and [illegible] the [illegible] and [illegible] of the [illegible] but the [illegible] of the Bill, [illegible] to [illegible] on the question [illegible].

[illegible] bill read [illegible]

A roll call was demanded by Senators [illegible], Parker and Jackson, on the motion to refer [illegible] Bill [illegible] to Senator [illegible] as a Special Committee of five to consist.

roll on the motion.

The roll was called.

During the announcement of the vote, Senator Charles moved a call of the House.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

[illegible] [illegible] [illegible] [

control districts in this State; for the acquisition of property thereby; for the calling of elections in such districts; for the assessment, levying, collection, custody and disbursement of taxes therein; and for purposes incidental to the main purposes of this act.

Bill read third time.

On motion of Senator Boggs, Senate Bill No. 957 was passed on file.

NOTICE OF MOTION TO RECONSIDER.

Senator Dennett gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 149 was passed.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator McDonald, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 185 was passed was continued until the next legislative day.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator McDonald:

SENATE CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to add a new section to the Penal Code to be numbered section 402*f* defining pillows; regulating the making, remaking and sale thereof; requiring that materials used therein shall be accurately described, and prescribing the manner in which pillows shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act.

Request referred to Committee on Rules.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At four o'clock and twenty minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Sharkey.

The Secretary was directed to call the roll, on the motion to refer, of the Senators who had not answered to their names.

The roll was called, and the motion to refer Senate Bill No. 203 to Senator Dennett as a Special Committee of One to amend finally lost by the following vote:

AYES—Senators Canepa, Carr, F. M., Crowley, Dennett, Flaherty, Godsil, Ingram, Lyon, McDonald, Otis, Purkitt, Sample, and Sharkey—13.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Duncan, Eden, Harris, Johnson, Jones, Nelson, Osborne, Rigdon, Scott, and Slater—15.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 622—An act to amend section 2322*d* of the Political Code, relating to the

salaries of horticultural commissioner, deputy and inspectors- has had the same under consideration, and respectfully reports the same back without recommendation.
Committee membership—9; committee vote: Ayes—6; absent—3.

RIGDON, Chairman.

Senate Bill No. 622 ordered on file for second reading.

ADJOURNMENT.

At four o'clock and twenty-five minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned in honor of the troops and the people who in the final analysis furnished the force that made the world safe for democracy.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Thursday, April 7, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Edin, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—39.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, April 6, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Inman, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Buron R. Fitts of Los Angeles, Commander Department of California, American Legion.

On request of Senator King, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Judge R. B. Goodcell of San Bernardino.

On request of Senator Canepa, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. and Mrs. George Mendaro of San Francisco.

On request of Senator Boggs, the privilege of the floor of the Senate Chamber for the day was unanimously extended to J. G. Iliff, teacher

of economics; Georgia Del McCoy, teacher of history, and one hundred and fourteen students from the Stockton High School.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 6, 1921, adopted Senate Joint Resolution No. 24—Relative to the protection of the almond industry.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Senate Joint Resolution No. 24 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 6, 1921, passed the following:

Assembly Bill No. 41—An act concerning the registration, numbering, and use of air craft, and the licensing of operators thereof;

Also: Assembly Bill No. 77—An act to amend section 1469 of the Code of Civil Procedure, relating to administration of estate not exceeding one thousand five hundred dollars in value;

Also: Assembly Bill No. 122—An act transferring the sum of one hundred thousand dollars, heretofore appropriated by an act approved May 26, 1913, to the use of the "State Compensation Insurance Fund," from said "State Compensation Insurance Fund" to the general fund of the State;

Also: Assembly Bill No. 163—An act to amend section 28 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended;

Also: Assembly Bill No. 178—An act to repeal section 650½ of the Penal Code, and to add thereto a new section, to be numbered 650½, relating to wilful and wrongful acts seriously injuring the person or property of another; seriously disturbing or endangering the public peace; outraging public decency; using another's name for accomplishing lewd or licentious purposes, whether accomplished or not; affecting, or having a tendency to affect the moral character of the person whose name is used, and to personifying another or causing or procuring others to identify or give assurance that a person is some one else for the accomplishment of lewd or licentious purposes, whether accomplished or not, and providing a penalty for the violations hereof;

Also: Assembly Bill No. 216—An act to provide for suitable sanitary conditions in foundries and metal shops, and providing penalties for the violation thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 41 read first time, and referred to Committee on Roads and Highways.

Assembly Bills Nos. 77, 122 and 178 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 163 read first time, and referred to Committee on Irrigation.

Assembly Bill No. 216 read first time, and referred to Committee on Public Health and Quarantine.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 6, 1921, passed the following:

Assembly Bill No. 230—An act relating to franchises, prescribing the terms and conditions upon which the same may be obtained and held by public utilities, and repealing conflicting acts;

Also: Assembly Bill No. 231—An act to amend section 50 of the "Public Utilities Act," approved April 23, 1915, relating to the regulation of public utilities by the Railroad Commission of the State of California;

Also: Assembly Bill No. 323—An act to amend section 1304 of the Civil Code, relating to bequests or devises of property in wills;

Also: Assembly Bill No. 380—An act to amend section 2319*f* and section 2319*j* of the Political Code, relating to issuance by the Director of Agriculture of licenses to sell nursery stock;

Also: Assembly Bill No. 443—An act to amend section 402 of the Penal Code, relating to sale or exposure of animals having glanders, farcy, tuberculosis and prescribing penalties for violation of the provision hereof;

Also: Assembly Bill No. 462—An act to amend section 601 of the Code of Civil Procedure, relating to challenge of jurors;

Also: Assembly Bill No. 469—An act to amend section 6 of "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California; providing penalties for the violation hereof," approved May 21, 1915;

Also: Assembly Bill No. 491—An act to provide for the establishment of classes for training in citizenship for applicants who have filed their declarations of intentions to become citizens of the United States and for other persons, describing such instruction.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 230 and 231 read first time, and referred to Committee on Public Utilities.

Assembly Bills Nos. 323 and 462 read first time, and referred to Committee on Judiciary.

Assembly Bills Nos. 380 and 443 read first time, and referred to Committee on Agriculture.

Assembly Bill No. 491 read first time, and referred to Committee on Education.

Assembly Bill No. 469 read first time, and referred to Committee on Public Health and Quarantine.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 6, 1921, passed the following:

Assembly Bill No. 536—An act to authorize counties to cooperate with the Secretary of Agriculture of the United States for the survey, construction and maintenance of roads and trails, and to pay part of the expenses thereof, pursuant to the provisions of section 8 of the act of Congress approved July 11, 1916, entitled "An act to provide that the United States shall aid the states in the construction of rural post roads and for other purposes;"

Also: Assembly Bill No. 601—An act to regulate the moving of certain boxes, baskets and other receptacles used in mills, workshops, packing, canning and other mercantile establishments where women are employed; and providing penalties for its violation;

Also: Assembly Bill No. 728—An act to prohibit the use or display of the genuine label, trade mark, insignia, seal, device, or form of advertisement of any association or labor organization in any manner not authorized by the by-laws of such association or labor organization; and providing a penalty for its violation;

Also: Assembly Bill No. 755—An act to provide for the organization, incorporation, and government of municipal utility districts, authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and collect taxes to pay the principal and interest thereon;

Also: Assembly Bill No. 874—An act to amend section 23 of an act entitled "An act to provide for work upon streets, avenues, lanes, alleys, courts, places and sidewalks, within municipalities, and upon property and rights of way owned by municipalities and for establishing and changing the grades of such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to the relative priority of special assessment liens;

Also: Assembly Bill No. 941—An act to repeal section 1171 of the Civil Code, relating to recordation of grants and mortgages.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 536 read first time, and referred to Committee on Roads and Highways.

Assembly Bills Nos. 601 and 728 read first time, and referred to Committee on Labor and Capital.

Assembly Bills Nos. 755 and 874 read first time, and referred to Committee on Municipal Corporations.

Assembly Bill No. 941 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 6, 1921, passed the following:

Assembly Bill No. 974—An act to amend the title of and to revise an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes and alleys not within the territory of incorporated cities or towns; for the incidental establishment of grades thereof; for the construction therein or thereon of sidewalks, sewers, manholes, bridges, cesspools, gutters, tunnels, curbing and crosswalks, for the issue of bonds representing the costs and expenses thereof, for a special fund derived in part from the county road fund and in part by special assessment upon a district, and for the establishment of such districts," approved March 21, 1907, as amended, and to include therein provision for the doing of work adjacent to said public roads, streets, avenues, boulevards, lanes and alleys which is incidental to the work thereon;

Also: Assembly Bill No. 983—An act to amend section 1612 of the Political Code, relating to letting of contracts;

Also: Assembly Bill No. 991—An act to amend the title and to amend sections 8, 9, 11, 12, 15, 18 and 23 and to repeal sections 13, 14, 16, 16a, 16b, 16c, 17, 19, 21, 22, 25 and 27 of an act entitled "An act to establish a school for the discipline, education, employment, reformation and protection of juvenile delinquents in the State of California, to be known as 'The Whittier State School,'" approved March 11, 1889, as amended, and to add new sections thereto to be numbered 7a, 20a and 32;

Also: Assembly Bill No. 1005—An act to amend section 7 of the Civil Code, relating to holidays;

Also: Assembly Bill No. 1006—An act to amend section 10 of the Code of Civil Procedure, relating to holidays;

Also: Assembly Bill No. 1013—An act to amend section 995 of the Code of Civil Procedure, relating to executions and proceedings supplementary thereto.

JEROME B. KAVANAUGH, Chief Clerk
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 974 read first time, and referred to Committee on Municipal Corporations.

Assembly Bills Nos. 983, 1005, 1006 and 1013 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 991 read first time, and referred to Committee on Education.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 6, 1921, passed the following:

Assembly Bill No. 1028—An act to amend an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including a minimum wage; providing for an appropriation therefor and fixing a penalty for violation of this act," approved May 26, 1913, as amended by adding thereto a new section to be numbered 11a, establishing minimum wages for student nurses;

Also: Assembly Bill No. 1104—An act to amend section 56 of the Civil Code, relating to the capability of minors to contract marriage;

Also: Assembly Bill No. 1116—An act to provide for the organization and government of transportation districts and to provide for the acquisition or construction and maintenance thereby of roads, railroads, pipe lines and other transportation facilities;

Also: Assembly Bill No. 1204—An act to provide for the regulation of the sale of cold storage meat imported into the United States; authorizing the State Department of Agriculture to prescribe rules and regulations for the enforcement of this act, and providing penalties for the violation thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 1028 and 1204 read first time, and referred to Committee on Public Health and Quarantine.

Assembly Bill No. 1104 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 1116 read first time, and referred to Committee on Mines and Mining.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 4, 1921, passed Assembly Bill No. 1092—An act to amend section 626*f* of the Penal Code, relating to the protection of game.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 1092 read first time, and referred to Committee on Fish and Game.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Breed:

Resolved, That the following named persons, as specified below, are entitled to the compensation set opposite their respective names, and the Controller be and he is hereby ordered and directed to draw his warrant from the appropriation "pay of officers and clerks of Senate" for said respective amounts, in favor of said persons, and the Treasurer is hereby directed to pay the same:

Harry Lill, Assistant Sergeant-at-Arms, 3 days to wit, February 25, 26, 27, 1921, at $5.00	$15 00
P. Dugan, Assistant Sergeant-at-Arms, 3 days to wit, February 25, 26, 27, 1921, at $5.00	15 00
Hilda Hayes, Stenographer, 1 day to wit, April 4, 1921, at $5.00	5 00
Mrs. J. C. DeHay, Stenographer, 1 day to wit, April 4, 1921, at $5.00	5 00

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Duncan, Eden, Gates, Godsil, Hart, Ingram, Inman, Irwin, Jones, King, McDonald, Nelson, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—26.

NOES—None.

ASSISTANT SECRETARY G. MELVIN WARREN AT THE DESK.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 56—An act to regulate the method of voting for and electing candidates for judicial offices at primary and general elections by giving each office a designating number for the purposes of elections where two or more persons are to be elected to the same judicial office for the same term at the same election.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county

central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts consistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1 line 17, of the bill, after the word "votes" insert the following: "at a primary election as the candidate for the nomination of a political party for an office shall be the candidate of that party for such office, and his name as such candidate shall be placed on the official ballot voted at the ensuing election: *provided*, he has paid the filing fee as required by section seven of this act, *and, provided, further*, that no candidate for a nomination for other than a judicial, school, county, township or municipal office who fails to receive the highest number of votes for the nomination of the political party with which he was affiliated thirty-five days before the date of the primary election, as ascertained by the Secretary of State from the affidavit of registration of such candidate in the office of the county clerk of the county in which such candidate resides, shall be entitled to be the candidate of any other political party.

In the case of a judicial, school, county, township, or municipal office, the candidates equal in number to twice the number to be elected to such office, or less, if the total number of candidates is less than twice the number of offices to be filled, who receive the highest number of the votes cast on all the ballots of all the voters participating in the primary election for nomination to such office, shall be the candidates for such office at the ensuing election, and their names as such candidates shall be placed on the official ballot voted at the ensuing election: *provided, however*, that in case there is but one person to be elected at the November election to any judicial, school, county, or township office, any candidate who receives at the September primary election a majority of the total number of votes cast for all the candidates for such office shall be the only candidate for such office whose name shall be printed on the ballot at the ensuing election: *and provided, further*, that in case there are two or more persons to be elected at the November election to any judicial, school, county, or township office, and in case any candidate for such office receive at the September primary election the votes of a majority of all the voters participating in the primary election in the State or political subdivision in which said office is voted upon, such candidates being herein designated as "majority candidates," said "majority candidates" shall, if their number is equal to the number of persons to be elected to such office, be the only candidates for such office whose names shall be printed on the ballot at the ensuing November election; or, if the number of such "majority candidates" is greater than the number of persons to be elected to such office, then the names of such "majority candidates" receiving the highest number of votes, and equal in number to the number of persons to be elected to such office, shall be the only candidates for such office whose names shall be printed on the ballot at the ensuing November election; or, if the number of such "majority candidates" falls short of the number of persons to be elected to such office, then the names of such "majority candidates," if any, shall be printed on the ballot at the ensuing November election in a group (such group being herein designated as "majority group"), said group on the ballot being preceded by the designation of the office and the words "vote for _____", the blank being filled by a number equal to the number of names in such "majority group"; and in addition to the "majority group" there shall be printed on the ballot in a separate group, and separated from such "majority group", such number of additional names only of such other candidates receiving the next highest number of votes for nomination to such office as may equal twice the number of persons to be elected to such office less twice the number of names in the "majority group" (or a smaller number if the list of said other candidates be exhausted), such group to be preceded by the designation of the office and the words "vote for _____", the blank being filled by a number equal to the number of persons to be elected to such office, less the number of names in the "majority group." In case of a tie vote, the names of all candidates receiving the same number of votes shall appear on the ballot in that group which would have contained any one of them had no tie occurred, whether or not the inclusion of such candidates in any group would cause such group to contain more names than hereinabove provided; and this provision as to tie votes shall, in all cases where two or more persons are to be elected to any office, be applied in lieu of the provisions of section 26 of the Direct Primary Law.

Of the candidates for election to membership in the county central committee, the candidates equal in number to the number to be elected receiving the highest number of votes in their supervisorial district or assembly district, as the case may be in accordance with the provisions of subdivision 5 of section 24 of this act, shall be declared elected as the representatives of their district to membership in such committee. It shall be the duty of the officers charged with the canvass of the returns of any primary election in any county, city and county or municipality to cause to be issued official certificates of nomination to such party candidates as have received the highest number of votes as the candidates for the nomination of such party for any offices to be voted for wholly within such county, city and county, or municipality, and cause to be issued to each delegate elected to the State convention from a holdover senatorial district wholly within one county or city and county and to each member of a county central committee a certificate of his election, said certificates of nomination or election, as the case may be, to be issued immediately upon the completion of the canvass as to such party offices as provided in section 22 of this act; and to cause to be issued official certificates of nomination to such candidates for judicial, school, county, township or municipal offices voted for wholly within one county or city or county as may be entitled to nomination under the provisions of this section. It shall be the duty of the Secretary of State to issue official certificates of nomination to candidates nominated under the provisions of this act for all officers voted for in more than one county or city and county; and to issue a certificate of election to each delegate elected to the State convention from a holdover senatorial district comprising more than one county or city and county; and to issue certificates of election to all persons elected at the May presidential primary election as delegates to their respective national party conventions.

Not less than thirty days before the November election the Secretary of State shall certify to the county clerks or registrars of voters of each county and city and county within the State, the name of every person entitled to receive votes within such county or city and county at said November election who has received the nomination as a candidate for public office under and pursuant to the provisions of this act, and whose nomination is evidenced by the compilation and statement required to be made by said Secretary of State and filed in his office, as provided in section 22 of this act. Such certificates shall in addition to the names of such nominees respectively, also show separately and respectively for each nominee the name of the political party or organization which has nominated such person if any and the designation of the public office for which he is so nominated.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 254—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors, approved May 22, 1919.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 622—An act to amend section 2322*d* of the Political Code, relating to the salaries of Horticultural Commissioner, deputy and inspectors.

Bill read second time, ordered engrossed, and on file for third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 97—An act providing adjusted compensation for persons who served their country during the late war, providing for the issuance and sale of State bonds to create a fund for the purpose of carrying out the provisions hereof, providing for the payment of said bonds and for the submission of this act to a vote of the people.

On motion of Senator Scott, Senate Bill No. 97 was passed on file.

SENATE JOINT RESOLUTION No. 27.

Relative to extending an invitation to the Interstate Commerce Commission to hold hearings in California.

WHEREAS, Many producers of agricultural and horticultural products in California find themselves at this time in a deplorable financial condition because of the

excessive freight rates between points of production in California and marketing points east of the Rocky Mountains; and

WHEREAS, The condition resulting from the imposition of present freight tariffs is likewise serious in its results to the carriers of freight because of the fact that fruit and vegetables in large quantities are not shipped but are allowed to go to waste; and

WHEREAS, As a natural consequence the embarrassment of would be shippers and of transportation lines leads to serious economic distress among the people in general who are denied the opportunity to purchase such agricultural and horticultural products at reasonable prices, and the cost of living is materially augmented by failure to ship and to market; and

WHEREAS, In at least one other state in the Union the Interstate Commerce Commission, which is the national rate determining body, has ordered a hearing or a conference to be held within said State in the hope of speedily remedying the existing condition by an adjustment of freight rates, such hearing following upon a request for the same by the Legislature of said State; now, therefore, be it

Resolved by the Senate and the Assembly of California, jointly, That the Legislature of this State extend to the Interstate Commerce Commission an invitation to hold hearings or conferences in California on the question above outlined; that we urge the earliest possible date for the opening of such hearings to the end that any relief possible may be speedily employed and that we suggest to said Interstate Commerce Commission the advisability of hearings in both Los Angeles and San Francisco; and be it further

Resolved, That the Secretary of the Senate and the Chief Clerk of the Assembly are hereby directed to forward a copy of this resolution by telegraph to the Interstate Commerce Commission at its office in Washington, D. C.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 27 adopted by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, E. M., Chamberlin, Duncan, Eden, Gates, Godsil, Hart, Ingram, Irwin, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, and Slater—24.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 27 ordered transmitted to the Assembly.

Senate Bill No. 723—An act to provide for the safety and protection of railroad employees by prohibiting railroads from requiring employees to ride on top of moving freight cars except in certain cases; and prescribing penalties for violation of the provisions hereof.

On motion of Senator Sharkey, Senate Bill No. 723 was passed on file.

Senate Bill No. 127—An act to amend section 4249 of the Political Code, relating to the compensation of officers in counties of the twentieth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 127 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, E. M., Chamberlin, Duncan, Eden, Gates, Godsil, Hart, Ingram, Irwin, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 784—An act providing for the organization and regulation of reciprocal interinsurance exchanges, to be known as the "Reciprocal Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain

classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee, approved December 24, 1911,' approved May 26, 1917," as amended.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Burnett moved to refer Senate Bill No. 784 to Senator Scott, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 4, line 18, of the printed bill, strike out the word "to".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 784, with instructions to amend, respectfully reports the same back, amended as per instructions.

SCOTT, Special Committee.

Report read, and on motion of Senator Burnett adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

In the absence of the author, Senate Bill No. 5 was passed on file.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eder, Senate Constitutional Amendment No. 21 was passed on file.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon, Senate Bill No. 606 was passed on file.

Senate Bill No. 679—An act to amend an act entitled "An act providing for the management of the California Redwood Park and creating a board of five commissioners with power to manage said California Redwood Park," approved February 6, 1911, by amending section 2 of said act, relative to the compensation of the warden.

On motion of Senator Jones, Senate Bill No. 679 was passed on file.

Senate Bill No. 286—An act to amend section 276*a* of the Code of Civil Procedure, relating to appointment, qualifications and compensation of Board of Bar Examiners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 286 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Hart, Ingram, Inman, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 657—An act to amend the Political Code by adding thereto a new section, to be numbered 1579*b*, relating to the consolidation of all elementary school districts not including certain city school districts of a county to form one county union elementary school district.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Eden moved to refer Senate Bill No. 657 to Senator Irwin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, after the word "education" insert the following: "and districts employing twenty or more teachers".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 657, with instructions to amend, respectfully reports the same back, amended as per instructions.

IRWIN, Special Committee.

Report read, and on motion of Senator Eden adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 218—An act to amend section 1662 of the Political Code, relating to public school attendance.

On motion of Senator King, Senate Bill No. 218 was passed on file.

Senate Bill No. 729—An act to amend sections 1, 4, 11 and 14 of an act entitled "An act to provide for local improvements upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities, such act to be known as 'The Local Improvement Act of 1901'," which became a law under constitutional provision without the Governor's approval February 26, 1901, relating to taxation for local improvements.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 729 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Shearer, and Slater—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Dennett moved to reconsider the vote whereby Senate Bill No. 656—An act to add a new section to the Political Code of the State of California, to be numbered 1734*b* and relating to high school districts—was passed.

The question being on the motion to reconsider the vote whereby Senate Bill No. 656 was passed.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Dennett moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—29.

The Secretary announced the absentees.

Time, eleven o'clock and twenty minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

MOTION.

The hour of eleven o'clock a.m., heretofore set as the time for the Senate to resolve itself into Committee of the Whole, for the purpose of further considering the form of the proposed report of the Senate sitting as Committee of the Whole, in reference to the budget, and Senator Chamberlin's proposed amendment to the report, having arrived, the Senate, on motion of Senator Breed, further postponed the meeting of the Committee of the Whole until the hour of eleven o'clock a.m., Friday, April 8, 1921.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 151—An act to amend section 787 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 151 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 27—An act to amend section 7 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, and to add a new section to be known and numbered as 8*g*.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Crowley moved to refer Senate Bill No. 27 to Senator Carr, F. M., as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 2, of the printed bill, after the word "in" insert the word "unlawfully".

AMENDMENT NUMBER TWO.

Strike out all of section 8*g* of the printed bill, and insert in lieu thereof the following:

"SEC. 8*c*. Any automobile or other vehicle used by or with the consent or knowledge of the owner thereof, to unlawfully convey, carry or transport any cocaine, morphine, heroin or opium may be seized by any duly authorized peace officer and when such seizure is made shall be considered as part of the evidence under this act and the magistrate shall upon conviction of the owner of said automobile or his authorized agent, for a violation of section 7 of this act, turn said automobile or other vehicle over to the California State Board of Pharmacy to be used in enforcing the provisions of this act. Said automobile shall be turned over to the California State Board of Pharmacy by the magistrate before whom the conviction was had, only upon the approval of the State Board of Control. In all prosecutions for a violation of section 7 of this act where any of the narcotic drugs or their derivatives mentioned in section 8 of this act are found in an automobile or other vehicle, said automobile or other vehicle may be seized by any duly authorized peace officer and held as part of the evidence for a violation of this act; *provided*, that nothing contained in this section shall apply to common carriers, or to any employee acting within the scope of his employment under this act."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 27, with instructions to amend, respectfully reports the same back, amended as per instructions.

CARR, F. M., Special Committee.

Report read, and on motion of Senator Crowley adopted.
Bill ordered to print, and re-engrossment.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At eleven o'clock and thirty minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Dennett.

The Secretary was directed to call the roll, on the motion to reconsider the vote whereby Senate Bill No. 656 was passed, of the Senators who had not answered to their names.

The roll was called, and the vote whereby Senate Bill No. 656 was passed, reconsidered by the following vote:

AYES—Senators Allen, Breed, Canepa, Chamberlin, Dennett, Duncan, Flaherty, Gates, Godsil, Hart, Inman, Irwin, King, Nelson, Otis, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—21.

NOES—Senators Boggs, Burnett, Carr, F. M., Carr, W. J., Crowley, Eden, Harris, Ingram, Johnson, Jones, McDonald, Osborne, Rigdon, and Sharkey—14.

Senate Bill No. 656 ordered to unfinished business.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator McDonald to introduce a bill entitled—An act to add a new section to the Penal Code, to be numbered section 402*f*, defining pillows, regulating the making, remaking and sale thereof; requiring that materials shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, McDonald, Nelson, Osborne, Otis, Rominger, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator McDonald: Senate Bill No. 970—An act to add a new section to the Penal Code, to be numbered section 402*f*, defining pillows; regulating the making, remaking and sale thereof; requiring that materials used therein shall be accurately described, and prescribing the manner in which pillows shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act.

Bill read first time, and referred to Committee on Manufactures.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Hart to introduce a bill entitled—An act regulating the establishment and operation of farms, plants and works for the treatment and disposal of sewage, authorizing the State Board of Health to locate such farms, plants and works, and route of sewage therefor, granting certain rights in public highways, preventing interference by municipalities, and limiting and providing for remedies of persons damaged by the location of such farms, works and plants—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman,

Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—30.
NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Hart: Senate Bill No. 971—An act regulating the establishment and operation of farms, plants and works for the treatment and disposal of sewage, authorizing the State board of Health to locate such farms, plants and works, and route of sewage therefor, granting certain rights in public highways, preventing interference by municipalities, and limiting and providing for remedies of persons damaged by the location of such farms, works and plants.

Bill read first time, and referred to Committee on Public Health and Quarantine.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 963—An act to add a new section to the Penal Code to be numbered 630c, prohibiting fishing by certain aliens;

Also: Senate Bill No. 34—An act forbidding imposition on or collection of hunting or fishing licenses in case of children under the age of eighteen years and in case of persons who now are serving or may have served in the United States Army, Navy, or Marine Corps;

Also: Senate Bill No. 959—An act to declare valid the formation, organization and existence of Fresno Irrigation District, and to ratify and confirm all proceedings on organization thereof;

Also: Senate Bill No. 740—An act providing for the creation and management of the Mount Diablo Park, creating a Board of Five Commissioners with power to acquire and manage said park;

Also: Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended;

Also: Senate Bill No. 265—An act to amend section 628*f* of the Penal Code of the State of California, relating to the protection of fish and game;

Also: Senate Bill No. 801—An act to amend section 628 of the Penal Code, relating to the protection of shrimp, spiny lobster and crab;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 504—An act to amend sections 2, 3, and 7 of an act entitled "An act regulating the sanitation and ventilation in or at camps where five or more persons are employed; and providing a penalty for the violation thereof," approved May 29, 1913, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 504 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Shearer, Slater, and Yonkin—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 597—An act providing for the preparation and filing by county engineers, county surveyors, flood control engineers, road commissioners, city engineers, superintendents of streets, commissioners of public works, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the Engineer for any reclamation or irrigation district within the State, or of the Debris Commission, supervising or superintending the construction or improvement of public work within the State, by day's labor or force account, of plans and specifications and estimates of costs prior to the commencement of such work and of a certificate or report showing the progress and costs of such work and providing penalties for failure to file and keep as a public record such plans, estimates of costs and certificate and report excepting therefrom emergency and maintenance work and work the cost of which is not more than $10,000.

On motion of Senator Breed, Senate Bill No. 597 was passed on file.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator McDonald, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 185 was passed was continued until the next legislative day.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until one o'clock and thirty minutes p.m.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 963—An act to add a new section to the Penal Code, to be numbered 630*c*, prohibiting fishing by certain aliens.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Duncan moved to refer Senate Bill No. 963 to Senator Dennett, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, strike out the words "eligible to become" and insert at end of line 8 the following: "or has declared his intention to become such,".

The question being on the motion to refer Senate Bill No. 963 to Senator Dennett as a Special Committee of One to amend.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Inman, Slater, and Flaherty.

The roll was called, and the motion to refer Senate Bill No. 963 to Senator Dennett, as a Special Committee of One to amend, lost by the following vote:

AYES—Senators Arbuckle, Burnett, Chamberlin, Duncan, Gates, Hart, Lyon, Purkitt, Rigdon, Rominger, Scott, and Yonkin—12.

NOES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Godsil, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Sample, Sharkey, Shearer, and Slater—22.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Rigdon moved to refer Senate Bill No. 963 to Senator Boggs, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, add after line 11 the following: "*Provided*, that the provisions of this act shall not take effect until after January 1, 1923.".

The question being on the motion to refer Senate Bill No. 963 to Senator Boggs, as a Special Committee of One, to amend.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Rigdon, Carr, F. M., and Otis.

The roll was called, and the motion to refer Senate Bill No. 963 to Senator Boggs, as a Special Committee of One, to amend, lost by the following vote:

AYES—Senators Allen, Breed, Burnett, Chamberlin, Eden, Nelson, Purkitt, Rigdon, and Yonkin—9.

NOES—Senators Canepa, Carr, F. M., Crowley, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson, Lyon, McDonald, Osborne, Otis, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—20.

The question being on the final passage of Senate Bill No. 963.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Inman moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

The Secretary announced the absentees.

Time, one o'clock and ten minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 34—An act forbidding imposition on or collection of hunting or fishing licenses in case of children under the age of eighteen years and in case of persons who now are serving or may have served in the United States Army, Navy, or Marine Corps.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 34 passed by the following vote:

AYES—Senators Allen, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Inman, Johnson,

[illegible] [illegible] [illegible] [

COMMITTEE AMENDMENT.

During reading of the constitutional amendment, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, lines 12 25, of the printed constitutional amendment, strike out all of section 12½, and substitute in lieu thereof the following:

"Section 12½. The Legislature, subject to section 1 of article IV hereof, shall have power to provide for the assessment, levy and collection of taxes upon all notes, debentures, shares of capital stock, bonds or mortgages, not exempt from taxation under the provisions of this constitution, in a manner, at a rate or rates or in proportion to value different from any other property in this State subject to taxation. Taxes imposed by any act of the Legislature adopted pursuant to the powers hereby conferred shall be in lieu of all other property taxes, State, county, municipal or district, upon such property. The Legislature shall provide for an equitable distribution of such taxes to the county, municipality or district in which such property is taxed. The exercise of the powers hereby conferred shall in no way affect the assessment, levy and collection of taxes under the provisions of section 14 of this article."

Amendment adopted.

Senate Constitutional Amendment No. 31 ordered to print, and engrossment.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues;

Also: Senate Bill No. 203—An act to amend section 2322d of the Political Code, relating to horticulture;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 666—An act to amend section 4 of an act entitled "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded, and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended, by providing that the governing body of the city, city and county, or county, may require either the dedication of conveyance to the political subdivision of a right-of-way for storm drain purposes where the tract of land shown upon the map is traversed by a natural water course or channel.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill amend line 9 of the title of the bill by striking out the word "of" and inserting in lieu thereof the word "or".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3 of the printed bill amend line 12 by striking out the word "and" and inserting in lieu thereof the word "to".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 435—An act to add a new section to be numbered section 19½6 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 18, of the printed bill, prior to the word "dollars" insert the words "two hundred".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 19, of the printed bill, prior to the word "dollars" insert the words "one hundred fifty".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 19, of the printed bill, strike out the word "deputy" and insert in lieu thereof the word "assistant".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, lines 19 and 20, of the printed bill, strike out the following: "to act as probation officer's clerk".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 20, of the printed bill, prior to the word "dollars" insert the words "one hundred twenty-five".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 137—An act to amend section 738 of the Code of Civil Procedure, relating to actions to quiet title to real and personal property.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 137 passed by the following vote:

AYES—Senators Allen, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Johnson, Nelson, Otis, Purkitt, Scott, Sharkey, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 397—An act providing for the generation, transmission and distribution of electric energy, creating a Hydro-electric Power Commission and defining its powers.

On motion of Senator Johnson, Senate Bill No. 397 was passed on file.

Senate Bill No. 272—An act to amend section 19*f* of the Juvenile Court Law, approved June 5, 1915.

On motion of Senator Inman, Senate Bill No. 272 was passed on file.

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article II thereof a new section, to be numbered 7, relative to suffrage.

On motion of Senator Yonkin, Senate Constitutional Amendment No. 30 was passed on file.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At one o'clock and twenty-five minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Inman.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 963 finally passed by the following vote:

AYES—Senators Allen, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample Scott, Sharkey, Shearer, and Slater—30.

NOES—Senators Gates, Hart, Rominger, and Yonkin—4.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Sample gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 963 was passed.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented: By Senator Yonkin:

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to amend section 602a of the Political Code, relating to liability insurance reserve.

Request referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 26—Relative to immigration—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be adopted, as amended.

Committee membership—5; committee vote: Ayes—5.

EDEN, Chairman.

Senate Joint Resolution No. 26 ordered on file.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 275—An act to amend an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act and amendments thereto"—

Committee membership—11; committee vote: Ayes—10; absent—1.

Also—Senate Bill No. 440—An act to amend sections 10, 14 and 20 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter or cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended:

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—7; noes—3; absent—1.

CROWLEY, Chairman.

Senate Bills Nos. 275 and 440 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 207—An act providing for the establishment of a whole

time health department in those counties of the State wherein a whole time health department does not exist; defining a whole time health department; to enable the State Board of Health to contract with any person or corporation and such county for the establishment, support and maintenance of such whole time health department;

Also: Senate Bill No. 210—An act to repeal sections 3094 and 3095 of the Political Code, relating to the dissection of dead bodies, and all other acts or portions of acts in conflict with this act, and to substitute therefor the following act to prevent unauthorized use and disposition of, and traffic in human bodies, to prescribe the keeping of proper records; and to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead and to provide penalties for the violation of this act;

Also: Senate Bill No. 498—An act to add a new section to be numbered 25a to the act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, relating to tests for butter fat content of milk; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—10; absent—1.

Same vote on all bills.

CROWLEY, Chairman.

Senate Bills Nos. 207, 210 and 498 ordered on file for second reading.

ON LABOR AND CAPITAL.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Labor and Capital, to which was referred Assembly Bill No. 547—An act to amend the Civil Code by adding thereto a new section to be numbered 2004, regulating deductions from pay of employees because of tardiness—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—9; absent—2.

FLAHERTY, Chairman.

Assembly Bill No. 547 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Labor and Capital, to which was referred Assembly Bill No. 246—An act to regulate the procuring of persons to take the places of employees in anticipation of or during strikes, lockouts or other labor troubles; and repealing an act entitled "An act to regulate advertisements and solicitations for employees during strikes, lockouts and other labor troubles," approved June 7, 1913;

Also: Assembly Bill No. 199—An act to require the furnishing of seats for elevator operators;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—9; absent—2.

FLAHERTY, Chairman.

Assembly Bills Nos. 246 and 199 ordered on file for second reading

Also:

MR. PRESIDENT: Your Committee on Labor and Capital, to which was referred Senate Bill No. 304—An act to amend section 402c of the Penal Code, relating to protection of labor engaged in the construction, alteration, repairing, painting or cleaning of houses, buildings or structures, by including provision for the enforcement thereof by the Industrial Accident Commission—has had the same under consideration and respectfully reports the same back, with amendment, and recommends that it do pass, as amended.

Committee vote: Ayes—9; absent—2.

FLAHERTY, Chairman.

Senate Bill No. 304 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Labor and Capital, to which was referred Senate Bill No. 305—An act to amend an act entitled "An act to regulate the construction, operation and maintenance of elevators in buildings during the course of construction and providing for the inspection of same by the Bureau of Labor Statistics; and providing for a penalty for violation thereof" (chapter 275, Laws 1913), approved June 7, 1913, by amending sections 2 and 3 thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote—Ayes—9, absent—2.

FLAHERTY, Chairman.

Senate Bill No. 305 ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 921—An act revising and amending chapter 25 of the Laws of 1911 (extra session), chapter 170 of the Laws of 1913, and chapter 686 of the Laws of 1915, all relating to the report of the California Debris Commission, the Reclamation Board of the State of California, the organization, powers and duties of said Reclamation Board and the Sacramento and San Joaquin Drainage District, and repealing all acts and parts of acts inconsistent with the provisions of this act;

Also—Senate Bill No. 487—An act to add a new section to the Political Code, to be numbered 3493a, providing for the recall of trustees of reclamation districts;

Has had the same under consideration, and respectfully reports the same back, with amendments, and without recommendation.

Committee membership—9, committee vote—Ayes—7; absent—2.

Same vote on both bills.

RUSH, Chairman.

Senate Bills Nos. 921 and 487 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 816—An act to add a new section to the Political Code to be numbered 1041f, relating to appropriations and expenditures by counties for the prevention of floods;

Also Assembly Bill No. 1275—An act to amend section 3457 of the Political Code, relating to the form, issuance and payment of warrants of reclamation districts;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote—Ayes—7, absent—2—Same vote on both bills.

RUSH, Chairman.

Assembly Bills Nos. 816 and 1275 ordered on file for second reading.

ON PUBLIC CHARITIES AND CORRECTIONS.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Public Charities and Corrections, to which was referred Senate Bill No. 75—An act making an appropriation for the support of orphans, half orphans and abandoned children—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and that it be re-referred to Committee on Finance.

Committee membership—7, committee vote: Ayes—5; absent—2.

CANEPA, Chairman.

Senate Bill No. 75 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Public Charities and Corrections, to which was referred Senate Bill No. 143—An act to amend section 2283 of the Political Code, relating to the support and maintenance of orphans, half orphans and abandoned children—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and that it be re-referred to Committee on Finance.

Committee vote: Ayes—5; absent—2.

CANEPA, Chairman.

Senate Bill No. 143 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Public Charities and Corrections, to which was referred Senate Bill No. 387—An act appropriating money to carry out the building and developmental program at Whittier State School, and for repairs, improvements and equipment—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and that it be re-referred to Committee on Finance.

Committee vote: Ayes—5; absent—2.

CANEPA, Chairman.

Senate Bill No. 387 re-referred to Committee on Finance.

RECESS.

At one o'clock and thirty minutes p.m., on motion of Senator Breed the President declared the Senate at recess until the hour of two o'clock and thirty minutes p.m.

RECONVENED.

At two o'clock and thirty minutes p.m., the Senate reconvened, Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair. Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 53—An act to amend section 103 of the Code of Civil Procedure, relating to salaries of city justices.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the amended printed bill, after the word "the" insert the following: "second and one-fourth".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 5, of the printed amended bill, after the comma following the word "second" first appearing in said line insert the following: "second and one-fourth,".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 15, of the printed amended bill, after the period following the word "annum" insert the following sentence: "Every city justice of the peace in any city of the second and one-fourth class shall receive a salary of three thousand dollars per annum."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 19, of the printed amended bill, strike out the words "three thousand" and insert in lieu thereof the words "two thousand".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 55—An act to amend section 103½ of the Code of Civil Procedure, said amendment relating to clerks of justices' courts in cities or towns of the second and one-half, second and three-fourths and third classes, and appointments, salaries and duties of same.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On line 3 of the title after the word "the" insert the words "second and one-fourth,".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 4, of the amended printed bill, after the word "the" insert the words "second and one-fourth,".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 24, of the printed amended bill, after the period following the word "court" first appearing in said line insert the following sentence: "Every clerk of the justice's court in any city or town of the second and one-fourth class shall receive a salary of sixteen hundred dollars per annum."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 4, of the printed amended bill, strike out the word "six" and insert in lieu thereof the word "five".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 68—An act to amend section 411 of the Code of Civil Procedure, relating to service of summons.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In lines 27 and 28 of the printed bill strike out the comma and the following: "the summons must be served".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 617—An act amending the Penal Code by amending section 928, relating to duties of the grand jury.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the amended printed bill, strike out the comma following the word "court" and insert in lieu thereof a period.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, lines 13 and 14, of the amended printed bill, strike out the following: "such compensation to be payable as other county charges."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 26—An act to amend section 1881 of the Code of Civil Procedure, relating to confidential communications and the competency of witnesses.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 123—An act to amend section 21 of an act entitled, "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 110—An act to add a new section to the Code of Civil Procedure, to be numbered 1419, relating to special administrators.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 165—An act to amend section 1492 of the Code of Civil Procedure, relating to recording decree of notice to creditors.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 114—An act to amend sections 4190, 4198, 4201 and 4202 of the Political Code, relating to law libraries.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 567—An act to amend section 672 of the Code of Civil Procedure, relating to the docket to be kept by the clerk.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 570—An act amending the Code of Civil Procedure by amending section 274*a* thereof, relating to the transcription of testimony in superior courts.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 641—An act authorizing the preparation and adoption as an official map of the plat of any piece or parcel of land which has not been subdivided and platted.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 97—An act to amend section 416 of the Code of Civil Procedure, relating to the time and manner of acquiring jurisdiction by the court in civil actions and proceedings.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 89—An act to amend section 542*a* of the Code of Civil Procedure, relating to attachment liens.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 541—An act to amend the Code of Civil Procedure by amending section 683 thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 2 of the title after the word "thereof" strike out the period and insert in lieu thereof a comma and add the following: "relating to recording of executions and returns in the execution book."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 977—An act to add a new section to be numbered section 19*c*17 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 16, of the printed bill, after the word "hundred" insert the word "fifty".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 540—An act providing for the creation of revolving funds in the counties of the State.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, after line 21, insert the following:

"SEC. 5. In addition to the revolving funds hereinabove provided for any board of supervisors may establish a revolving fund to be used by the sheriff in paying the expense of transporting persons committed to State institutions. Such fund shall be in an amount sufficient to enable the sheriff at all times to meet such expense.

All the provisions of this act shall apply to the fund for which provision is made by this section, except in so far as inconsistent therewith. Such fund if necessary may be in an amount greater than one thousand dollars, shall be expended only in transporting persons the cost of whose transportation is a State charge, and shall be replenished by demands made against the State."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 1120—An act to add a new section to the Political Code to be numbered 4041*c*, providing for the acquisition and operation of works for the furnishing of materials and supplies used by counties, cities and districts.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 643—An act amending the Political Code by amending section 4057 thereof, relating to passage of ordinances by boards of supervisors.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 196—An act to add a new section to the Political Code, to be numbered 4290*a*, relating to the performance of irrigation drainage, water, lighting, sanitary, flood control or other special district functions by county officers and payment to the county of the cost thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 562—An act to define the eastern boundary of Imperial County.

Bill read second time, and ordered on file for third reading.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

In the absence of the author, Senate Bill No. 310 was passed on file.

Senate Bill No. 203—An act to amend section 2322*d* of the Political Code, relating to horticulture.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 203 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, King, McDonald, Nelson, Osborne, Sample, Scott, and Slater—21.

NOES—Senators Chamberlin, Purkitt, and Yonkin—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 957—An act to provide for the promotion, government, operation, dissolution and alteration of the boundaries of fire control districts in this State; for the acquisition of property thereby; for the calling of elections in such districts; for the assessment, levying, collection, custody and disbursement of taxes therein; and for purposes incidental to the main purposes of this act.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Boggs moved to refer Senate Bill No. 957 to Senator Sharkey, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 15, of the printed bill, strike out the period and insert in lieu thereof a semicolon and the following: "*provided, however*, that no such district shall be created hereunder in which shall be included any property within the exterior boundaries of any forest fire district established by special act of the Legislature."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 957, with instructions to amend, respectfully reports the same back, amended as per instructions.

SHARKEY, Special Committee.

Report read, and on motion of Senator Boggs adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 319 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Dennett, Eden, Flaherty, Godsil, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Rigdon, Sample, Sharkey, Slater, and Yonkin—21.

NOES—Senators Chamberlin, and Purkitt—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Dennett gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 319 was passed.

SENATE CONSTITUTIONAL AMENDMENT No. 23.

A resolution to propose to the people of the State of California an amendment to the constitution of the State amending section 19 of article VI of said constitution, relating to the charging of juries by judges.

The Legislature of the State of California at its regular session commencing on the third day of January, A. D. 1921, two-thirds of all the members elected to each of the Houses of said Legislature voting in favor thereof, hereby propose that section 19 of article VI of the constitution of the State of California be amended so as to read as follows:

SEC. 19. Judges may charge juries with respect to matters of fact, but if they do so, they shall, in addition, inform the jury that the jury are the exclusive judges of all questions of fact.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 23 refused adoption by the following vote:

AYES—Senators Breed, Burnett, Canepa, Dennett, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, and Scott—12.

NOES—Senators Allen, Carr, W. J., Chamberlin, Duncan, Eden, Flaherty, Godsil, Irwin, King, Lyon, McDonald, Sample, Sharkey, Slater, and Yonkin—15.

SENATOR BOGGS IN THE CHAIR.

At three o'clock and thirty minutes p.m., Senator Boggs of the Tenth District was called to the chair.

SENATE CONSTITUTIONAL AMENDMENT No. 22.

A resolution to propose to the people of the State of California an amendment to article I, section 7 of the constitution, relating to trial by jury.

The Legislature of the State of California at its regular session, commencing on the third day of January, 1921, two-thirds of the members elected to both the Senate and Assembly, respectively, voting therefor, hereby proposes to the people of the State of California that section 7 of article I of the constitution of this State be amended to read as follows:

Sec. 7. The right of trial by jury as regulated from time to time by the laws of this State, shall be secured to all and remain inviolate; but in civil actions and in all criminal cases three-fourths of the jury may render a verdict, excepting only that the death penalty shall not be imposed unless the verdict is unanimous.

A trial by jury may be waived in all criminal cases not amounting to a felony, by the consent of both parties expressed in open court, and in civil actions by the consent of the parties signified in such manner as may be prescribed by law. In all criminal cases amounting to a felony the jury shall consist of twelve. In civil actions, and cases of misdemeanor the jury may consist of twelve or any number less than twelve upon which the parties may agree in open court.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 22 refused adoption by the following vote:

AYES—Senators Burnett, Dennett, Gates, Ingram, Osborne, Purkitt, and Shearer—7.

NOES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Duncan, Eden, Flaherty, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Sample, Sharkey, Slater, and Yonkin—23.

Senate Bill No. 183—An act to amend section 1526 and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 183 to Senator King, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, after the period following the word "sold" insert the following sentence: "*Provided*, sales shall be made after such notice, either by posting or by publication, as the court may order."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 183, with instructions to amend, respectfully reports the same back, amended as per instructions.

KING, Special Committee.

Report read, and on motion of Senator Jones adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 188—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 188 to Senator Eden, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 17, of the amended printed bill, after the word "give" insert the word "such".

AMENDMENT NUMBER TWO.

On page 1, line 17, of the amended printed bill, after the word "thereof" insert the following: "as the court may order, either by publication or".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 188, with instructions to amend, respectfully reports the same back, amended as per instructions.

EDEN, Special Committee.

Report read, and on motion of Senator Jones adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks.

On motion of Senator Sample, Senate Bill No. 53 was passed on file.

Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

On motion of Senator Burnett, Senate Bill No. 269 was passed on file.

Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies.

On motion of Senator Burnett, Senate Bill No. 270 was passed on file.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

In the absence of the author, Senate Bill No. 832 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

In the absence of the author, Senate Bill No. 835 was passed on file.

Senate Bill No. 35—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property.

On motion of Senator Lyon, Senate Bill No. 35 was passed on file.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

In the absence of the author, Senate Bill No. 415 was passed on file.

Senate Bill No. 827—An act to amend section 1393 of the Political Code, relating to fees and rates of tuition of students of the University of California.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Nelson moved to refer Senate Bill No. 827 to Senator Sample, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed bill, strike out the words following the word "California" and all of lines 16 and 17 and insert in lieu thereof a period.

The question being on the motion to refer Senate Bill No. 827.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Otis, Carr, F. M., and Duncan on the motion to refer Senate Bill No. 827 to Senator Sample, as a Special Committee of One, to amend.

The roll was called, and the motion to refer Senate Bill No. 827 to Senator Sample, as a Special Committee of One, to amend, was carried by the following vote:

AYES—Senators Allen, Boggs, Burnett, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—28.

NOES—Senators Breed, Gates, Johnson, Jones, Otis, and Scott—6.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 827, with instructions to amend, respectfully reports the same back, amended as per instructions.

SAMPLE, Special Committee.

Report read, and on motion of Senator Nelson adopted.

Bill ordered to print, and re-engrossment.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON CONSERVATION.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Concurrent Resolution No. 27—Relative to the examination of denuded areas, and directing the State Board of Forestry to examine such areas and report to the Legislature, at its next regular session, the situation and approximate acreage of such areas as are most valuable for reforestation or recovering with other protective cover, together with a plan for such reforestation or covering with other protective cover—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—7; committee vote: Ayes—7.

PURKITT, Chairman.

Senate Concurrent Resolution No. 27 ordered to engrossment and on file.

ON LABOR AND CAPITAL.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Labor and Capital, to which was referred Senate Bill No. 306—An act to amend an act entitled "An act to regulate certain scaffolding or staging for the protection of workmen; requiring that in addition to the duties imposed by any law upon employers using or directing or permitting the use of scaffolding or staging swung or suspended from an overhead support such employers shall be subject to the provisions of this act; fixing penalties for a violation hereof to be the same as provided in section 402c of the Penal Code; and providing for the enforcement of this act by the Commissioner of the Bureau of Labor Statistics" (chapter 48, Laws 1913), approved April 22, 1913—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

FLAHERTY, Chairman.

Senate Bill No. 306 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Labor and Capital, to which was referred Senate Bill No. 295—An act to require employers to keep records of the working hours and wages of women and minors in certain cases; providing for the inspection of such records by certain authorities, their deputies and agents; and providing penalties for the violation thereof;

Committee membership—11; committee vote: Ayes—8; noes—1; absent—2;

Also: Senate Bill No. 65—An act limiting the hours of labor of females employed as personal or domestic servants and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act and for permitting or suffering any overseer, superintendent, foreman, housekeeper, or any other agent of any such employer to violate the provisions of this act;

Committee vote: Ayes—5; noes—4; absent—2.

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

FLAHERTY, Chairman.

Senate Bills Nos. 295 and 65 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Labor and Capital, to which was referred Senate Bill No. 307—An act to amend an act entitled "An act to amend an act entitled 'An act to provide for temporary floors in buildings more than three stories high in the course of construction and for the protection of the life and limb of workmen employed in such buildings from falling through joists or girders, and from falling bricks, rivets, etc., approved March 6, 1909,' and to make the act apply to buildings more than two stories high in the course of construction," approved April 26, 1911, by inserting a new section thereto to be known as section 7; to provide for the enforcement of such act, jointly and severally, by the Commissioner of the Bureau of Labor Statistics and by the Industrial Accident Commission—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—8; noes—1; absent—2.

FLAHERTY, Chairman.

Senate Bill No. 307 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 499—An act to accept the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States Congress assembled and approved February 25, 1920, entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium of the public domain" and setting aside the funds received by the State under the provisions of said act of Congress;

Also: Senate Bill No. 500—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein and making an appropriation therefor;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—15; committee vote: Ayes—11; absent—4. Same vote on both bills.

HARRIS, Chairman.

Senate Bills Nos. 499 and 500 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 564—An act appropriating money to pay the cost of printing, publishing and distributing State textbooks free to the school children of the State in accordance with the provisions of the constitution—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.

Committee vote: Ayes—14; absent—1. HARRIS, Chairman.

Senate Bill No. 564 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 347—An act to amend section 515 of the Political Code, relating to the salaries of assistants in the office of the Superintendent of Public Instruction;

Also: Senate Bill No. 348—An act to amend section 7 of an act entitled "An act to provide for the organization and supervision of courses in physical education in the elementary, secondary and normal schools of the State and appropriating ten thousand dollars therefor," approved May 26, 1917;

Also: Senate Bill No. 628—An act to add a new section numbered section 1612*a*, and relating to school district budgets and school district taxes is hereby added to the Political Code of the State of California;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—14; absent—1. Same vote on all bills.

HARRIS, Chairman.

Senate Bills Nos. 347, 348 and 628 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 451—An act to amend sections 1518*a* and 1519 of the Political Code, relating to the powers and duties of the State Board of Education;

Also: Assembly Bill No. 442—An act to amend section 1565 of the Political Code, relating to the fees for the granting of teachers' certificates;

Also: Assembly Bill No. 448—An act to amend section 1764 of the Political Code, relating to the apportionment of county high school funds;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—14; absent—1. Same vote on all bills.

HARRIS, Chairman.

Assembly Bills Nos. 451, 442 and 448 ordered on file for second reading.

ON ROADS AND HIGHWAYS.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Senate Bill No. 954—An act declaring the county road extending from San Simeon to Cambria to be a State highway and providing for the maintenance thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—15; committee vote: Ayes—11; absent—4.

JOHNSON, Chairman.

Senate Bill No. 954 ordered on file for second reading.

MOTION TO POSTPONE RECONSIDERATION WITHDRAWN.

By unanimous consent, Senator McDonald withdrew his motion heretofore made this day to continue until the next legislative day the consideration of his motion previously made to reconsider the vote whereby Senate Bill No. 185 was passed, for the purpose of amending Senate Bill No. 185.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator McDonald moved to reconsider the vote whereby Senate Bill No. 185—An act to

amend sections 1578 and 1579 of the Code of Civil Procedure, relating to probate petitions for leave to mortgage or lease—was passed.

The roll was called on the motion to reconsider, and the vote whereby Senate Bill No. 185 was passed was reconsidered by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, and Slater—25.

NOES—Senator Duncan—1.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 185 to Senator McDonald, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the amended printed bill, after the word "cause" insert the word "such".

AMENDMENT NUMBER TWO.

On page 1, line 19, of the amended printed bill, strike out the word "mailed" and insert in lieu thereof the following: "given as the court may order, either by personal service upon, or by mailing,".

AMENDMENT NUMBER THREE.

On page 1, line 23, of the amended printed bill, strike out the period after the word "pending" and insert a comma and the following: "or by publication for four successive weeks in a newspaper of general circulation published in the county."

AMENDMENT NUMBER FOUR.

On page 3, line 34, of the amended printed bill, after the word "cause" insert the word "such".

AMENDMENT NUMBER FIVE.

On page 3, line 35, of the amended printed bill, strike out the word "mailed" and insert in lieu thereof the following: "given as the court may order, either by personal service upon, or by mailing,".

AMENDMENT NUMBER SIX.

On page 3, line 39, of the amended printed bill, strike out the period after the word "pending" and insert a comma and the following: "or by publication for four successive weeks in a newspaper of general circulation published in the county."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 185, with instructions to amend, respectfully reports the same back, amended as per instructions.

McDONALD, Special Committee.

Report read, and on motion of Senator Jones adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 265—An act to amend section 628*f* of the Penal Code of the State of California, relating to the protection of fish and game.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Rigdon moved to refer Senate Bill No. 265 to Senator Nelson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 37, of the printed bill, strike out the period and insert in lieu thereof a semicolon and the following: "*provided, however*, that no abalone may be taken for commercial purposes from the area lying between a line extending due west from Point Buchon and a line extending due west from the mouth of Pico creek, both in San Luis Obispo County.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 265, with instructions to amend, respectfully reports the same back, amended as per instructions.

NELSON, Special Committee.

Report read, and on motion of Senator Rigdon adopted.

Bill ordered to print, and re-engrossment.

SENATE BILL RECALLED FROM PRINT AND RE-ENGROSSMENT.

On motion of Senator Jones, Senate Bill No. 827 was recalled from print and re-engrossment for the purpose of further amendment.

Senate Bill No. 827—An act to amend section 1393 of the Political Code, relating to fees and rates of tuition of students of the University of California.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 827 to Senator Inman, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the word "may" and insert the word "must", and after the word "each" strike out the word "pupil" and insert in lieu thereof the following: "non-resident pupil as hereinafter defined".

The question being on the motion to refer.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Otis, Osborne and Inman on the motion to refer Senate Bill No. 827 to Senator Inman, as a Special Committee of One, to amend.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Jones moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—29.

The Secretary announced the absentees.

Time, four o'clock and thirty-five minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON INSURANCE.

SENATE CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: Your Committee on Insurance, to which was referred Senate Bill No. 297—An act to amend sections 8, 10, 11 and 18½ of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended;

Also: Senate Bill No. 786—An act to amend an act entitled "An act to provide for proceedings against and liquidation of delinquent insurance corporations and associations," approved April 30, 1919, by adding thereto two new sections to be numbered 14 and 15, relating to proceedings against and liquidation of delinquent insurance corporations and associations;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—9; committee vote: Ayes—7; absent—2.

Same vote on both bills.

BURNETT, Chairman.

Senate Bills Nos. 297 and 786 ordered on file for second reading.

ON MILITARY AFFAIRS.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Military Affairs, to which was referred Assembly Bill No. 1124—An act to amend sections 2 and 15 of an act entitled "An act to provide for the organization, control and equipment of high school cadet companies, and for the promotion of rifle practice therein and appropriating the sum of five thousand dollars therefor," approved April 5, 1911—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—5; committee vote: Ayes—5.

SCOTT, Chairman.

Assembly Bill No. 1124 ordered on file for second reading.

ON CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Corporations, to which was referred Senate Bill No. 172—An act to add a new section to the Civil Code to be numbered 402, relating to the determination of the identity of directors of dissolved corporations and settlement of affairs of such corporations—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—8; absent—3.

CHAMBERLIN, Chairman.

Senate Bill No. 172 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Corporations, to which was referred Assembly Bill No. 923—An act to amend section 3669*d* of the Political Code, relating to taxation of corporations for State purposes;

Also: Assembly Bill No. 922—An act to amend section 14 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, relating to the terms and conditions upon which corporations may transact business in this State;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—8; absent—3. Same vote on both bills.

CHAMBERLIN, Chairman.

Assembly Bills Nos. 923 and 922 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Corporations, to which was referred Senate Bill No. 590—An act to amend title XXI of part IV of division I of an act entitled

"An act to establish a Civil Code, approved March 21, 1872, relating to cooperative nonprofit corporations by amending section 653*s*, and adding two new sections to be numbered section 653*sa* and section 653*sb*;

Also: Senate Bill No. 591—An act to amend title XXII of part IV of division I of an act entitled "An act to establish a Civil Code, approved March 21, 1872, relating to cooperative nonprofit corporations by amending sections 653*c* and 653*zb*, and adding a new section to be numbered 653*zc*;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—8; absent—3. Same vote on both bills.

CHAMBERLAIN, Chairman.

Senate Bills Nos. 590 and 591 ordered on file for second reading.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Harris, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 313 was refused passage was continued until the next legislative day.

UNFINISHED BUSINESS.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Dennett asked for and was granted unanimous consent to take up, out of the regular order, for the purpose of amendment, Senate Bill No. 656, heretofore, this day ordered to the file for unfinished business.

Senate Bill No. 656—An act to add a new section to the Political Code of the State of California, to be numbered 1734*b* and relating to high school districts.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Eden moved to refer Senate Bill No. 656 to Senator Irwin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the amended printed bill, strike out the period after the word "schools" and insert in lieu thereof a comma and the words: "and the supervisor or supervisors in whose district or districts said common school districts may be located."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 656, with instructions to amend, respectfully reports the same back, amended as per instructions.

IRWIN, Special Committee.

Report read, and on motion of Senator Eden adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Duncan asked for and was granted unanimous consent to take up, out of the regular order, for the purpose of amendment, Assembly Bill No. 197.

Assembly Bill No. 197—An act to provide that certain functions of irrigation districts may be transferred to and be performed by certain county officers.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Duncan moved to refer Assembly Bill No. 197 to Senator Nelson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill as amended March 18, 1921, in line 7, strike out the words "All functions of irrigation", also strike out lines 8 to 10, inclusive, and insert in lieu therof, the following:

"SEC. 4. All functions of irrigation districts transferred hereunder to any county official shall become thereby part of his duty as such county official. Said county officers shall be liable on their official bonds as county officers for the faithful performance of any additional duties imposed upon them in accordance with this act, and any irrigation district taking advantage of this act may, through its board of directors, require any county officer who may perform the duties of an irrigation district officer to give a bond in the amount required of such district officer for the faithful performance of the duties of such district officer, such bond to be in addition to his bond as a county officer."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 197, with instructions to amend, respectfully reports the same back, amended as per instructions.

NELSON, Special Committee.

Report read, and on motion of Senator Duncan adopted.

Bill ordered to print, and re-engrossment.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At four o'clock and forty-five minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Jones.

The Secretary was directed to call the roll, on the motion to refer Senate Bill No. 827, of the Senators who had not answered to their names.

The roll was called, and the motion to refer Senate Bill No. 827 to Senator Inman, as a Special Committee of One, to amend, lost by the following vote:

AYES—Senators Allen, Boggs, Canepa, Duncan, Eden, Ingram, Inman, Johnson, Jones, Osborne, Otis, Scott, and Slater—13.

NOES—Senators Breed, Carr, F. M., Carr, W. J., Crowley, Gates, Godsil, Harris, Hart, King, McDonald, Nelson, Purkitt, Rigdon, Rush, and Shearer—15.

Senate Bill No. 827 was thereupon again ordered to print and re-engrossment in conformity with prior action.

ADJOURNMENT.

At four o'clock and fifty minutes p.m., on motion of Senator Burnett, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,
SACRAMENTO, Friday, April 8, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, April 7, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVES OF ABSENCE.

Senator Arbuckle was, on motion of Senator Breed, granted leave of absence until Wednesday, April 13, 1921.

Senator Gates was, on motion of Senator Breed, granted leave of absence until Wednesday, April 13, 1921.

PRIVILEGE OF THE FLOOR.

On request of Senator Boggs, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Wm. Inch, principal Lodi High School, of Lodi.

COMMUNICATION.

The following communication was received, and read:

By Senator Boggs:

STOCKTON, CALIFORNIA, April 2, 1921.

Honorable Members of the State Senate, Sacramento, California.

GENTLEMEN: Stockton Parlor No. 7, N. S. G. W., respectfully invites the members of the State Senate to be present and participate in the reception to be accorded to the delegates of the Grand Parlor of Native Sons, when they convene in the city of Stockton, on April 18, 1921, this invitation to include the afternoon session on April 18, and the general reception on the evening of the same day.

Very cordially submitted,

STOCKTON PARLOR No. 7, N. S. G. W.
JOHN W. KERRICK, Acting Secretary.

RESOLUTION.

The following resolution was offered:

By Senator Boggs:

To Stockton Parlor No. 7, in charge of Grand Parlor, N. S. G. W., State Convention at Stockton, California, April, 1921.

GENTLEMEN: Your kind invitation to attend your State convention of the Grand Parlor, received. Although this is the busiest part of our session, we wish to show our appreciation of same by stating that as many of our body as can possibly do so, will attend the convention.

Wishing you every success, we remain

Very sincerely,

GRACE S. STOERMER,
Secretary State Senate of California.

Resolution read and on motion of Senator Carr, F. M., unanimously adopted.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 7, 1921, adopted Assembly Constitutional Amendment No. 16—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending section 3 of article XI thereof, relating to new counties.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Constitutional Amendment No. 16 referred to Committee on Constitutional Amendments.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 6, 1921, passed Assembly Bill No. 992—An act to amend "An act authorizing the Board of Trustees of the Whittier State School to maintain a department for the clinical diagnosis of inmates of the school and other institutions, and to inquire into the causes and consequences of delinquency and mental deficiency, and related problems," as approved May 11, 1917, by adding thereto new sections numbers 3, 4, 5 and 6.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 992 read first time, and referred to Committee on Education.

RE-REFERENCE OF ASSEMBLY BILL.

On motion of Senator Dennett, Assembly Bill No. 577 was ordered withdrawn from Committee on Public Utilities, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 56—An act to regulate the method of voting for and electing candidates for judicial offices at primary and general elections by giving each office a designating number for the purposes of elections where two or more persons are to be elected to the same judicial office for the same term at the same election;

Also: Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing

the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts consistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended;

Also: Senate Bill No. 254—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors, approved May 22, 1919;

Also: Senate Bill No. 622—An act to amend section 2322*d* of the Political Code, relating to the salaries of Horticultural Commissioner, deputy and inspectors;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 784—An act providing for the organization and regulation of reciprocal or interinsurance exchanges, to be known as "the Reciprocal or Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interexchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee,' approved December 24, 1911," approved May 26, 1917, as amended;

Also: Senate Bill No. 657—An act to amend the Political Code by adding thereto a new section to be numbered 1579*b*, relating to the consolidation of all elementary school districts not including certain city school districts of a county to form one county union elementary school district;

Also: Senate Bill No. 27—An act to amend sections 7 and 8 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, and to add three new sections thereto to be numbered 8*h*, 8*i*, and 8*j*;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Constitutional Amendment No. 13—A resolution proposing to the people of the State of California, an amendment to article XI of the constitution of the State, by adding a new section thereto, to be known as section 7½*b* of said article XI, relating to the annexation or consolidation of municipalities;

Also: Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article XIII thereof a new section, to be numbered 12½, relative to revenue and taxation;

Also: Senate Bill No. 666—An act to amend section 4 of an act entitled "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded, and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended, by providing that the governing body of the city, city and county, or county, may require either the dedication or conveyance to the political subdivision of a right-of-way for storm drain purposes where the tract of land shown upon the map is traversed by a natural water course or channel;

Also: Senate Bill No. 435—An act to add a new section to be numbered section 19*a* 6 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 957—An act to provide for the promotion, government, operation, dissolution and alteration of the boundaries of fire control districts in this State; for the acquisition of property thereby; for the calling of elections in such districts; for the assessment, levying, collection, custody and disbursement of taxes therein; and for purposes incidental to the main purposes of this act;

Also: Senate Bill No. 183—An act to amend section 1526 and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property;

Also: Senate Bill No. 188—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Concurrent Resolution No. 27—Relative to the examination of denuded areas, and directing the State Board of Foresty to examine such areas and to report to the Legislature, at its next regular session, the situation and approximate acreage of such areas as are most valuable for reforestation or recovering with other protective cover, together with a plan for such reforestation or covering with other protective cover—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 275—An act to amend an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act and amendments thereto.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title after the word "amend" insert the following: "Section 29 of".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 16 of the title, at the end thereof, insert the following: ", approved April 21, 1911, as amended, and to repeal all acts and parts of acts inconsistent with this act".

Amendment adopted.

AMENDMENT NUMBER THREE.

Strike out all of line 17 of the title.

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, line 1, strike out the word "an" following the period after the figure 1 and insert in lieu thereof the following: "Section 21 of an".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill strike out all of line 5 following the word act and insert the following: ", approved April 21, 1911, as amended".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, line 6, strike out the words "by adding the following section", and insert in lieu thereof the following: "to read as follows".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2 of the printed bill, strike out all of lines 7 to 52, inclusive, and all of page 3 and insert in lieu thereof the following:

"Sec. 29. Milk and the products of milk enumerated in this section shall be deemed adulterated within the meaning of this act if it or they shall not conform to the following definitions and standards:

(1) Milk is the fresh, clean, lacteal secretion all parts of which within forty-eight hours, if raw, and within sixty hours, if pasteurized, last prior to its delivery to the consumer or purchaser shall have been obtained from the udder by the complete milking of one or more healthy cows, properly fed and kept, excluding that obtained within fifteen days before and five days after calving, and contains not less than three per cent of milk fat, and not less than eight and five-tenths per cent of solids not fat.

(2) Skim milk is milk from which a part or all of the cream has been removed and contains not less than eight and eight-tenths per cent of milk solids.

(3) Condensed milk or evaporated milk, is milk from which a considerable portion of water has been evaporated. The standard of purity of condensed milk and evaporated milk shall be that proclaimed and established by the Secretary of the United States Department of Agriculture.

(4) Condensed skim milk is skim milk from which a considerable portion of water has been evaporated, and contains not less than eighteen per cent of milk solids.

(5) Cream is that portion of milk, rich in milk fat which rises to the surface of milk on standing, or is separated from it by centrifugal force, is fresh and clean and contains not less than eighteen per cent of milk fat.

(6) Evaporated cream, or clotted cream, is cream from which a considerable portion of water has been evaporated.

(7) Milk fat, or butter fat, is the fat of milk and has a Reichert-Meissl number not less than twenty-four and a specific gravity not less than .905 (40 degrees C.).

(8) Butter is the clean, nonrancid product made by gathering in any manner the fat of fresh or ripened milk or cream into a mass, which also contains a small portion of the other milk constituents, with or without salt, and a harmless coloring, and contains not less than eighty per cent of milk fat.

(9) Cheese is the sound, solid, and ripened product made from milk or cream, by coagulating the casein thereof with rennet or lactic acid, with or without the addition of ripening ferments and seasoning, and with or without salt and harmless coloring matter. All cheese marked "full cream cheese", or "full milk cheese", must contain in the water-free substance, not less than fifty per cent of milk fat. All cheese marked "half skim cheese", must contain in the water-free substance not less than twenty-five per cent of milk fat. All cheese not plainly marked or branded as to its quality must contain in the water-free substance not less than fifty per cent of milk fat. The percentage of moisture in cheese shall be that established and proclaimed by the Director of Agriculture.

(10) Buttermilk is that portion of the cream which remains after the separation and removal therefrom of the butter fat in the process of churning, without the addition of water.

(11) Ice cream is the frozen product, made from pure sweet milk or condensed milk or cream and sugar with or without a harmless flavoring or coloring, and con-

tains not less than ten per cent of milk fat, and not more than six-tenths of one per cent of pure and harmless vegetable gum or gelatin.

(12) Fruit ice cream is the frozen product made from pure, sweet cream, sugar, and sound, clean, mature fruits, and contains not less than eight per cent of milk fat, and not more than six-tenths of one per cent of pure and harmless vegetable gum or gelatin.

(13) Nut ice cream is the frozen product made from pure, sweet cream, sugar, and sound, nonrancid nuts, and contains not less than eight per cent of milk fat, and not more than six-tenths of one per cent of pure and harmless vegetable gum or gelatin.

(14) Ice milk is the frozen product, containing less fat than ice cream, and made from pure, sweet milk and sugar, with or without a harmless flavoring or coloring, and contains not less than two and four-tenths per cent of milk fat, and not more than six-tenths of one per cent of pure and harmless vegetable gum or gelatin.

(15) The process of pasteurization, as applied to milk, skim milk, cream and milk products, is hereby defined to be a process for the elimination therefrom of organisms harmful to human beings, which process shall consist of uniformly heating such milk, skim milk or cream, as the case may be, to a temperature of not less than one hundred forty degrees Fahrenheit and of holding the same at the said temperature for a period of not less than twenty-five minutes, and immediately thereafter of cooling the same to a temperature of not above fifty degrees Fahrenheit; *provided*, that when cream is pasteurized to be used and is used in the manufacture of butter, or when milk is pasteurized to be used and is used in the manufacture of cheese, and where the process of ripening or starting in each case is to be commenced immediately, then it shall not be required that such cream or milk be cooled to a lower degree than is necessary for such ripening or starting. Milk for drinking purposes shall not be heated for more than one hour nor above one hundred forty-five degrees Fahrenheit. Cream that is to be manufactured into butter may be pasteurized by heating above one hundred forty-five degrees Fahrenheit, and when the same is uniformly heated to and held at a temperature above one hundred fifty-one degrees Fahrenheit, the time for holding may be decreased from twenty-five minutes by one minute for each degree of temperature over one hundred fifty-one degrees Fahrenheit.

All pasteurized cream or milk used in the manufacture of pasteurized butter and cheese, respectively, shall be pasteurized at and in the plant where such butter or cheese, as the case may be, is manufactured therefrom. Repasteurization of any milk is hereby expressly forbidden.

Also all apparatus used for the pasteurization of milk, skim milk or cream shall be kept in strictly clean and sanitary condition and shall be equipped with a recording thermometer device which will accurately record the temperature to which, and the length of time for which the pasturized product has been heated. All recording thermometer devices used in the pasteurization of any such milk, skim milk or cream must be approved by and at all times subject to the approval of the State Department of Agriculture, and of all county and municipal officers charged with the enforcement of laws and ordinances respecting dairy products or the public health; and all persons, firms or corporations using pasteurizing apparatus within the State of California shall preserve and keep on file, for a period of not less than two months after the same are made, all records made by such thermometer, or in lieu of such preservation may deliver such records to any public officer authorized by law or ordinance to receive the same, and said records shall, at all times, be open to the inspection of the State Department of Agriculture, and of all county and municipal officers charged with the enforcement of laws and ordinances respecting dairy products or the public health.

(16) Goat's milk is the fresh, clean, lacteal secretion, free from colostrum, obtained by the complete milking of one or more goats, properly fed and kept.

(17) Sheep's milk or ewe's milk is the fresh, clean lacteal secretion, free from colostrum, obtained by the complete milking of one or more sheep properly fed and kept.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 440—An act to amend sections 10, 14 and 20 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing

buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title, strike out the word "sections" and insert in lieu thereof the word "section."

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 1 of the title, strike out the comma after the word "ten" and also the words "fourteen and twenty".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 6, of the printed bill, after the period following the numeral "10" strike out all of lines 6 to 52, and insert in lieu thereof the following: "No person, by himself or his agents, or servants, shall render, manufacture, sell, offer for sale, expose for sale, or have in his possession with intent to sell or to use or to serve to patrons, guests, boarders, or inmates in any hotel, eating house, restaurant, public conveyance or boarding house, or public or private hospital, asylum, or eleemosynary or penal institution, any article, product or compound made wholly or partly out of any fat, oil, or oleginous substance or compound thereof, not produced directly and at the time of manufacture from unadulterated milk or cream from the same, which article, product, or compound shall be colored in imitation of butter or cheese produced from unadulterated milk or cream, or be made to resemble yellow butter in color, by whatever means the coloring is accomplished; *provided*, that nothing in this section shall be construed to prohibit the manufacture or sale, under the regulations hereinafter provided, of substances or compounds, designed to be used as an imitation, or as a substitute for butter or cheese made from pure milk or cream from the same, in a separate and distinct form not resembling butter or cheese, and in such a manner as will advise the purchaser and consumer of its real character, free from coloration or ingredients that cause it to look like butter or cheese made from pure milk or cream, the product of the dairy. *Provided, further*, that nothing in this section shall be construed to prohibit the manufacture or sale, under the regulations hereinafter provided, of said substances or compounds; nor prohibit the manufacture or sale of colored oleomargarine or substitute for butter or substitute for cheese for export trade to a foreign country or countries when such sale or manufacture for such export trade is lawful under the laws of the United States."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 3 of the printed bill, strike out all of lines 1 to 9, inclusive.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 207—An act providing for the establishment of a whole time health department in those counties of the State wherein a whole time health department does not exist; defining a whole time health department; to enable the State Board of Health to contract

with any person or corporation and such county for the establishment, support and maintenance of such whole time health department.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 210—An act to repeal sections 3094 and 3095 of the Political Code, relating to the dissection of dead bodies, and all other acts or portions of acts in conflict with this act, and to substitute therefor, the following act to prevent unauthorized use and disposition of, and traffic in human bodies, to prescribe the keeping of proper records; and to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead and to provide penalties for the violation of this act.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 498—An act to add a new section to be numbered 25a to the act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1907, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, relating to tests for butter fat content of milk.

Bill read second time, ordered engrossed and on file for third reading.

Senate Bill No. 304—An act to amend section 402c of the Penal Code, relating to protection of labor engaged in the construction, alteration, repairing, painting or cleaning of houses, buildings or structures, by including provision for the enforcement thereof by the Industrial Accident Commission.

COMMITTEE AMENDMENT

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In lines 11 and 12 strike out the following words: "the Bureau of Labor Statistics, Department of Labor, or".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 365—An act to amend an act entitled "An act to regulate the construction, operation and maintenance of elevators in buildings during the course of construction and providing for the inspection of same by the Bureau of Labor Statistics, and providing for a penalty for violation thereof" (chapter 275, Laws 1913), approved June 7, 1913, by amending sections 2 and 3 thereof.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 306—An act to amend an act entitled "An act to regulate certain scaffolding or staging for the protection of workmen; requiring that in addition to the duties imposed by any law upon employers using or directing or permitting the use of scaffolding or staging swung or suspended from an overhead support such employers shall be subject to the provisions of this act; fixing penalties for a violation hereof to be the same as provided in section 402c of the Penal Code; and providing for the enforcement of this act by the Commissioner of the Bureau of Labor Statistics" (chapter XLVIII, Laws 1913), approved April 22, 1913.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed bill, commencing with the word "to" strike out the remainder of the line and all of lines 16, 17 and 18, and insert in lieu thereof a period and the following: "Such rail shall be properly secured and braced;".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 1, of the printed bill, strike out the word "strain" and the semicolon thereafter; also in same line strike out the word "thirty-four" and insert in lieu thereof the word "forty-two".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 4, of the printed bill, strike out the comma after the words "attached thereto" and insert in lieu thereof a semicolon; also in lines 5 and 6 strike out the following: "as hereinbefore provided, to withstand any strain;" also in line 5 insert the article "a" after the word "such".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 295—An act to require employers to keep records of the working hours and wages of women and minors in certain cases; providing for the inspection of such records by certain authorities, their deputies and agents; and providing penalties for the violation thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the comma after the word "commissioner" and the balance of said line, and all of line 6, and all of line 7, down to and including the comma after the word "housing".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, strike out the words "their respective" and insert in lieu thereof the word "the".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 8, of the printed bill, after the word "agents" insert the words "of such department".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 65—An act limiting the hours of labor of females employed as personal or domestic servants and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act and for permitting or suffering any overseer, superintendent, foreman, housekeeper, or any other agent of any such employer to violate the provisions of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, strike out the word "ten" and insert in lieu thereof the word "[illegible]".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill, strike out the word "sixty" and insert in lieu thereof the word "[illegible]".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 6, of the printed bill, strike out the word "ten" and insert in lieu thereof the word "[illegible]".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 7, of the printed bill, strike out the word "sixty" and insert in lieu thereof the word "[illegible]".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, line 14, of the printed bill, strike out the word "sixty" and insert in lieu thereof the word "[illegible]".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 499—An act to accept the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States Congress assembled and approved February 25, 1920, entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium of the public domain," and setting aside the funds received by the State under the provisions of said act of Congress.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 11, strike out the remainder of the bill and insert in lieu thereof the following: "by him credited to the State Junior College Fund which is hereby created; *provided*, that if the amount so received by the State Treasurer shall exceed the amount required to be apportioned to junior college districts as hereinafter provided, then all moneys apportioned under said act of Congress to the State of California, in excess of the amount of State Junior College Fund so computed, shall be credited by him to the State school fund provided for in section 6 of article IX of the constitution of the State of California, as a part of the minimum amount of the State school fund therein required to be set aside for day and evening elementary schools. The Superintendent of Public Instruction shall on or before September 15 of each year certify to the State Treasurer and to the State Controller the total number of students in average daily attendance in the junior college districts of the State during the next preceding school year and the total amount of money that should be set aside to be apportioned to the junior colleges as hereinafter provided.

SEC. 3. Each junior college district maintaining an accredited junior college, after the first full school year said junior college has been maintained, shall be entitled to receive from the Junior College Fund two thousand dollars per annum as the junior college allotment, and in addition thereto, one hundred dollars per unit of average daily attendance during the preceding school year: *provided*, that no junior college district shall receive any apportionment from the State unless it has provided during the preceding school year for the maintenance of the junior college an amount at least equal to the amount apportioned by the State. It shall be the duty of the Superintendent of Public Instruction to apportion the State Junior College Fund in accordance with the provisions of this section. The State Treasurer shall notify the State Controller of all amounts that may be set aside for the Junior College Fund and the State Controller must keep a separate account of the State Junior College Fund and must on the first Monday in January and on the first Monday in July of every year report to the Superintendent of Public Instruction a statement of all moneys belonging to said fund. He must draw his warrant on the State Treasurer whenever such treasurer presents, with his endorsement, an order drawn by the Superintendent of Public Instruction against the State Junior College Fund and the State Treasurer is hereby authorized to pay the same."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 500—An act to provide for the organization of Junior College districts and for the maintenance of Junior Colleges therein and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 3 of the title, strike out the words "and making an appropriation therefor" and insert in lieu thereof a period.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 7, strike out the word "county" and insert in lieu thereof the word "district".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 5, line 31, strike out the entire line and insert in lieu thereof the following: "after the second school year shall be seventy-five, or less than seventy-five, the".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 6, line 23, strike out the entire line down to and including the word "courses" and insert in lieu thereof the following: "the junior college".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 6, line 27, strike out the word "courses" and insert in lieu thereof the word "program".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 6, line 32, strike out the words "high school" and insert in lieu thereof the words "junior college".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 7, line 17, beginning with the word "or" strike out the remainder of the line and the matter in line 18 down to and including the word "college".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 9, line 41, strike out the word "another" and insert in lieu thereof the words "an adjoining".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 10, line 3, strike out the matter in the line down to and including the word "colleges" and insert in lieu thereof the following: "in his county or".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 10, line 5, strike out the word "its".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 10, line 6, strike out the words "outside of" and insert in lieu thereof the words "but not in".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 10, line 18, after the word "schools" insert the following: "of the county".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 10, line 31, beginning with the word "each" strike out all matter on the remainder of the page and all matter on page 11, lines 1 to 17, inclusive, and insert in lieu thereof the following:

"SEC. 17. Nothing in this act shall be construed as repealing section 1750b of the Political Code."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 347—An act to amend section 515 of the Political Code, relating to the salaries of assistants in the office of the Superintendent of Public Instruction.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 348—An act to amend section 7 of an act entitled "An act to provide for the organization and supervision of courses in physical education in the elementary, secondary and normal schools of the State and appropriating $10,000 therefor," approved May 26, 1917.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 628—An act to add a new section numbered section 1612*a*, and relating to school district budgets and school district taxes is hereby added to the Political Code of the State of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 954—An act declaring the county road extending from San Simeon to Cambria to be a State highway and providing for the maintenance thereof.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 786—An act to amend an act entitled "An act to provide for proceedings against and liquidation of delinquent insurance corporations and associations," approved April 30, 1919, by adding thereto two new sections to be numbered 14 and 15, relating to proceedings against and liquidation of delinquent insurance corporations and associations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Amend the title by striking out the words "two new sections to be numbered 14 and 15" and insert in lieu thereof the words "a new section to be numbered 2*a*".

Amendment adopted.

AMENDMENT NUMBER TWO.

Strike out the entire language of the printed bill after the words "approved April 30, 1919", on line 4, page 1, including lines 1 to 52 of page 2 of the printed bill, and all of lines 1 to 34 of page 3 of the printed bill, and insert in lieu thereof the following: "to be numbered 2*a* and to read as follows:

"SEC. 2*a*. Whenever it shall appear to the Insurance Commissioner that any person or corporation has committed any of the acts set forth in paragraph 2 of this act, and that any officer or attorney in fact of such corporation has embezzled or sequestered or wrongfully diverted to his or its own benefit any of the moneys, assets or securities of such corporation, and that irreparable loss and injury to the property and business of such corporation has or may occur unless the Insurance Commissioner take immediate charge of the property, business and affairs of such corporation, then and thereupon the Insurance Commissioner shall forthwith, without notice and before applying to the court for any order as herein provided, seize and take possession of the property and business of such person or corporation, its books, records and accounts and the offices and premises occupied by such corporation for the transaction of its business, and retain possession of the same subject to the order of the court; and for such purpose the Insurance Commissioner may require the aid of all peace officers to enforce such seizure and possession by the Insurance Commissioner.

Thereupon the Insurance Commissioner shall apply to the superior court, or any judge thereof, in the county in which the principal office of such corporation is located for the order provided for in section 2 of this act, and thereafter shall proceed in such application and in the disposition of the property, business and affairs of said corporation as hereinafter in this act provided."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 172—An act to add a new section to the Civil Code to be numbered 402, relating to the determination of the identity of directors of dissolved corporations and settlement of affairs of such corporations.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 590—An act to amend title XXI of part IV of division I of an act entitled "An act to establish a Civil Code, approved

March 21, 1872, relating to cooperative nonprofit corporations by amending section 653*s* and adding two new sections to be numbered section 653*sa* and section 653*sb*.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In the title strike out all thereof after the word "relating" in line 3 of said title, and insert in lieu thereof the words "to nonprofit, cooperative, agricultural, viticultural and horticultural associations by amending sections 653*m*, 653*n*, 653*p*, 653*q*, 653*s* and by adding two new sections to be numbered section 653*sa* and section 653*sb*."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, insert after the word "shipping" the words "manufacturing, preparing for market,".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, lines 14 and 15, of the printed bill, strike out the words "such association shall not have a capital stock, and its business shall not be carried on for profit.", and insert in lieu thereof the words "such association shall not issue capital stock, but shall issue membership certificates to each member. Its business shall not be carried on for profit."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 22, of the printed bill, strike out the following: "(Certificate of membership. Right of succession.)".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 32, of the printed bill, after the word "vote" strike out the word "of", and on page 3, line 1, of the printed bill, strike out the first two words in said line, to wit: "the members".

Amendment adopted.

AMENDMENT NUMBER SIX

On page 4, line 1, of the printed bill, after the word "property" insert a comma and the words "including stock in other corporations" and a comma.

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 4, line 1, of the printed bill, strike out the words "to carry on its business" and insert in lieu thereof the following: "or convenient in the carrying on of its business; to borrow money; to mortgage or pledge any property, real or personal, owned or held by such association; to secure any contracts made by it, or any bonds, debentures, promissory notes, or other obligations by it issued or incurred or guaranteed;".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 4, line 6, of the printed bill, strike out the words "corporation or corporations" and insert in lieu thereof the words "association or associations".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 4, lines 14 and 15, of the printed bill, strike out the words "corporation or corporations" and insert in lieu thereof the words "association or associations".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 4, line 17, of the printed bill, strike out the word "corporations" and insert in lieu thereof the word "associations".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 4, line 24, of the printed bill, insert after the word "formed" a comma and the word "existing".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 5, line 4, of the printed bill, strike out the word "corporation" and insert in lieu thereof the word "association".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 5, line 8, of the printed bill, after the word "not" strike out the words "in the relation of a private person".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 5 of the printed bill strike out the whole of lines 9 to 16, inclusive, and insert in lieu thereof the following:

"Sec. 653*sa*. In the event the articles of incorporation shall provide for unequal voting power, the provisions of law with reference to a majority, a two-thirds, or other vote of the members shall not apply, and in lieu thereof there shall be substituted a majority or two-thirds of the votes of the interests represented by the several members, or otherwise, as the case may be."

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 5 of the printed bill strike out the whole of lines 17 to 41, inclusive, and insert in lieu thereof the following:

"Sec. 653*sb*. Nothing in this title shall be deemed to prohibit any cooperative association formed or existing hereunder from having and exercising the same powers in carrying out its purposes as are enjoyed or exercised by corporations which issue capital stock.

Any association formed or existing under this title shall conduct and carry on its business without profit to itself; it may, however, conduct its business for the profit of its members; it may use or employ any of its facilities for any purpose except the handling for others, not members, of products similar to the products handled for its members; *provided*, the proceeds arising from such use and employment shall go to reduce the cost of operation for its members."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 591—An act to amend title XXII of part IV of division I of an act entitled "An act to establish a Civil Code, approved March 21, 1872, relating to cooperative nonprofit corporations by amending sections 653*z* and 653*zb*, and adding a new section to be numbered 653*zc*.

SENATE AMENDMENTS

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In the same article and section after the words "training car" in line 5 of said bill and after the word "cars" in said line, insert the following: "(provided compliance with the terms of amending section 10 of this act)".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out all of lines 9 to 12 inclusive and insert in lieu thereof the following:

"Sec. 10. Reasonable compulsion or confinement may be imposed by the adopting parent or parents of any child adopted in the manner prescribed in this act, or by any of such persons legally in control of such child, and such compulsion or confinement shall have such conditions, for the purpose authorized by this act, and the parents surrendering children for adoption and all other persons subject to reasonable compulsion by the terms of this section, shall be subject to all such conditions as the terms of this section, according such powers to be in accordance with those granted by this act."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill after the words "Sec. 10." strike out the whole of line 10 of said bill and the word "child" in the beginning of line 11 and insert in lieu thereof the following: "Such compulsion shall not begin before such child shall have attained the age of two years, nor after such child shall have attained the age of ten years, and such compulsion shall not be exercised in the public".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 line 16 of the printed bill strike out the words "Revision of constitution".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 line 20 of the printed bill after the word "section" strike out the word "or" and insert in lieu thereof the word "of".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 3 of the printed bill at the end of paragraph No. 4, and as a part of said paragraph, insert the following: "This amendment of the articles of incorporation shall not be effected, pursuant to requested vote by the corporation written consent of the holders of all of the members."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 4, line 1 of the printed bill strike out the word "By-laws"

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 3 line 5 of the printed bill, strike out the words- "of the members".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 3, line 20 of the printed bill, after the word "member" strike out the word "if" and in lieu thereof insert the word "as".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 4, line 4, of the printed bill, after the word "property," insert the following words: "including stock in other corporations,".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 4 of the printed bill at the end of line 6 insert the following: "to borrow money; to mortgage or pledge any property, real or personal, owned or held by such corporation; to secure any contracts made by it, or any bonds, debentures, promissory notes, or other obligations by it issued or incurred or guaranteed; and to acquire by purchase or otherwise, the interest of any member in the property of the corporation."

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 4 of the printed bill at the beginning of line 27 before the word "agencies" insert the word "and".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 4 of the printed bill, in line 27, strike out the words "and terms of marketing".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 4 of the printed bill, in line 29, after the word "formed" insert a comma and the word "existing".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 4, line 37, of the printed bill, strike out the words "Amendment of articles of incorporation."

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 4, line 42, of the printed bill, strike out the words "Quo Warranto."

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 4, lines 46 and 47, of the printed bill, strike out the words "in the relation of a private person or".

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 4, line 48, of the printed bill, strike out the words "Particular corporations."

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 5, line 1, of the printed bill, after the word "Voting," strike out the whole of said line and also all of lines 2 to 8, inclusive, on said page 5, and insert in lieu thereof the following: "(In the event the articles of incorporation shall provide for unequal voting power, the provisions of law with reference to a majority, a two-thirds, or other vote of the members shall not apply, and in lieu thereof, there shall be substituted a majority or two-thirds of the votes of the interests represented by the several members, or otherwise, as the case may be.)"

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 5, line 9, of the printed bill, after the words "Sec. 653zc." strike out the whole of said line and also all of lines 10 to 33, inclusive, and insert in lieu thereof the following: "Nothing in this title shall be deemed to prohibit any cooperative corporation formed or existing hereunder from having and exercising the same powers in carrying out its purposes as are enjoyed or exercised by corporations which issue capital stock.

Any corporation formed or existing under this title shall conduct and carry on its business without profit to itself; it may, however, conduct its business for the profit of its members; it may use or employ any of its facilities for any purpose except the handling for others, not members, of products similar to the products handled for its members: *provided*, the proceeds arising from such use and employment shall go to reduce the cost of operation for its members."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 297—An act to amend sections 8, 10, 11 and 18½ of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, after the word "town" insert the following: "and may also enter into contracts with one or more other county fire insurance companies for mutual reinsurance and to reinsure or issue policies of reinsurance upon risks carried by any of such companies".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 27, of the printed bill, after the word "act" strike out the comma and the words "and not otherwise" and insert in lieu thereof the following: "or in any company organized for the purpose of providing reinsurance for county mutual fire insurance companies or under any agreement for mutual reinsurance between two or more county mutual fire insurance companies".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Joint Resolution No. 26—Relative to immigration.

Joint resolution read.

COMMITTEE AMENDMENTS.

During reading of the resolution, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed resolution, after the word "and" insert the word "Native".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed resolution, strike out the following: "State Federation of Farm Bureaus,".

Amendment adopted.

Senate Joint Resolution No. 26 ordered to print, and engrossment.

Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 310 passed by the following vote:

AYES—Senators Allen, Boggs, Canepa, Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 397—An act providing for the generation, transmission and distribution of electric energy, creating a Hydroelectric Power Commission and defining its powers.

On motion of Senator Johnson, Senate Bill No. 397 was passed on file.

Senate Bill No. 957—An act to provide for the promotion, government, operation, dissolution and alteration of the boundaries of fire control districts in this State; for the acquisition of property thereby; for the calling of elections in such districts; for the assessment, levying, collection, custody and disbursement of taxes therein; and for purposes incidental to the main purposes of this act.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 957 passed by the following vote:

AYES—Senators Allen, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 723—An act to provide for the safety and protection of railroad employees by prohibiting railroads from requiring employees to ride on top of moving freight cars except in certain cases; and prescribing penalties for violation of the provisions hereof.

On motion of Senator Sharkey, Senate Bill No. 723 was passed on file.

Senate Bill No. 272—An act to amend section 19*f* of the Juvenile Court Law, approved June 5, 1915.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Inman moved to refer Senate Bill No. 272 to Senator Shearer, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 24, of the printed bill, strike out the words "two hundred" and insert in lieu thereof the words "one hundred ninety".

AMENDMENT NUMBER TWO.

On page 1, line 25, of the printed bill, strike out the words "seventy-five" and insert in lieu thereof the word "sixty".

AMENDMENT NUMBER THREE.

On page 1, line 26, of the printed bill, strike out the word **"forty"** and insert in lieu thereof the word "thirty-five".

AMENDMENT NUMBER FOUR.

On page 1, line 27, of the printed bill, strike out the semicolon following the word "month" and insert a period, and strike out the remainder of line 27 and all of line 28.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 272, with instructions to amend, respectfully reports the same back, amended as per instructions.

SHEARER, Special Committee.

Report read, and on motion of Senator Inman adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 183—An act to amend section 1526 and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 183 passed by the following vote:

AYES—Senators Allen, Boggs, Caminetti, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 188—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 188 passed by the following vote:

AYES—Senators Allen, Boggs, Caminetti, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Gates, Harris, Hart, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks.

On motion of Senator Sample, Senate Bill No. 53 was passed on file.

Senate Bill No. 784—An act providing for the organization and regulation of reciprocal interinsurance exchanges, to be known as the "Reciprocal Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interchange

of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee, approved December 24, 1911,' approved May 26, 1917," as amended.

On motion of Senator Burnett, Senate Bill No. 784 was passed on file.

Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

On motion of Senator Burnett, Senate Bill No. 269 was passed on file.

Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies.

On motion of Senator Burnett, Senate Bill No. 270 was passed on file.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 832 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 835 was passed on file.

Senate Bill No. 679—An act to amend an act entitled "An act providing for the management of the California Redwood Park and creating a board of five commissioners with power to manage said California Redwood Park," approved February 6, 1911, by amending section 2 of said act, relative to the compensation of the warden.

On motion of Senator Jones, Senate Bill No. 679 was passed on file.

Senate Bill No. 657—An act to amend the Political Code by adding thereto a new section, to be numbered 1579*b*, relating to the consolidation of all elementary school districts not including certain city school districts of a county to form one county union elementary school district.

On motion of Senator Eden, Senate Bill No. 657 was passed on file.

Senate Bill No. 27—An act to amend section 7 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, and to add a new section to be known and numbered as 8*g*.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 27 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Flaherty, Godsil, Harris, Ingram, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 597—An act providing for the preparation and filing by county engineers, county surveyors, flood control engineers, road commissioners, city engineers, superintendents of streets, commissioners of public works, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the engineer for any reclamation or irrigation district within the State, or of the Debris Commission, supervising or superintending the construction or improvement of public work within the State, by day's labor or force account, of plans and specifications and estimates of costs prior to the commencement of such work and of a certificate or report showing the progress and costs of such work and providing penalties for failure to file and keep as a public record such plans, estimates of costs and certificate and report excepting therefrom emergency and maintenance work and work the cost of which is not more than $10,000.

On motion of Senator Breed, Senate Bill No. 597 was passed on file.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Harris moved to reconsider the vote whereby Senate Bill No. 313—An act to regulate the hours of labor of employees on street railways, electric and elevated railways; providing penalties for the violation of its provisions and repealing all acts or parts of acts in conflict with this act—was refused passage.

The question being on the motion to reconsider the vote whereby Senate Bill No. 313 was refused passage.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Harris moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—38.

The Secretary announced the absentees.

Time, eleven o'clock and twenty minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

Senate Bill No. 801—An act to amend section 628 of the Penal Code, relating to the protection of shrimp, spiny lobster and crab.

Bill read third time.

On motion of Senator Scott, Senate Bill No. 801 was passed on file.

Senate Bill No. 740—An act providing for the creation and management of the Mount Diablo Park, creating a board of five commissioners with power to acquire and manage said park.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 740 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rush, Scott, Sharkey, Shearer, and Slater—26.
NOES—Senators Allen, Burnett, Chamberlin, and Yonkin—4.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Yonkin to introduce a bill entitled—An act to amend section 602*a* of the Political Code, relating to liability insurance reserve—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Yonkin—30.
NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Yonkin: Senate Bill No. 972—An act to amend section 602*a* of the Political Code, relating to liability insurance reserve.

Bill read first time, and referred to Committee on Insurance.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended.

On motion of Senator Jones, Senate Bill No. 815 was passed on file.

SENATE CONSTITUTIONAL AMENDMENT No. 13.

A resolution proposing to the people of the State of California, an amendment to article XI of the constitution of the State, by adding a new section thereto, to be known as section 7½*b* of said article XI, relating to the annexation or consolidation of municipalities.

Be it resolved by the Senate, the Assembly concurring, That the Legislature of the State of California, at its regular session, commencing on the third day of January, 1921, two-thirds of all the members elected to each of the two houses of the State Legislature voting in favor thereof, hereby proposes to the people of the State of California, that article XI of the constitution of the State of California be amended by adding to said article XI a new section to be known as section 7½*b*, of said article XI, and to read as follows:

Sec. 7½*b*. No incorporated city or town shall ever be transferred or annexed to, or consolidated with, any other municipality, or consolidated city and county, without the consent of a majority of the voters of such incorporated city or town voting at an election called for that purpose.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 13 adopted by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—Senator Allen—1.

Title read and approved.

Senate Constitutional Amendment No. 13 ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article XIII thereof a new section, to be numbered 12½, relative to revenue and taxation.

On motion of Senator Carr, W. J., Senate Constitutional Amendment No. 31 was passed on file.

Senate Bill No. 666—An act to amend section 4 of an act entitled "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded, and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended, by providing that the governing body of the city, city and county, or county, may require either the dedication or conveyance to the political subdivision of a right-of-way for storm drain purposes where the tract of land shown upon the map is traversed by a natural water course or channel.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 666 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 435—An act to add a new section, to be numbered section 19*x* 6, to an act entitled "An act to be known as the Juvenile

Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 435 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 56—An act to regulate the method of voting for and electing candidates for judicial offices at primary and general elections by giving each office a designating number for the purposes of elections where two or more persons are to be elected to the same judicial office for the same term at the same election.

Bill read third time.

On motion of Senator Breed, Senate Bill No. 56 was passed on file.

Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts consistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 807 to Senator Carr, W. J., as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On line 12 of the title strike out the letters "con" and insert in lieu thereof the letters "incon".

AMENDMENT NUMBER TWO.

On page 2, line 24, of the printed bill, strike out the comma after the word "votes".

AMENDMENT NUMBER THREE.

On page 4, line 4, of the printed bill, strike out the word "or" and insert in lieu thereof the word "and".

AMENDMENT NUMBER FOUR.

On page 4, line 18, of the printed bill, strike out the word "and" and insert in lieu thereof the word "or".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 807, with instructions to amend, respectfully reports the same back, amended as per instructions.

CARR, W. J., Special Committee.

Report read, and on motion of Senator Jones adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 254—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors, approved May 22, 1919.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Chamberlin moved to refer Senate Bill No. 254 to Senator Rominger, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 6, line 3, of the printed bill, strike out the comma after the word "medicine" and insert in lieu thereof the following: "and all other supplies,".

AMENDMENT NUMBER TWO.

On page 6, line 4, of the printed bill, strike out the word "furnish" and insert in lieu thereof the words "to purchase".

AMENDMENT NUMBER THREE.

On page 6, line 4, of the printed bill, after the comma following the word "implements" insert the word "material".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 254, with instructions to amend, respectfully reports the same back, amended as per instructions.

ROMINGER, Special Committee.

Report read, and on motion of Senator Chamberlin adopted.

Bill ordered to print, and re-engrossment.

Senate Concurrent Resolution No. 27—Relative to the examination of denuded areas, and directing the State Board of Forestry to examine such areas and to report to the Legislature, at its next regular session, the situation and approximate acreage of such areas as are most valuable for reforestation or recovering with other protective cover, together

with a plan for such reforestation or covering with other protective cover.

Resolution read.

AMENDMENT FROM THE FLOOR.

During the reading of the resolution, the following amendment was offered and its adoption moved by Senator Chamberlin.

AMENDMENT NUMBER ONE.

On page 1, line 1, of the resolution, after the word "Whereas", insert the following: "It is reported that".

Amendment adopted.

Senate Concurrent Resolution No. 27 ordered to print, and re-engrossment.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At twelve o'clock and twenty minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Harris.

The Secretary was directed to call the roll, on the motion to reconsider the vote whereby Senate Bill No. 313 was refused passage, of the Senators who had not answered to their names.

The roll was called, and the vote whereby Senate Bill No. 313 was refused passage, refused reconsideration by the following vote:

AYES—Senators Anderson, Canepa, Carr, F. M., Crowley, Dennett, Flaherty, Godsil, Harris, Ingram, Inman, Jones, McDonald, Osborne, Rigdon, Rush, Scott, Sharkey, and Slater—18.

NOES—Senators Allen, Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Duncan, Eden, Gates, Hart, Irwin, Johnson, King, Lyon, Nelson, Otis, Purkitt, Rominger, Sample, Shearer, and Yonkin—21.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At twelve o'clock and twenty-five minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., on motion of Senator Gates, the hour of recess was extended until one o'clock p.m.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Sample moved to reconsider the vote whereby Senate Bill No. 963—An act to add a new section to the Penal Code, to be numbered 630*c*, prohibiting fishing by certain aliens—was passed.

The roll was called on the motion to reconsider the vote whereby Senate Bill No. 963 was passed, and reconsideration granted by the following vote:

AYES—Senators Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Dennett, Eden, Gates, Godsil, Hart, Irwin, King, Lyon, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Yonkin—22.

NOES—Senators Allen, Anderson, Canepa, Carr, F. M., Crowley, Flaherty, Harris, Ingram, Inman, Johnson, Jones, McDonald, Osborne, Purkitt, Sharkey, and Slater—16.

HOUR OF RECESS EXTENDED.

At one o'clock p.m., on motion of Senator Gates, the hour of recess was extended until the conclusion of the consideration of Senate Bill No. 963.

CONSIDERATION OF SENATE BILL NUMBER NINE HUNDRED SIXTY-THREE OUT OF THE REGULAR ORDER FOR THE PURPOSE OF AMENDMENT.

Senate Bill No. 963—An act to add a new section to the Penal Code, to be numbered 630*c*, prohibiting fishing by certain aliens.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Rigdon moved to refer Senate Bill No. 963 to Senator Yonkin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, add after line 11 the following: "*Provided*, that the provisions of this act shall take effect on January 1, 1923,".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 963, with instructions to amend, respectfully reports the same back, amended as per instructions.

YONKIN, Special Committee.

Report read, and on motion of Senator Rigdon adopted.
Bill ordered to print, and re-engrossment.

SPECIAL ORDER SET.

On motion of Senator Inman, Senate Bill No. 963 was made a special order for Monday, April 11, 1921, at eleven o'clock and thirty minutes a.m.

RECESS.

At one o'clock and fifteen minutes p.m., on motion of Senator Gates, the President declared the Senate at recess until the hour of two o'clock and thirty mintues p.m.

RECONVENED.

At two o'clock and thirty minutes p.m., the Senate reconvened.
Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.
Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 980—An act to amend section 1 of an act entitled "An act authorizing the investment and reinvestment and disposition of any surplus moneys in the treasury of any county, city and county or incorporated city or town," approved April 23, 1913.
In the absence of the author, Senate Bill No. 980 was passed on file.

Assembly Bill No. 547—An act to amend the Civil Code by adding thereto a new section to be numbered 2004, regulating deductions from pay of employees because of tardiness.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, after the comma strike out the remainder of the paragraph and insert in lieu thereof the following: "that for a loss of time less than thirty minutes a half hour's wage may be deducted."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 246—An act to regulate the procuring of persons to take the places of employees in anticipation of or during strikes, lockouts or other labor troubles; and repealing an act entitled "An act to regulate advertisements and solicitations for employees during strikes, lockouts and other labor troubles," approved June 7, 1913.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 199—An act to require the furnishing of seats for elevator operators.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 816—An act to add a new section to the Political Code to be numbered 4041*f*, relating to appropriations and expenditures by counties for the prevention of floods.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 1275—An act to amend section 3457 of the Political Code, relating to form, issuance and payment of warrants of reclamation districts.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 451—An act to amend sections 1518*a* and 1519 of the Political Code of the State of California, relating to the powers and duties of the State Board of Education.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 442—An act to amend section 1565 of the Political Code, relating to the fees for the granting of teachers' certificates.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 448—An act to amend section 1764 of the Political Code, relating to the apportionment of county high school funds.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 1124—An act to amend sections 2 and 15 of an act entitled "An act to provide for the organization, control and equipment of high school cadet companies, and for the promotion of rifle practice therein and appropriating the sum of $5,000 therefor," approved April 5, 1911.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 923—An act to amend section 3669*d* of the Political Code, relating to taxation of corporations for State purposes.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 922—An act to amend section 14 of an act entitled "An act prescribing terms and conditions upon which corporations

may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, relating to the terms and conditions upon which corporations may transact business in this State.

Bill read second time, and ordered to print, and third reading.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Harris asked for and was granted unanimous consent to take up Assembly Bill No. 918 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 918—An act to amend section 4233 of the Political Code, relating to counties of the fourth class.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Harris moved to refer Assembly Bill No. 918 to Senator Dennett, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 22, of the amended bill, strike out the period after the word "annum" and add "each."

AMENDMENT NUMBER TWO.

On page 2, line 35, of the amended bill, after the words "per annum" insert the word "each".

AMENDMENT NUMBER THREE.

On page 2, line 45, of the amended bill, strike out the period after the word "annum" and add "each."

AMENDMENT NUMBER FOUR.

On page 3, line 22, of the amended bill, after the words "per day" insert the word "each".

AMENDMENT NUMBER FIVE.

On page 3, line 33, of the amended bill, strike out the period after the word "annum" and insert the word "each."

AMENDMENT NUMBER SIX.

On page 7, line 14, of the amended bill, after the comma after the word "furniture" insert "telephone,".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 918, with instructions to amend, respectfully reports the same back, amended as per instructions.

DENNETT, Special Committee.

Report read, and on motion of Senator Harris adopted.

Bill ordered to print.

THIRD READING OF SENATE BILLS—(RESUMED).

Senator Burnett asked for and was granted unanimous consent to take up Senate Bill No. 269 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Burnett moved to refer Senate Bill No. 269 to Senator Scott, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 16, strike out ": or bonds"; also on page 1 strike out all of lines 17, 18, 19 and 20, and insert in lieu thereof a period.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 23, after the word "interest" insert a comma.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, lines 17 and 18, strike out the words "or of the state in which any such district is located,".

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, line 32, after the word "incumbered" insert the following: "or subject to lien".

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, line 33, after the words "existence of" insert the following: "tax liens or".

AMENDMENT NUMBER SIX.

On page 3 of the printed bill, line 3, strike out the following: "par value at least equal to the par value of"; also strike out all of lines 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15, and insert in lieu thereof the following: "market value at least fifteen per centum in excess of the par value of the collateral trust bonds or notes issued; or

(2) Deposit of bonds authorized for investment by this section and other securities of a combined market value at least twenty per centum in excess of the par value of the collateral trust bonds or notes issued; *provided*, that the par value of said collateral trust bonds or notes shall in no case exceed the market value of that portion of the security represented by bonds authorized for investment by this section.

(3) Deposit of any notes or bonds authorized for investment by this section and other securities of a combined market value of at least thirty per centum in excess of the par value of the collateral trust bonds or notes issued; *provided*, that the par value of such collateral trust bonds or notes issued shall in no case exceed the market value of that portion of the security represented by notes or bonds hereinbefore in this section authorized for investment; *provided, further*, that the collateral pledged consist of bonds authorized for investment by this section of the market value of at least seventy-five per centum of the par value of such collateral trust bonds or notes issued."

AMENDMENT NUMBER SEVEN.

On page 3 of the printed bill, line 31, after "United States," strike out the word "which".

Also strike out all of lines 32, 33, 34, 35.

In line 36 also strike out "such investment form a part, and which".

In line 31 insert after the words "United States," the following: "Or bonds of any permanent road division, reclamation district, irrigation district, or any other district of any state which are legal investments for savings banks of this State. Nothing herein shall authorize the purchase of or loans upon such obligations of any corporation or district which within five (5) years next preceding shall have defaulted in payment of any part of either principal or interest of any bond, note or obligation offered."

In line 36, strike out word "stocks", and insert in lieu thereof "Stocks".

AMENDMENT NUMBER EIGHT.

Insert a new paragraph after the words "registered policies." on line 14, page 4, of the printed bill, reading as follows:

"(IV) Any insurance company of this State doing business in any foreign country may invest so much of its funds as are required to meet its obligation incurred in

such foreign country and in conformity to the laws thereof, in the same kind of securities issued in such foreign country that such company is by law allowed to invest in this State, and subject to the limitations imposed by law in this State."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 269, with instructions to amend, respectfully reports the same back, amended as per instructions.

SCOTT, Special Committee.

Report read, and on motion of Senator Burnett adopted.
Bill ordered to print, and re-engrossment.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 175—An act to amend an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to repeal chapter 595 of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917, as amended—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—13; committee vote: Ayes—11; absent—2.

KING, Chairman.

Senate Bill No. 175 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 660—An act to regulate and license the business of automobile and auto truck transportation in the State of California and providing penalties for the violation of the provision thereof—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—8; 1 not voting; absent—4.

KING, Chairman.

Senate Bill No. 660 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 962—An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—11; absent—2.

KING, Chairman.

Senate Bill No. 962 ordered on file for second reading.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Bill No. 893—An act authorizing the Governor of California to appoint a

representative of the State of California to serve upon a joint commission composed of representatives of the states of Arizona, California, Colorado, Nevada, New Mexico, Utah and Wyoming, and constituted for the purpose of negotiating and entering into an agreement between the several states hereinabove mentioned and between said states and the United States Reclamation Service as representative of the United States of America, subject to the consent of Congress, respecting further use and disposition of the waters of the Colorado River and streams tributary thereto, and fixing and determining the rights of each of said states and rights of the United States in and to the use, benefit and disposition of the waters of said stream and its tributaries—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—5; committee vote: Ayes—4; absent—1.

EDEN, Chairman.

Senate Bill No. 893 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 308, entitled—An act authorizing the State Controller to destroy certain reports and other documents;

Also: Assembly Bill No. 941, entitled—An act to repeal section 1171 of the Civil Code, relating to recordation of grants and mortgages;

Also: Assembly Bill No. 39, entitled—An act to amend section 4153 of the Political Code, relating to the duties of the district attorney;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—11; absent—6.

JONES, Chairman.

Assembly Bills Nos. 308, 941 and 39 ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 877—An act to amend section 7 of an act entitled, "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended, by amending subdivision 8, relating to the payment of assessments against public property;

Also: Assembly Bill No. 1262—An act to amend section 1608 of the Political Code, relating to the powers of boards of school trustees and city boards of education, by adding subdivision sixth, relating to the improvement of streets;

Also: Assembly Bill No. 1033—An act to provide for the formation of districts within municipalities for the acquisition of land for park or playground purposes and for the issuance, sale and payment of bonds for such districts to meet the cost thereof;

Also: Assembly Bill No. 401—An act to amend section 6 of an act entitled "An act to establish police courts in cities of the second class, to fix their jurisdiction and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—9; committee vote: Ayes—6; absent—3. Same vote on all bills.

CARR, F. M., Chairman.

Assembly Bills Nos. 877, 1262, 1033 and 401 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 1110—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of ways in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds,

approved June 16, 1913, as amended—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—6; absent—3. Same vote on all bills.

CARR, F. M., Chairman.

Assembly Bill No. 1110 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 555—An act to amend an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction and completion thereof," which became a law under the constitutional provision without the Governor's approval, February 25, 1901, as subsequently amended, by adding a new section thereto to be numbered section 14, relating to bonds for a city plan;

Also: Assembly Bill No. 801—An act to amend sections 12 and 26 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of way within municipalities, and providing for the improvement thereof in cases where any damage to private property would result from such improvement and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby and to provide a system of local improvement bonds to represent the assessments, for the costs, damages, and expenses of such improvement and for the payment and effect for such bonds," approved June 16, 1913, as amended;

Also: Assembly Bill No. 872—An act to provide for the acquiring, by condemnation or purchase, of property, easements and rights of way by municipalities, necessary or convenient for the construction of sewers and drains for sanitary or drainage purposes, and the establishment of assessment districts and the assessment of property therein to pay the expense of such acquisition, and the issuance of improvement bonds to represent such assessments;

Also: Assembly Bill No. 873—An act to amend sections 2 and 3 of an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, by making the provisions of said act applicable to proceedings for the acquisition of property, easements and rights of way for sewers and drains for sanitary or drainage purposes, and provided when bonds may be issued;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—6; absent—3. Same vote on all bills.

CARR, F. M., Chairman.

Assembly Bills Nos. 555, 801, 872 and 873 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 502—An act to amend section 35 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885;

Also: Assembly Bill No. 741—An act to amend section 42 of the act known as the "Improvement Act of 1911," approved April 7, 1911, as amended;

Also: Assembly Bill No. 875—An act to amend sections 67, 68, 69, 70, 71, 72, 73, 74, 75 and 76 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure;

Also: Assembly Bill No. 876—An act to amend section 28 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the

cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended;
Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.
Committee vote: Ayes—6; absent—3. Same vote on all bills.

CARR, F. M., Chairman.

Assembly Bills Nos. 502, 741, 875 and 876 ordered on file for second reading.

ON COMMERCE AND NAVIGATION.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 643—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Marin and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco Bay from the city and county of San Francisco to the county of Marin; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions hereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.
Committee membership—9; committee vote: Ayes—8; absent—1.

INMAN, Chairman.

Senate Bill No. 643 re-referred to Committee on Finance.

ON PRISONS AND REFORMATORIES.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Prisons and Reformatories, to which was referred Senate Bill No. 15—An act relating to penalties for crime and providing for the means of enforcement—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.
Committee membership—9; committee vote: Ayes—5; noes—1; absent—3.
Minority Report—Do Not Pass. McDONALD.

YONKIN, Chairman.

Senate Bill No. 15 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 517—An act to add a new section to the Penal Code, to be numbered 111*a*, relating to the expense of holding coroner's inquests and post mortem examinations on bodies of convicts—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.
Committee vote: Ayes—5; absent—4.

YONKIN, Chairman.

Assembly Bill No. 517 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 518—An act to amend section 106 of the Penal Code, relating to attempt of prisoners to escape—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.
Committee vote: Ayes—5; noes—1; absent—3.

YONKIN, Chairman.

Assembly Bill No. 518 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 226, entitled—An act to amend section 1238 of the Code of Civil Procedure, relating to eminent domain;

Committee membership—17; committee vote: Ayes—11; absent—6;

Also: Senate Bill No. 69, entitled—An act to amend section 10 of the Political Code, relating to holidays;

Committee vote: Ayes—15; absent—2.

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

JONES, Chairman.

Senate Bills Nos. 226 and 69 ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 6, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 251—An act amending section 17 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Senate Bill No. 668—An act to amend sections 1 and 2 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts, and the assessment of property therein to pay the expense of such improvement," approved March 24, 1903, as amended, to allow the opening, extending, widening or straightening by municipalities of any one or more of any public streets, squares, lanes, alleys, courts, or places within municipalities, or any portions thereof, whether contiguous or otherwise, and the acquiring, by condemnation, of any and all property necessary or convenient for that purpose;

Also: Senate Bill No. 33—An act to amend section 862*a* of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—9; committee vote: Ayes—6; absent—3. Same vote on all bills.

CARR, F. M., Chairman.

Senate Bills Nos. 251, 668 and 33 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 736—An act to provide for the alteration of county boundary lines and for the adjustment of county debts and liabilities when such boundaries are changed—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—7; absent 4.

DUNCAN, Chairman.

Senate Bill No. 736 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 642—An act amending the Political Code, by amending section 4179 thereof, relating to the records to be kept by the county clerk;

Also: Assembly Bill No. 542—An act to amend section 4123 of the Political Code, relating to moneys erroneously paid to the county;

Also: Assembly Bill No. 256—An act to add a new section to the Political Code, to be numbered 4041c, relating to county employees;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.
Committee vote: Ayes—7; absent—4. DUNCAN, Chairman.

Assembly Bills Nos. 642, 542 and 256 ordered on file for second reading.

ON PUBLIC UTILITIES.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Assembly Bill No. 417—An act authorizing cities, towns and municipal corporations to sell and dispose of public utilities, providing for calling of special elections to vote upon the question of authorizing such sale, and regulating the manner in which the proceeds of such sale shall be applied—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.
Committee membership—11; committee vote: Ayes—7; absent—4.

DENNETT, Chairman.

Assembly Bill No. 417 ordered on file for second reading.

ON COMMERCE AND NAVIGATION.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 735—An act to amend sections 2 and 3 of an act entitled "An act relating to ferries across navigable rivers separating counties, and empowering the boards of supervisors of such counties to establish and maintain ferries across such rivers, and to pay the expense thereof," approved March 16, 1903;
Committee membership—9; committee vote: Ayes—5; absent—4.
Also: Assembly Bill No. 1310—An act conveying certain tide lands and lands lying under inland navigable waters, situate in the bay of San Diego to the city of National City, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof;
Committee vote: Ayes—5; noes—1; absent—3.
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

INMAN, Chairman.

Assembly Bills Nos. 735 and 1310 ordered on file for second reading.
Also:

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 849—An act amending sections 2605 and 2607 of the Political Code, relating to the powers and duties of the Board of State Harbor Commissioners for the bay of San Diego;
Committee vote: Ayes—7; absent—2;
Also: Senate Bill No. 941—An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of Coronado in furtherance of navigation, commerce and fisheries and providing for the government, management and control thereof;
Committee vote: Ayes—5; noes—1; absent—3.
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

INMAN, Chairman.

Senate Bills Nos. 849 and 941 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 460—An act to amend section 103c of the Code of Civil Procedure of the State of California, relating to the appointment of clerks and deputy clerks of justices of the peace in certain townships and providing for the duties and compensation thereof;

Also: Assembly Bill No. 655: An act to amend section 4262 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-first class.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bills Nos. 460 and 655 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 634—An act to add a new section to be known as 99 34 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—6; absent—5. DUNCAN, Chairman.

Senate Bill No. 634 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 1273—An act declaring the existence of such noxious vegetable matter constituting a fire menace to be a public nuisance; providing for its abatement, and prescribing the manner of collecting the expense thereof—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee vote: Ayes—7; absent—4. DUNCAN, Chairman.

Assembly Bill No. 1273 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 458—An act to repeal section 1709 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee membership—15; committee vote: Ayes—14; absent—1.

HARRIS, Chairman.

Senate Bill No. 458 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 264—An act to repeal section 1754 of the Political Code, relating to qualifications for admission to California high schools;

Also: Senate Bill No. 618—An act to amend section 1582 of the Political Code, relating to the suspending or closing of elementary school districts;

Also: Senate Bill No. 816—An act to amend sections 1585, 1586, 1587, 1589, 1589a, 1590, 1591, 1591a of the Political Code and to repeal section 1589b of the Political Code relating to union elementary school districts;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass as amended.

Committee vote: Ayes—14; absent—1. Same vote on all bills.

HARRIS, Chairman.

Senate Bills Nos. 264, 618 and 816 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 439—An act to amend sections 1709 and 1761 of the Political Code, relating to the appropriation and apportionment of State high school funds—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—14; absent—1.

HARRIS, Chairman.

Assembly Bill No. 439 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 538—An act to amend section 1519*a* of the Political Code, relating to the powers and duties of the State Board of Education;

Committee vote: Ayes—14; absent—1;

Also: Senate Bill No. 731—An act to amend section 1608 of the Political Code, relating to powers and duties of boards of school trustees and city boards of education; Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—6; noes—4; absent—5.

HARRIS, Chairman.

Senate Bills Nos. 538 and 731 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 454—An act to amend an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—14; absent—1.

HARRIS, Chairman.

Senate Bill No. 454 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 456—An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code, relating to schools and school revenues;

Also: Assembly Bill No. 794—An act to amend section 2267 of the Political Code, relating to the experience required of the principal in the art of teaching the deaf or the blind;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—14; absent—1. Same vote on both bills.

HARRIS, Chairman.

Assembly Bills Nos. 456 and 794 ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 968—An act creating a reclamation district to be called and known as "Bay Farm Island Reclamation District," providing for the management and control thereof, and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation and winding up of any such said dissolved district—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—8; absent—1.

RUSH, Chairman.

Senate Bill No. 968 ordered on file for second reading.

ON MINES AND MINING.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Mines and Mining, to which was referred Senate Bill No. 821—An act making an appropriation for an economic report on the gold resources of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.

Committee membership—5; committee vote: Ayes—5.

SHEARER, Chairman.

Senate Bill No. 821 re-referred to Committee on Finance.

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 7, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 806—An act appropriating money for premiums at the Glenn County Fair or fairs held during the seventy-third and seventy-fourth fiscal years, in the Forty-second Agricultural District;

Also: Senate Bill No. 235—An act to establish a deciduous fruit and nut experiment station in the Paso Robles district in the county of San Luis Obispo, or in the Atascadero district in the county of San Luis Obispo; providing for the organization and management of the same; and making an appropriation therefor;

Also: Senate Bill No. 144—An act appropriating money for premiums at fairs held in the Fourth Agricultural District during the seventy-third and seventy-fourth fiscal years;

Also: Senate Bill No. 145—An act making an appropriation for the encouragement of county fairs and providing for the distribution of the moneys hereby appropriated;

Has had the same under consideration, and respectfully reports the same back, without recommendation, and recommends that they be re-referred to Committee on Finance.

Committee membership—9; committee vote: Ayes—7; noes—1; absent—1.

Same vote on all bills. RIGDON, Chairman.

Senate Bills Nos. 806, 235, 144 and 145 re-referred to Committee on Finance.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 321—An act to provide for the reversion of unexpended balances of certain appropriations—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—17; committee vote: Ayes—10; absent—7.

GATES, Chairman.

Assembly Bill No. 321 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 693—An act to authorize the Controller to rent, lease, sell, or in other manner secure a revenue from property distributed to the State under section 1269, Code of Civil Procedure, creating a fund and providing for the expenses of administration—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—10; absent—7.

GATES, Chairman.

Assembly Bill No. 693 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 30—An act to amend section 759 of the Political Code, relating to the appointment of phonographic reporters for the District Courts of Appeal, and prescribing the duties and compensation of such reporters—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—10; absent—7.

GATES, Chairman.

Senate Bill No. 30 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 710—An act to amend section 21 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of the Commissioner of Corporations," approved May 18, 1917, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—10; absent—7.

GATES, Chairman.

Senate Bill No. 710 ordered on file for second reading.

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 262—An act to amend section 3607 of the Political Code, relating to property subject to taxation;

Also: Assembly Bill No. 263—An act to amend section 3617 of the Political Code, relating to the definition of certain terms and words;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—13; committee vote: Ayes—11; absent—2. Same vote on both bills.

KING, Chairman.

Assembly Bills Nos. 262 and 263 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 553—An act to amend an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to repeal chapter 595 of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917, by amending section 20 hereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—11; absent—2. KING, Chairman.

Senate Bill No. 553 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 648—An act to amend sections 1, 2, 3 and 4 of an act entitled "An act to provide for the formation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers and for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties," approved March 15, 1907, as amended—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—7; absent—4.

DUNCAN, Chairman.

Senate Bill No. 648 ordered on file for second reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 185—An act to amend sections 1578 and 1579 of the Code of Civil Procedure, relating to probate petitions for leave to mortgage or lease;

Also: Senate Bill No. 265—An act to amend section 628*f* of the Penal Code of the State of California, relating to the protection of fish and game;

Also: Senate Bill No. 827—An act to amend section 1393 of the Political Code, relating to fees and rates of tuition of students of the University of California;

Also: Senate Bill No. 656—An act to add a new section to the Political Code, to be numbered 1734*b*, relating to high school districts;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Senate Joint Resolution No. 27—Relative to extending an invitation to the Interstate Commerce Commission to hold hearings in California.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Senate Joint Resolution No. 27 ordered to enrollment.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator King: Senate Constitutional Amendment No. 35—Relative to taxation.

Senate Constitutional Amendment No. 35 referred to Committee on Constitutional Amendments.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Slater asked for and was granted unanimous consent to take up Assembly Bill No. 411 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 411—An act to amend section 4243 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fourteenth class, and fixing their mileage and per diem of grand and trial jurors in such counties.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Slater moved to refer Assembly Bill No. 411 to Senator Flaherty, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 4, line 40, of the printed bill as amended April 5, 1921, strike out the word "thirteen" and insert in lieu thereof the word "fifteen".

AMENDMENT NUMBER TWO.

On page 4, line 43, of the printed bill as amended April 5, 1921, strike out the word "thirteen" and insert in lieu thereof the word "fifteen"; also on same line strike out the word "ninety" and insert in lieu thereof the words "one hundred and fifteen".

AMENDMENT NUMBER THREE.

On page 4, line 44, of the printed bill as amended April 5, 1921, strike out the word "four" and insert in lieu thereof the word "six".

AMENDMENT NUMBER FOUR.

On page 4, line 45, of the printed bill as amended April 5, 1921, strike out the word "sixty" and insert in lieu thereof the word "seventy-five".

AMENDMENT NUMBER FIVE.

On page 4, lines 46 and 47, of the printed bill as amended April 5, 1921, strike out the words "two thousand five hundred" and insert in lieu thereof the words "four thousand".

AMENDMENT NUMBER SIX.

On page 4, line 47, of the printed bill as amended April 5, 1921, strike out the word "four" and insert in lieu thereof the word "five"; also on same line strike out the word "forty" and insert in lieu thereof the word "fifty-five".

AMENDMENT NUMBER SEVEN.

On page 4, lines 48 and 49, of the printed bill as amended April 5, 1921, strike out the words "one thousand five hundred", and insert in lieu thereof the words "two thousand"; also in line 49 strike out the following: "four thousand, thirty-five" and insert in lieu thereof the words "three thousand, forty".

AMENDMENT NUMBER EIGHT.

On page 5, line 11, strike out the words "or more" and insert in lieu thereof the words "and over fifteen thousand".

AMENDMENT NUMBER NINE.

On page 5, line 12, of the printed bill as amended April 5, 1921, strike out the words "one hundred" and insert in lieu thereof the words "one hundred twenty-five".

AMENDMENT NUMBER TEN.

On page 5, line 14, of the printed bill as amended April 5, 1921, strike out the word "thirteen" and insert in lieu thereof the word "fifteen"; also on same line strike out the word "sixty" and insert in lieu thereof the words "eighty-five".

AMENDMENT NUMBER ELEVEN.

On page 5, line 15, of the printed bill as amended April 5, 1921, strike out the word "four" and insert in lieu thereof the word "six".

AMENDMENT NUMBER TWELVE.

On page 5, line 16, of the printed bill as amended April 5, 1921, strike out the word "forty" and insert in lieu thereof the word "fifty".

AMENDMENT NUMBER THIRTEEN.

On page 5, lines 17 and 18, of the printed bill as amended April 5, 1921, strike out the words "one thousand five hundred" and insert in lieu thereof the words "four thousand"; also on line 18 strike out the word "four" and insert in lieu thereof the word "five"; also on same line strike out the word "fifteen" and insert in lieu thereof the word "twenty-five".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 411, with instructions to amend, respectfully reports the same back, amended as per instructions.

FLAHERTY, Special Committee.

Report read, and on motion of Senator Slater adopted.

Bill ordered to print, and re-engrossment.

MOTION TO RECONSIDER.

Pursuant to the notice given on a previous day by Senator Dennett, Senator Harris moved to reconsider the vote whereby Senate Bill No. 319 was passed.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Harris, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 319 was passed was continued until the next legislative day.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Chamberlin moved to reconsider the vote whereby Senate Bill No. 34 was passed.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Chamberlin, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 34 was passed was continued until the next legislative day.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Jones asked for and was granted unanimous consent to take up Senate Bill No. 827 for third reading at this time, out of regular order, for the purpose of amendment.

Senate Bill No. 827—An act to amend section 1293 of the Political Code, relating to fees and rates of tuition of students of the University of California.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 827 to Senator Carr, F. M., as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

Strike out the title and insert in lieu thereof the following: "An act to add a new section to be numbered 1304½ of the Political Code, relating to fees and rates of tuition of nonresident students of the University of California."

AMENDMENT NUMBER TWO.

Strike out all of the printed bill after the enacting clause and insert in lieu thereof the following:

"SECTION 1. A new section is hereby added to the Political Code to be numbered 1304½, and to read as follows:

1304½. An admission fee and rate of tuition fixed by the Board of Regents must be required of each nonresident student. The Board of Regents shall cause to be computed the actual cost to the University of maintaining one student in each of the respective courses of the several colleges for the period of one year. Each nonresident student shall be required to pay as the rate of tuition the sum provided for by the above computation for the particular course such student is following. A nonresident student as used in this section shall mean any person who has not for more than one year immediately preceding his entrance into the University been a bona fide resident of the State of California."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 827, with instructions to amend, respectfully reports the same back, amended as per instructions.

CARR, F. M., Special Committee.

Report read, and on motion of Senator Jones adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Sharkey asked for and was granted unanimous consent to take up Senate Bill No. 622 for third reading at this time, out of regular order, for the purpose of amendment.

Senate Bill No. 622—An act to amend section 2322*d* of the Political Code, relating to the salaries of Horticultural Commissioner, deputy and inspectors.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Sharkey moved to refer Senate Bill No. 622 to Senator Ingram, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

In lines 1 and 2 of the title strike out the words "amend section 2322*d* of the Political Code" and insert in lieu thereof the following: "add a new section to the Political Code to be numbered 2322*dd*".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, after the period following the figure "1" strike out lines 1 to 21, inclusive, and insert in lieu thereof "A new section to be numbered section 2322*dd* of the Political Code is hereby added to read as follows:

2322*dd*. In the event that the county horticultural commissioner's salary is fixed on the per day basis, the board of supervisors, anything in this act to the contrary notwithstanding, shall have the power, and must, determine the number of days per month required of the commissioner for the proper performance of his duties, and he shall be paid for the number of days so required and no more. He shall also be allowed the necessary traveling expenses incurred in the discharge of his regular duties as prescribed in this chapter."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 622, with instructions to amend, respectfully reports the same back, amended as per instructions.

INGRAM, Special Committee.

Report read and on motion of Senator Sharkey adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Sharkey asked for and was granted unanimous consent to take up Assembly Bill No. 465 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 465—An act to amend section 626*s* of the Penal Code, relating to the protection of fish and game.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Sharkey moved to refer Assembly Bill No. 465 to Senator Johnson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, following the comma after the letter "E" insert "three "F," ".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 465, with instructions to amend, respectfully reports the same back, amended as per instructions.

JOHNSON, Special Committee.

Report read, and on motion of Senator Sharkey adopted.

Bill ordered to print, and re-engrossment.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT—Your Committee on Agriculture, to which was referred Senate Bill No. 247—An act for the prevention, eradication and control of insect pests and diseases affecting plants, defining the powers and duties of the Director of Agriculture in relation thereto, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, without recommendation, and recommends that it be referred to Committee on Finance.

Committee membership 9; committee vote: Ayes 5; absent 4.

RIGDON, Chairman.

Senate Bill No. 247 re-referred to Committee on Finance.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 8, 1921.

MR. PRESIDENT—Your Committee on Finance, to which was referred Senate Bill No. 315—An act to amend an act entitled "An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, as amended by amending sections 4, 11, 22 and 26 thereof—has had the same under consideration, and respectfully reports the same back, with amendments and recommends that it do pass, as amended.

Committee membership 17; committee vote: Ayes 10; absent 7.

GATES, Chairman.

Senate Bill No. 315 ordered on file for second reading.

ADJOURNMENT.

At three o'clock and twenty minutes p.m., on motion of Senator Slater, the President declared the Senate adjourned until Monday, April 11, 1921, at eleven o'clock a.m.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Monday, April 11, 1921.

Pursuant to adjournment the Senate met at eleven o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crossley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Roth, Sample, Scott, Sharkey, Shearer, and Slater—36.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Friday, April 8, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Sample, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Senator J. L. Schliemer, Nogales, Arizona.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Miss Arline C. Thompson, Berkeley.

LEAVES OF ABSENCE.

Senator Yonkin was, on motion of Senator Hart, granted leave of absence for this day.

Senator Rominger was, on motion of Senator Hart, granted leave of absence for this day.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved, That the following named person be stricken from the list of Senate attaches, and her name be stricken from the pay roll of the Senate:

Edna Phillips, Assistant Engrossing and Enrolling Clerk ..... $5 00 per day

Resolution read, and on motion of Senator Breed adopted.

Also:

Resolved, That the following named person be and is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite her name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount and the Treasurer is directed to pay the same:

Dixie Lee Lockett, Assistant Engrossing and Enrolling Clerk ..... $5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Osborne, Rush, Sample, Shearer, and Slater—24.

NOES—None.

REQUESTS FOR INTRODUCTION OF BILLS.

The following request for permission to introduce a bill was presented:

By Senator Carr, W. J.:

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*g*, embracing sections 366 to 366e, both inclusive, relating to a Department of Institutions.

Request referred to Committee on Rules.

By Senator Flaherty:

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act providing for the manufacture, sale and distribution of cement and cement products by the Department of Public Works, defining the powers and duties of said board relative thereto, and making an appropriation to carry out the purposes hereof.

Request referred to Committee on Rules.

CONSIDERATION OF THE DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 660. An act to regulate and license the business of automobile and auto truck transportation in the State of California and providing penalties for the violation of the provision thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, after the word "hire" insert the following: "(a) The term "highways" as used in this act shall mean and include all rock surfaced, oiled and macadamized State highways and all highways having a concrete base, surfaced or unsurfaced."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed bill, after the word "operated" insert the words "over the highways of this State".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 20, of the printed bill, strike out the word "seven" and the figure "7" and insert in lieu thereof the word "two" and a figure "2".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 20, of the printed bill, strike out the period after the word "sum" and insert in lieu thereof a semicolon and the following: "*provided*, that there shall be deducted from said two per cent on all sums received as herein provided, the amount of any State, county and municipal taxes or licenses paid by such operator; *and provided, further*, that when any operator operates partly upon and partly off the highways as herein defined the 'total of all the sums received for transportation', and therefore taxable as herein provided, will be deemed to be a portion based upon the proportion of the mileage over said highways to the entire mileage over which such business is done."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 8, of the printed bill, strike out the words "Railroad Commission" and insert in lieu thereof the words "State Board of Equalization".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 13, of the printed bill, strike out the comma after the word "him" and all the remainder of the paragraph.

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 19, of the printed bill, strike out the comma after the word "defined" and all the remainder of the paragraph.

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 30, of the printed bill, strike out the period and insert in lieu thereof a semicolon and add the following: "*provided, however*, that the license for the first semiannual period, during which this act becomes effective, shall be based upon the gross income received by an operator from the effective date of this act to the end of such semiannual period."

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 3 of the printed bill strike out all of lines 8, 9, 10 and 11 thereon, and insert in lieu thereof the following:

"SEC. 11. This act shall not apply to or affect any operator who derives as much as ten per cent of his gross income from the transportation of mail, parcel post, or other government matter conveyed under Federal government contracts; or to the receipts of any operator, derived from the operation of taxicabs, local drayage, delivery service, sight-seeing busses, or hotel busses, when such receipts are derived from operations exclusively within city limits; or to the receipts of any bus operated exclusively in transporting pupils to or from any public school.

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 3 of the printed bill strike out the period in line 18 and insert in lieu thereof a semicolon and the following: "*provided, however*, that nothing herein shall be construed as affecting or repealing the provisions of an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 893—An act authorizing the Governor of California to appoint a representative of the State of California to serve upon a joint commission composed of representatives of the states of Arizona, California, Colorado, Nevada, New Mexico, Utah and Wyoming, and constituted for the purpose of negotiating and entering into an agreement between the several states hereinabove mentioned and between said states and the United States reclamation service as representative of the United States of America, subject to the consent of Congress, respecting further use and disposition of the waters of the Colorado River and streams tributary thereto, and fixing and determining the rights of each of said states and rights of the United States in and to the use, benefit and disposition of the waters of said stream and its tributaries.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 5 of the title strike out the words "Utah and Wyoming" and insert in lieu thereof the following: "Utah, Wyoming and the United States of America".

Amendment adopted.

AMENDMENT NUMBER TWO.

Beginning in line 8 of the title after the words "United States" strike out the following: "Reclamation Service as representative of the United States of America" and insert in lieu thereof the words "of America".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, section 1, beginning line 1 of the printed bill, strike out the following: "The Governor of California is hereby authorized to appoint a representative who shall serve" and insert in lieu thereof the following: "The Governor of California shall appoint the State Engineer who shall serve without additional compensation".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, section 1, beginning line 6 of the printed bill, after the word "and" strike out the following: "a duly authorized representative of the United States Reclamation Service acting on behalf of the United States of America", and insert in lieu thereof the following: "two duly authorized representatives of the United States of America".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, section 1, beginning on line 11 of the printed bill, after the words "United States" strike out the following: "Reclamation Service as representative of the United States of America" and insert in lieu thereof the following: "of America".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, section 1, beginning on line 5, after the words "United States" strike out the following: "Reclamation Service as representative of the United States of America", and insert in lieu thereof the following: "of America".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, section 2, beginning in line 18, after the word "for" strike out the following: "at least five", and insert in lieu thereof the word "each".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2 of the printed bill add a new section as follows:

"SEC. 4. Inasmuch as the Colorado River during flood periods constitutes a menace to life and property within this State and the purpose of the commission is to meet immediately upon the appointment and qualification of the representatives of the several states for the purpose of adopting a plan of agreement which will ultimately make possible the construction of impounding dams that will eliminate this hazard, it is hereby declared that this act is an emergency measure necessary for the immediate preservation of the public health, peace and safety, and that under the

provisions of section 1 of article IV of the State constitution an urgency exists, and this act shall take effect immediately."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 15—An act relating to penalties for crime and providing for the means of enforcement.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 668—An act to amend sections 1 and 2 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts, and the assessment of property therein to pay the expense of such improvement," approved March 24, 1903, as amended, to allow the opening, extending, widening or straightening by municipalities of any one or more of any public streets, squares, lanes, alleys, courts, or places within municipalities, or any portions thereof, whether contiguous or otherwise, and the acquiring, by condemnation, of any and all property necessary or convenient for that purpose.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 strike out line 1 of the title and insert in lieu thereof the following: "An act to amend sections 1, 2, 3 and 16 of an act entitled "An".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 strike out line 15 of the title and insert in lieu thereof the following: "or convenient for that purpose, and relating to the ordinance of intention, the giving of notice and assessments against public property."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill strike out everything beginning with line 4, up to and including line 20, and insert in lieu thereof the following:

"SEC. 2. Section 2 of said act is hereby amended to read as follows:

Sec. 2. Before ordering any improvement to be made which is authorized by section 1 of this act, the city council shall pass an ordinance declaring its intention so to do, which said ordinance shall briefly describe the improvement and the land necessary or convenient to be taken therefor, and shall, in general terms, describe the district to be benefited by said improvement and to be assessed to pay the expense thereof, to be known as the assessment district, and refer to a plat or map, approved by the city council, which shall indicate by a boundary line the extent of the territory to be included in said assessment district, which plat or map shall be on file in the office of the city engineer before said superintendent of streets shall proceed with the publication and posting of the notices of public work, and shall govern for all details as to the extent of the said assessment district. The city council may include in one proceeding, under one ordinance of intention, any of the different kinds of improvement mentioned in section 1 of this act, on any number of any public streets, squares, lanes, alleys, courts or places, within such municipality, or any portion or portions thereof, whether contiguous or otherwise. Said city council may, in its discretion, order and declare that the whole or any percentage of the expense of said improvement be paid out of the treasury of the municipality from such fund as the

respect any ordinance, in which case it shall be of no force or effect whatever.

SEC. 3. Section 3 of said act is hereby amended to read as follows:

SEC. 3. The notice contemplated shall thereupon cause to be conspicuously posted upon all streets and parts of streets or other public places or lands of said municipality or to be taken for the widening or straightening thereof, and upon all property or to be taken for the opening of extending of any street or other public place, or any part thereof, to be assessed for the payment of the cost and expense of the proposed improvement, and also shall cause to be published in a newspaper published in said municipality, if there be one, and if there be none then in a newspaper published in the county in which the major portion of the territory of said municipality is situated, and which is circulated in said municipality, a notice which shall be substantially in the following form, to wit:

"Notice is hereby given that on the ..... day of ....., 19....., the legislative body of the city of ....., California, by virtue of the power conferred by an act entitled 'An act to provide for the opening and widening of streets and public places in municipalities,' approved March 28, 1903, passed an ordinance of intention numbered ....., for the opening and widening of ..... (here describe) ..... street, and ..... (here describe) ..... street. Written protests may be filed with the city clerk within ..... days after the ..... day of ....., 19....." Such property as in the opinion of the council will be benefited by the improvement.

....., City Clerk."

If any one or persons of said in the assessment district to interpose an objection on the ground of said work or parcel under shall be entitled to the reports thereof and the notice of public hearing on the assessment as herein provided shall be changed before to such amounts of such reconstructed assessments.

The failure of the city clerk to mail said notice to any interest, or the failure of the property owner to receive the same, or the failure of the superintendent of streets to post the notices of street work shall in no way affect the validity of the proceedings or release the city council from jurisdiction to order the work, provided however that the council must observe substantially as to time fixing the posting of notices and the mailing of notice notice to adopt the resolution ordering the improvement.

SEC. 4. Section 10 of the said act is hereby amended to read as follows:

SEC. 10. The city engineer shall publicly call sealed proposals to any street contractor and shall award contract for the work to the lowest responsible bidder. Before entering into said contract with contractor shall, if any so the city council may require, file with the engineer a bond executed by one or more sureties, to be approved by the council, conditioned upon the faithful performance of said contract, in accordance with the plans and specifications adopted by the council. Such bond shall be in an amount equal to fifty per cent of the estimated cost of the work to be done under said contract, as determined by the engineer. Any bond required by this section may be deposited with the city treasurer, instead of executed by sureties, in the form of money or bonds of the United States, the State of California, or any city, city and county, county, school district, municipal water district, or irrigation district in said State, or certificates of deposit issued by any bank or trust company organized under the laws of said State, or by any national bank, or any combination of the foregoing, of the kind and character specified in this section, of a value equal to the amount required to be deposited. Any such deposit shall be made upon the same conditions as those upon which a surety bond may be given. The city treasurer shall collect and receive the interest on any bonds deposited with him, and shall, at the request of the depositor, from time to time deliver to him any coupons which may become due while such bonds are in his possession. The city treasurer shall return to the depositor any bonds deposited with him upon the completion of the contract in connection with which they were deposited, upon the order of the council. Any bonds deposited with the city treasurer may be sold by him at public or private sale, upon the order of the council, whenever it becomes necessary to do so in order to protect the interests of the city in connection with the contract for which they were deposited, and the proceeds of such sale shall be deposited with the city treasurer in place of the bonds sold. Whenever any bonds deposited with the city treasurer shall be called in for redemption, the depositor shall be notified to deposit other bonds in place of those called in. Upon the failure of the depositor to deposit other bonds in place of those called in, the city treasurer shall sell the bonds so called in and deposit the proceeds of such sale in place of the bonds so called in. The city treasurer shall not be responsible for the sufficiency of any bonds deposited with him, or for the sufficiency of any deposit made by the depositor, or for the sufficiency of any bond executed by sureties. The city treasurer shall be responsible only for the safekeeping of the bonds deposited with him, and for the payment of the proceeds of such bonds as he may be directed by the depositor. The city treasurer shall not be responsible for the payment of any interest on any bonds deposited with him, except such interest as he shall collect and receive. The depositor shall be entitled to receive all interest on the bonds deposited by him, except such interest as the city treasurer shall collect and receive. The depositor shall be entitled to receive all interest on the bonds deposited by him, except such interest as the city treasurer shall collect and receive. The depositor shall be entitled to receive all interest on the bonds deposited by him, except such interest as the city treasurer shall collect and receive.

Whenever any lot, piece or parcel of land belonging to the United States, or to the State of California, or any lot, piece or parcel of land belonging to any county, city, public street, commission or other municipal corporation, shall be taken or sought to be taken for any improvement under the provisions of this act, such

be omitted from the assessment, then the total expenses of said improvement shall be assessed on the remaining lots lying within the boundaries of said assessment district, without regard to such omitted lots, pieces or parcels of land. In the event the city council shall, in its ordinance of intention, declare that the said lots, pieces or parcels of land, so owned and in use, or any of them, shall be included within the assessment, or in the event that no declaration is made respecting such lots, pieces or parcels of land, then such sum or sums as thereafter may be assessed against such lots, pieces or parcels of land so owned and used, shall be payable by the city out of the general fund, unless the city council shall in its ordinance of intention designate another fund; *provided, however*, that any such sum or sums which may be assessed against any such lots, pieces or parcels of land, so owned and used, shall not be payable by the city when such sum or sums are paid by the owner of or the governing body controlling such lots, pieces or parcels of land.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 849—An act amending sections 2605 and 2607 of the Political Code, relating to the powers and duties of the Board of State Harbor Commissioners for the bay of San Diego.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 941—An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of Coronado in furtherance of navigation, commerce and fisheries and providing for the government, management and control thereof.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 634—An act to add a new section to be known as 9*a* 34 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, strike out "two thousand four" and insert in lieu thereof "eighteen".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 458—An act to amend section 1609 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 42, of the printed bill, following the word "education" and preceding the comma insert the following: "and in districts employing fifty or more teachers".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 44, of the printed bill, following the word "education" insert the words "or the board of trustees,".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 618—An act to amend section 1582 of the Political Code, relating to the suspending or lapsing of elementary school districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, in line 4 after the word "apportion" strike out the figures "$500" and insert in lieu thereof the words "seven hundred dollars".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, in line 5 after the word "and" strike out the figures "$500" and insert in lieu thereof the words "seven hundred dollars".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 731—An act to amend section 1608 of the Political Code, relating to powers and duties of boards of school trustees and city boards of education.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, at the end of line 8 strike out the period and insert in lieu thereof a comma and the following: "or to build a residence in which to house employees of the district, or to purchase equipment for transportation of pupils."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 454—An act to amend an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a public school teachers' retirement salary fund, and also a public school teachers' permanent fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out all of lines 11 to 22, inclusive, and insert in lieu thereof the following:

"(3) An amount set aside from taxes collected during the fiscal year ending June 30, 1922, and each fiscal year thereafter under the inheritance or transfer tax

laws of this State, equal to the total amount of contributions made by teachers, as hereinafter provided, during the corresponding fiscal year, which said amount shall be and is hereby appropriated and set aside to constitute part of the Public School Teachers' Permanent Fund. It is hereby made the duty of the State Controller at the beginning of each fiscal year, including the fiscal year beginning July 1, 1922, to transfer from the general fund to the Public School Teachers' Permanent Fund an amount equal to the total amount of contributions made by teachers as hereinafter provided, during the preceding fiscal year, as certified to him by the Public School Teachers' Retirement Salary Fund Board."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 34, of the printed bill, beginning with the word "Each", strike out all that follows down to and including the period in line 45, and insert in lieu thereof the following: "Each teacher subject to the burdens of this act, who has rendered five and one-half or more school months of school service during a current school year shall pay twenty-four dollars to the county superintendent of schools for the Teachers' Permanent Fund on or before June thirtieth of the current school year", and a period.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3, line 24, of the printed bill, beginning with the word "computed", strike out all that follows down to and including the semicolon in line 29, and insert in lieu thereof the following: "equal to twenty-four dollars for each year of service up to and including the thirtieth year", and a semicolon.

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 3, line 33, of the printed bill, strike out the word "month" and insert in lieu thereof the word "year".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 3, line 37, of the printed bill, strike out the word "month" and insert in lieu thereof the word "year".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 3, line 44, of the printed bill, strike out the word "month" and insert in lieu thereof the word "year".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 4, line 41, of the printed bill, after the semicolon in line 41, insert the following: "*provided*, that the amount expended for this purpose shall not exceed two per cent of the total income for any fiscal year", and a semicolon.

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 6, line 9, of the printed bill, strike out the words "seven hundred dollars" and insert in lieu thereof the words "seven hundred twenty dollars".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 6, line 24, of the printed bill, after the comma following the word "thereof" insert the following: "and all teachers heretofore retired under the provisions of this act", and a comma.

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 6, line 25, of the printed bill, strike out the words "seven hundred dollars" and insert in lieu thereof the words "seven hundred twenty dollars".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 6, line 27, of the printed bill, strike out the period following the word "act" and insert in lieu thereof a semicolon and the following: "*provided*, that fifty per cent of the difference between the sum of the retirement salary heretofore paid to annuitants under this section and the sum herein provided, be retained in the Retirement Salary Fund, until the difference between the sum heretofore paid into the Retirement Fund by such annuitants and the sum required in this act be paid", and a period.

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 6, line 42, of the printed bill, strike out the words "seven hundred dollars" and insert in lieu thereof the words "seven hundred twenty dollars".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 6, line 48, of the printed bill, after the comma following the word "thereof" insert the following: "and all teachers heretofore retired under the provisions of this act," and a comma.

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 6, line 51, of the printed bill, strike out the words "seven hundred dollars" and insert in lieu thereof the words "seven hundred twenty dollars".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 6, line 52, of the printed bill, strike out the period following the word "years" and insert in lieu thereof a semicolon and the following: "*provided*, that fifty per cent of the difference between the sum of the retirement salary heretofore paid to annuitants under this section and the sum herein provided, be retained in the Retirement Salary Fund, until the difference between the sum heretofore paid into the Retirement Fund by such annuitants and the sum required in this act be paid", and a period.

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 7, line 1 of the printed bill, after the comma following the word "teacher" insert the following: "employed prior to July 1, 1922", and a comma.

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 7, line 1, of the printed bill, after the comma following the word "certificate" insert the following: "and of all certificated teachers employed after that date".

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 7, line 5, of the printed bill, after the comma following the word "thereof" insert the following: "or service as a supervisor of teacher training or as a librarian in any of such institutions", and a comma.

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 7, line 10, of the printed bill, strike out the period following the word "act" and insert in lieu thereof a semicolon and the following: "*provided*, that no person receiving a pension or retirement salary granted by any university or college shall be entitled to receive a retirement salary under the provisions of this act", and a period.

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 7, line 18, of the printed bill, beginning with the semicolon following the word "term" strike out all that follows down to and including the word "act" in line 24.

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 7, line 32, of the printed bill, strike out the period following the word "act" and insert in lieu thereof a semicolon and the following: "*provided*, that any teacher employed in the public schools of this State at the time of the approval of this act who did not on or before January 1, 1914, sign and deliver such notification, may on or before January 1, 1922, sign and deliver to the Superintendent of Public Instruction a notification that said teacher agrees to be bound by and to avail himself of the benefits of this act, together with an amount computed at twelve dollars per annum for each and every year of teaching since January 1, 1914, and interest thereon at the rate of five per cent per annum; *provided, further*, that any teacher applying for retirement under this act offering service outside of this State shall be required to pay in addition to twenty-four dollars for each year of such service, an amount equal to five per cent interest per annum on the twenty-four dollars for each year of such service. No teacher employed in the public schools of this State at the time of the approval of this act who fails to file such notification and make such payment as may be required in this act, shall be entitled to avail himself of the benefits of this act. All teachers who had been out of the public school service of this State on August 10, 1913, for two years or more, not being on leave of absence, and were therefore not eligible to apply for retirement without further teaching, shall, if they return to the teaching service in this State and seek to qualify for retirement, be required to teach at least four years in order to establish their status as teachers who are subject to the provisions of this act", and a period.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 710—An act to amend section 21 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 553—An act to amend an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to repeal chapter 595 of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917, by amending section 20 hereof.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 315—An act to amend an act entitled "An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, as amended, by amending sections 4, 11, 22 and 26 thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 26, of the printed bill, insert a bracket before the word "lands".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 27, of the printed bill, insert a bracket after the comma following the word "therein".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 28, of the printed bill, strike out the bracket before the word "mortgage".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 29, of the printed bill, insert a bracket before the word "land".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 9, 1921, adopted Assembly Concurrent Resolution No. 30—Approving the charter of the city of Glendale, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-ninth day of March, 1921.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Concurrent Resolution No. 30 referred to Committee on Municipal Corporations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 8, 1921, passed Assembly Bill No. 800—An act to amend section 4290 of the Political Code, relating to fees and salaries of county officers.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 800 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 6, 1921, passed the following:

Assembly Bill No. 698—An act granting in trust to the city and county of San Francisco the interest of the State in and to, and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor;

Also: Assembly Bill No. 1012—An act to amend section 113 of the Code of Civil Procedure, relating to concurrent jurisdiction of the justices courts and the superior courts.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 698 read first time, and referred to Committee on Commerce and Navigation.

Assembly Bill No. 1012 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 8, 1921, passed the following:

Assembly Bill No. 892—An act to amend section 15*a* of the Juvenile Court Law, approved June 15, 1915, as amended, relating to the citation issued upon filing of petition;

Also: Assembly Bill No. 893—An act to amend section 224 of the Civil Code, relating to adoption;

Also: Assembly Bill No. 1047—An act to amend section 1248 of the Code of Civil Procedure, relating to condemnation proceedings;

Also: Assembly Bill No. 1276—An act to amend section 4132 of the Political Code, relating to indexes kept by recorders;

Also: Assembly Bill No. 1293—An act to establish standards for the packing, marketing and sale of apples, forbidding the sale of certain infected and diseased apples, providing for the inspection and certification thereof, and for its enforcement, fixing penalties for its violation and repealing an act entitled "The Standard Apple Act of 1917," approved May 7, 1917, as amended;

Also: Assembly Bill No. 1183—An act to amend section 2 of an act entitled "An act to regulate the sale of commercial fertilizers or materials used for manurial purposes, and to provide penalties for the infraction thereof, and means for the enforcement of the act," approved March 20, 1913, and acts amendatory thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 892, 893 and 1047 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 1276 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 1293 and 1183 read first time, and referred to Committee on Agriculture.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 8, 1921, passed the following:

Assembly Bill No. 126—An act to amend sections 6, 8, 9, 12, 16, 17, 18, 19, 24, 25, 26, 28, 29, and 32 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by

false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915, and to add two new sections thereto, to be numbered 44 and 45;

Also: Assembly Bill No. 236—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended, by amending sections 13, 18, and 22 thereof;

Also: Assembly Bill No. 429—An act to amend section 258 of the Code of Civil Procedure, relating to court commissioners;

Also: Assembly Bill No. 508—An act to amend section 920 of the Political Code, relating to contracts made by officers;

Also: Assembly Bill No. 772—An act to amend section 1733*a* of the Political Code, relating to high school districts.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 126 and 429 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 236 read first time, and referred to Committee on Public Health and Quarantine.

Assembly Bill No. 508 read first time, and referred to Committee on Governmental Efficiency.

Assembly Bill No. 772 read first time, and referred to Committee on Education.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 9, 1921, passed the following:

Assembly Bill No. 85—An act to amend section 370 of the Code of Civil Procedure, relating to married women as parties to actions;

Also: Assembly Bill No. 193—An act to amend section 607 of the Code of Civil Procedure, relating to procedure in the trial of civil actions;

Also: Assembly Bill No. 291—An act to amend section 406 of the Code of Civil Procedure of the State of California, relating to the filing of complaint and the issuance of summons in civil actions;

Also: Assembly Bill No. 476—An act to amend section 653*x* of the Civil Code, relating to nonprofit cooperative corporations;

Also: Assembly Bill No. 550—An act to amend section 4269 of the Political Code, relating to salaries of officers of counties of the fortieth class;

Also: Assembly Bill No. 574—An act to amend section 1662 of the Political Code, relating to elementary schools;

Also: Assembly Bill No. 588—An act to amend section 1618 of the Political Code, relating to special classes for the deaf and crippled children.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 85, 193 and 291 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 476 read first time, and referred to Committee on Corporations.

Assembly Bill No. 550 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 574 and 588 read first time, and referred to Committee on Education.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 9, 1921, passed the following:

Assembly Bill No. 802—An act to amend section 18½ of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain systems of street lights on public highways; to provide for the formation, government and operation of highway lighting districts; the calling and holding of elections in such districts; the assessment, collection, custody and disbursement of taxes therein; and the creation of ex officio boards of supervisors, approved March 20, 1909, as amended;

Also: Assembly Bill No. 819—An act to amend section 4239 of the Political Code, relating to the compensation of officers of counties of the tenth class;

Also: Assembly Bill No. 837—An act amending section 4240 of the Political Code, relating to salaries and compensation of officers in counties of the eleventh class;

Also: Assembly Bill No. 866—An act to amend section 1592 of the Code of Civil Procedure, relating to investment of moneys of estates;

Also: Assembly Bill No. 880—An act to amend section 4253 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-fourth class;

Also: Assembly Bill No. 887—An act to amend section 825 of the Penal Code, relating to right of attorney to visit prisoner.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 802 read first time, and referred to Committee on Municipal Corporations.

Assembly Bills Nos. 819, 837 and 880 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 866 and 887 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 9, 1921, passed the following:

Assembly Bill No. 915—An act to add a new section to be numbered section 19*a* 42 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 917—An act to add a new section to be numbered section 19*a* 38 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913,

and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 942—An act to add a new section to the Political Code to be numbered 1885*a*, relating to the issuance of school bonds.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 915 and 917 read first time, and referred to Committee on County Government.

Assembly Bill No. 942 read first time, and referred to Committee on Education.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 9, 1921, passed the following:

Assembly Bill No. 1041—An act to amend the title and section 1 of "An act to establish an institution for the care, confinement and instruction of feeble-minded and epileptic persons, to provide for government and maintenance thereof, and for the study of mental deficiency and related problems, to provide for admission and commitment to such institution, and to prescribe penalty for unlawfully or improperly contriving to have persons adjudged feeble-minded under this act, to provide for the sterilization of inmates of such institution, to prescribe penalties for procuring the escape or aiding or advising in the escape of inmates, or concealing inmates thereof, to provide a contingent fund for the use of such institution and to make an appropriation therefor," approved June 1, 1917;

Also: Assembly Bill No. 1142—An act to amend section 4041 of the Political Code, relating to the general powers of county boards of supervisors;

Also: Assembly Bill No. 1302—An act providing for the pasteurization of skim milk, whey, buttermilk, or other milk by-products used for feeding purposes for farm animals, and providing a penalty for the violation hereof;

Also: Assembly Bill No. 1324—An act granting rights of way for lines, roads, structures, levees, canals and excavations to the United States over the proprietary lands of this State.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 1041 read first time, and referred to Committee on Public Charities and Corrections.

Assembly Bill No. 1142 read first time, and referred to Committee on County Government.

Assembly Bill No. 1302 read first time, and referred to Committee on Agriculture.

Assembly Bill No. 1324 read first time, and referred to Committee on Federal Relations.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 275—An act to amend section 29 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal

all acts and parts of acts inconsistent with this act, approved April 21, 1911, as amended, and to repeal all acts and parts of acts inconsistent with this act;

Also: Senate Bill No. 440—An act to amend section 10 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception and fraud in the production and sale of dairy products and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended;

Also: Senate Bill No. 207—An act providing for the establishment of a whole time health department in those counties of the State wherein a whole time health department does not exist; defining a whole time health department; to enable the State Board of Health to contract with any person or corporation and such county for the establishment, support and maintenance of such whole time health department;

Also: Senate Bill No. 210—An act to repeal sections 3094 and 3095 of the Political Code, relating to the dissection of dead bodies, and all other acts or portions of acts in conflict with this act, and to substitute therefor the following act to prevent unauthorized use and disposition of, and traffic in human bodies, to prescribe the keeping of proper records; and to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead and to provide penalties for the violation of this act;

Also: Senate Bill No. 498—An act to add a new section to be numbered 25*a* to the act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, relating to tests for butter fat content of milk;

Also: Senate Bill No. 304—An act to amend section 402c of the Penal Code, relating to protection of labor engaged in the construction, alteration, repairing, painting or cleaning of houses, buildings or structures, by including provision for the enforcement thereof by the Industrial Accident Commission.

Also: Senate Bill No. 305—An act to amend an act entitled "An act to regulate the construction, operation and maintenance of elevators in buildings during the course of construction and providing for the inspection of same by the Bureau of Labor Statistics, and providing for a penalty for violation thereof" (chapter 275, Laws 1913), approved June 7, 1913, by amending sections 2 and 3 thereof;

Also: Senate Bill No. 306—An act to amend an act entitled "An act to regulate certain scaffolding or staging for the protection of workmen, requiring that in addition to the duties imposed by any law upon employers using or directing or permitting the use of scaffolding or staging swung or suspended from an overhead support such employers shall be subject to the provisions of this act; fixing penalties for a violation hereof to be the same as provided in section 402c of the Penal Code; and providing for the enforcement of this act by the Commissioner of the Bureau of Labor Statistics" (chapter XXXVIII, Laws 1913), approved April 22, 1913;

Also: Senate Bill No. 295—An act to require employers to keep records of the working hours and wages of women and minors in certain cases; providing for the inspection of such records by certain authorities, their deputies and agents; and providing penalties for the violation thereof;

Also: Senate Bill No. 65—An act limiting the hours of labor of females employed as personal or domestic servants and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act and for permitting or suffering any overseer, superintendent, foreman, housekeeper, or any other agent of any such employer to violate the provisions of this act;

Also: Senate Bill No. 499—An act to accept the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States Congress assembled and approved February 25, 1920, entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium on the public domain" and setting aside the funds received by the State under the provisions of said act of Congress;

Also: Senate Bill No. 709—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein.

Also: Senate Bill No. 347—An act to amend section 515 of the Political Code, relating to the salaries of assistants in the office of the Superintendent of Public Instruction;

Also: Senate Bill No. 348—An act to amend section 7 of an act entitled "An act to provide for the organization and supervision of courses in physical education in the elementary, secondary and normal schools of the State and appropriating ten thousand dollars therefor," approved May 26, 1917;

Also: Senate Bill No. 628—An act to add a new section numbered section 1612*a*, and relating to school district budgets and school district taxes is hereby added to the Political Code of the State of California;

Also: Senate Bill No. 954—An act declaring the county road extending from San Simeon to Cambria to be a State highway and providing for the maintenance thereof;

Also: Senate Bill No. 786—An act to amend an act entitled "An act to provide for proceedings against and liquidation of delinquent insurance corporations and associations," approved April 30, 1919, by adding thereto a new section to be numbered 2*a*, relating to proceedings against and liquidation of delinquent insurance corporations and associations;

Also: Senate Bill No. 172—An act to add a new section to the Civil Code to be numbered 402, relating to the determination of the identity of directors of dissolved corporations and settlement of affairs of such corporations;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Carr, W. J., to introduce a bill entitled: An act to add a new article to chapter III of title I of part III of the Political Code to be numbered II*g* embracing sections 366 to 366*c*, both inclusive, relating to a Department of Institutions—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sharkey, Shearer, and Slater—30.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Carr, W. J.: Senate Bill No. 973—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II *g*, embracing sections 366 to 366*c*, both inclusive, relating to a Department of Institutions.

Bill read first time, and referred to Committee on Governmental Efficiency.

MOTION.

Senator Carr, W. J., moved that the Senate do now resolve itself into Committee of the Whole for the further considering of the State budget.

Motion carried.

IN COMMITTEE OF THE WHOLE.

SUBSTITUTE FOR AMENDMENT.

Senator Carr, W. J., offered the following as a substitute for the amendment heretofore, on April 5, 1921, offered by Senator Chamberlin to the proposed form of the budget report:

AMENDMENT TO PROPOSED FORM OF REPORT ON BUDGET.

On page 25 of Senate Journal of April 4, 1921, at end of page, insert the following:

"This, of course, does not include any further appropriations which may be made by the present Legislature in addition to budgeted items. Such appropriations will have to be added to the amount of the budgeted items, which may be appropriated, to make up the total appropriations for the next biennium."

On page 26, strike out lines 1, 2, 3, 4, 5, and 6, and insert in lieu thereof the following:

"The aggregate of the proposed budget of two years ago was $47,580,153.66. There was, however, appropriated by the Legislature two years ago for the present biennial period $52,673,255.66, being $5,093,102.00, in addition to the aggregate of the budget recommendations. If we add to this amount the deficiency appropriations referred to above, we have a total of appropriations for the present biennium of $53,737,8?9.44. Thus, the proposed budget for the ensuing biennium is $32,742,985.07 in excess of the budget of two years ago, and $26,585,329.29 in excess of total appropriations for budgeted and nonbudgeted items for present biennium.

Of the appropriations of two years ago of nonbudgeted items, as indicated above, nearly all are reflected in substantially like amounts in the budget for the ensuing period."

On page 26, strike out all of lines 7, 8 and 9 down to and including the period preceding the word "Eighteen".

On page 26, line 12, strike out the words: "at the various institutions".

On page 26, line 30, after the semicolon add the following: "(These are nearly all included in the foregoing table.)"

Amendment read and its adoption moved by Senator Carr, W. J., seconded by Senator Chamberlin.

Motion carried, and amendment adopted.

MOTION.

The question being on the adoption of Senator Chamberlin's amendment, offered on April 5, 1921, to the proposed form of the budget report, as amended by Senator Carr's, W. J., amendment.

Motion carried, and Senator Chamberlin's amendment, as amended, adopted.

MOTION.

Senator Carr, W. J., moved that the body of the Senate budget report, as amended, be adopted.

Motion carried.

COMMITTEE OF THE WHOLE RISES.

At eleven o'clock and thirty-five minutes a.m., Senator Carr, W. J., moved that the Committee of the Whole do now rise and adjourn sine die.

Motion carried.

IN SENATE.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 921—An act revising and amending chapter 25 of the Laws of 1911 (extra session), chapter 170 of the Laws of 1913, and chapter 686 of the Laws of 1915, all relating to the report of the California Debris Commission, the Reclamation Board of the State of

California, the organization, powers and duties of said reclamation board, and the Sacramento and San Joaquin Drainage District, and repealing all acts and parts of acts inconsistent with the provisions of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out lines 1 to 11, inclusive, of the title and insert in lieu thereof the following: "An act to amend sections 5, 6 and 9 of the act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended and to add new sections thereto to be numbered 5a, 25a, and 36 relating to the management, control and operation of the projects and works of the Sacramento and San Joaquin Drainage District and to the election, powers, and duties of the officers and employees thereof."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out lines 1 to 16, inclusive, and insert in lieu thereof the following:

"SECTION 1. Section 5 of the act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended" is hereby amended to read as follows:

SEC. 5. The management and control of said drainage district shall be vested in a Board of Reclamation Trustees which said board shall consist of seven members, who shall be elected as hereinafter provided.

SEC. 2. A new section is hereby added to said act to be numbered 5a and to read as follows:

Sec. 5a. The board of trustees of such district shall be elected as follows: There shall be an election every two years held at such time and place in the said district and at least one voting place in each county of said district and after such notice as the board of supervisors shall direct; provided, however, that at least ten days notice by publication shall be given, as provided by section 1053 of the Political Code of the State of California, and provided, that the number of said board of supervisors shall not be less than one month and no such election each bona fide owner of lands in the district shall be entitled to vote in person or by proxy, and shall have the right to cast upon each such one dollar's worth of real estate owned by him or her in the district the value thereof to be determined from the last preceding assessment of said property, and provided that such voter must vote in such county only lands within such county and such voter may cast votes in such county on assessable lands, and a majority of the votes cast at such election shall be sufficient to elect; provided, that all persons participating in such election shall be residents of said district, [illegible] more than two of such trustees shall be residents of any one county in said district. If all the trustees to be voted upon at any election shall have the right to accumulate his or her votes and give one candidate as many votes as the number of trustees to be elected multiplied by the number of dollars' worth of real estate owned by him or her shall entitle him or her to vote, or distribute them on the same principle among as many candidates as he or she shall think fit.

Notice of such election shall be given by publication for not less than one month in a newspaper published in each county in which any portion of the lands of the district are situated, if any newspaper is published therein, and if not then in a newspaper having general circulation in said county. [illegible] the chairman of such election the board of supervisors of each county in which any part of the lands of said district

are situated, must appoint from the land holders of said district, residing in such county one inspector and two judges of election who shall constitute a board of election for such part of said district lying in such county; but in case the board of supervisors fail to appoint, or the persons appointed fail to attend at the time and place appointed for the election, the voters present at the time and place of opening the polls may appoint the board, or supply the place of any absent member thereof. Each member of the board must, upon entering upon his duties, be sworn to a faithful performance thereof by some officer authorized to administer oaths. The board of election must canvass the vote cast and must place the ballots, when canvassed, in an envelope and forward the same, sealed, to the clerk of the board of supervisors, which said board of supervisors must at their next regular meeting time canvass the same, declare the result and certify the said result to the Secretary of State, who shall immediately upon the receipt of said election returns from all the counties within which any part of the lands of said district lie, shall canvass the same, declare the result thereof and issue certificates of election to the seven persons receiving the highest vote; *provided*, that where more than two persons, residents of one county, are included in the said seven persons receiving the highest vote, then and in that event the two highest in any such county shall be issued certificates of election and all others in such county eliminated and their places shall be taken by such person or persons receiving the eighth, ninth and tenth or such other next succeeding highest vote in the order named until seven persons, duly qualified, have been issued certificates of election. Any legally qualified voter may challenge any vote, and the board of election shall determine, by the oath of the parties or otherwise, as they may think proper, whether or not the person challenged was entitled to vote, and in case of challenge of any one of the board of election is hereby authorized to administer oaths. The polls shall be opened from 10 a.m. until 4 p.m. In case of vacancy the same shall be filled by the Governor of the State.

The State Reclamation Board shall hold office until the trustees of such district are elected and qualify under the provisions of this section, and when said board of trustees qualify as such, the said Reclamation Board shall be dissolved, and the said board of trustees shall take oath and manage all the said property of said district, and all contracts entered into by said Reclamation Board shall remain in full force and effect and shall be carried out by said board of trustees unless other determination is made thereof by said board of trustees.

Any person shall be eligible for the office of such trustee who is a landowner and resident within such district; *provided, however*, that no person who is a trustee or officer of any reclamation, drainage, or irrigation district lying wholly or in part within the boundaries of said Sacramento and San Joaquin Drainage District shall be eligible, nor can such person hold the office of trustee of the said Sacramento and San Joaquin Drainage District.

SEC. 3. Section 6 of said act is hereby amended to read as follows:

SEC. 6. The Reclamation Board shall appoint a secretary, who may be a member of the board, and may appoint a general manager, a chief engineer and an assistant secretary, and may employ an attorney for the board and such assistant engineers, consulting engineers, special attorneys and other assistants, employees and advisors as may appear necessary to said board and shall fix their compensation. The compensation of any attorney or engineer employed by the board may be fixed at a monthly rate of compensation, or fees for special services rendered or both. The secretary, assistant secretary, general manager, chief engineer and two assistant engineers, all consulting engineers, the attorney for the board and all special attorneys employed by the board, and such employees as may otherwise be exempted by law, shall be exempt from the provisions of the civil service laws of this State.

No person shall be eligible for appointment or shall such person act as secretary, assistant secretary, general manager, engineer, or attorney for said board who shall be the secretary, assistant secretary, general manager, engineer or attorney or officer of any reclamation, drainage or irrigation district lying wholly or in part within the boundaries of the said Sacramento and San Joaquin Drainage District.

SEC. 4. Section 9 of said act is hereby amended to read as follows:

SEC. 9. The said board of trustees shall have its office at the city of Sacramento, and shall elect one of its number as president. The regular meetings of said board shall be held on such dates as shall be fixed by the board, and a majority of the board shall constitute a quorum, but no action of said board shall be effective unless the same shall be concurred in by a majority of the members thereof. Special meetings may be called at any time by the president or by a majority of the members after twelve hours' notice by mail to the members. It shall be the duty of said board to keep full and correct minutes of all proceedings of transactions of all meetings of the board, which minutes shall be opened for public inspection during office hours. Any other meeting of the board, at its office when all of the members are present, shall be considered a legal meeting at which any business may be transacted. Each member of the board shall receive the necessary expenses incurred by him in the performance of his duty, and twenty-five dollars for each day attending the meetings of the board, but such per diem shall not exceed two thousand dollars in any one year.

SEC. 5. A new section is hereby added to said act to be numbered 23*a*, and to read as follows:

Sec. 23*a*. No new construction work shall be undertaken and no contracts for the same shall be entered into by said board unless there shall first be submitted to the landowners of the area or project to be assessed for such work a referendum election for the purpose of voting on such proposed new works and the contracts therefor. When said board of trustees shall have decided to undergo the construction of new works, they shall submit to the landowners of the area or project to be assessed for such proposed new works a referendum election thereon which shall be conducted as follows: For such election the board of trustees shall give thirty days notice by advertising for not less than one month in a newspaper in each county in which any portion of the lands to be assessed for such new work are situated, if any newspaper be published therein, and if not, then in a newspaper having general circulation in such county. For the purposes of such election said board of trustees must select at least one voting place in each county wherein part of the lands to be assessed are situate, must appoint from the landowners of the district in such county one inspector and two judges of election, who shall constitute a board of election for such voting place, but in case such person fails to attend at the time and place appointed for the election, the voters present at the time and place of opening the polls may appoint the board or supply the place of an absent member thereof.

At such election there shall be submitted to the voters the question, "Shall such proposed new works (describing them) be constructed?", after which there shall be a space wherein the voters may stamp a cross after the words "yes" or "no". At such election each bona fide owner of lands in the area to be assessed for such new construction works shall be entitled to vote in person or by proxy, and shall have the right to cast one vote for each one dollar's worth of real estate owned by him or her in the area to be assessed for such new construction work, the value thereof to be determined from the next preceding assessment roll of each county wherein any part of the lands to be assessed for such new proposed work are situate, and if a majority of the votes cast at such election shall be "yes" then the said board of trustees shall be authorized to proceed with the construction of such proposed new works and to enter into contracts therefor.

The board of election must canvass the votes cast, must certify to the same, and must place the ballots when canvassed, in an envelope and forward the same, sealed, to the clerk of said board of trustees, which said board of trustees shall canvass the same at their next regular meeting and if a majority thereof shall be "yes" the said board shall then proceed with said proposed new work, but if a majority of said votes shall be "no" then said board of trustees shall not proceed with said new construction works.

SEC. 6. A new section is hereby added to said act to be numbered 36, and to read as follows:

Sec. 36. The Reclamation Board of the State of California is hereby dissolved and the board of trustees hereby created shall take over all of the powers and duties of said Reclamation Board; *provided, however*, that the present members of said Reclamation Board shall continue to hold office until the said board of trustees shall be elected and qualified. The first election of said board of trustees shall be held on the first Tuesday following the first Monday of September, 1921, and each succeeding election thereafter shall be held on the first Tuesday following the first Monday of September of each odd numbered year, and said board of trustees shall immediately take office upon receiving the certificate of election provided for in this act. Wherever in this act the words "Reclamation Board" are used the same are hereby changed and in lieu thereof shall be used the words "board of trustees."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 487—An act to add a new section to the Political Code, to be numbered 3493*a*, providing for the recall of trustees of reclamation districts.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

Commencing with the word "The" in line 4, page 1, of the printed bill, strike out the remainder of the bill and insert in lieu thereof the following: "The trustees of any reclamation district may be removed or recalled at any time by the persons entitled to vote at a reclamation district election of such district; *provided*, that

they have held such office at least six months. The provisions of this section are intended to apply to officials now in office as well as those hereafter elected. The procedure to effect such removal or recall shall be as follows: A petition demanding the recall and declaring the office of such trustees sought to be recalled, vacant, shall be filed with the clerk of the board of supervisors of the county in which the said reclamation district or the greater portion of the acreage thereof is situated, which petition shall be signed by persons qualified to vote for trustees representing at least twenty-five per centum of the vote cast at the last election for trustees in said district. Said petition shall contain a statement of the grounds on which the removal or recall is sought which statement is intended solely for the information of the electors. Any insufficiency of form or substance in such statement shall in no wise affect the validity of the election and proceeding held thereunder. The signatures to the petition need not all be appended to one paper. Each signer shall add to his signature his place of residence, and if within a town having named streets and numbered houses, state the number. At the next regular meeting of the board of supervisors after the date of filing such petition, the said board of supervisors shall examine said petition and shall determine the qualifications of the signers of such petition and shall determine whether or not said petition is signed by persons representing at least twenty-five per cent of the vote cast at the last election of trustees in said district. The board of supervisors shall attach to said petition their certificate showing the results of such examination. If by such certificate the petition is shown to be insufficient it may be supplemented within ten days from the date of such certificate by the filing with the county clerk of additional papers, duplicates of the original petition, except as to the names signed. The board of supervisors shall, at the first regular meeting after such supplemental petition and if the certificate shall show that all the names on such petitions, including the supplemental papers, are still insufficient, no action shall be taken thereon; but the petition shall remain on file as a public record. The failure to secure sufficient names shall be without prejudice to the filing later of an entirely new petition to the same effect. If the petition shall be found by the board of supervisors to be sufficient, the board of supervisors shall forthwith cause a special election to be held within not less than thirty-five days nor more than forty days after the date of the order calling such election to determine whether the voters will recall such officers. If a vacancy occur in said offices after a recall petition is filed the election shall nevertheless proceed as in this section provided. One petition is sufficient to propose a removal of the trustees of any reclamation district. One election is competent for the removal of said trustees.

There shall be printed on the recall ballot the question, "shall (name of person against whom recall petition is filed) be recalled from the office of (title of office)?", following which question shall be the words "yes" and "no" on separate lines with a blank space at the right of each in which the voter shall indicate by writing therein the number of votes to which he is entitled for or against such recall, and also the names of candidates to be voted for, to fill the vacancy caused by the recall of such trustee in case he is recalled or blank spaces in which to write the name of candidates for such office. If a majority of the votes cast at such election for said recall of any incumbent trustee from office shall vote "no" such incumbent shall continue in said office. And if a majority shall vote "yes" said incumbent shall be deemed removed from such office, and such office shall thereupon become vacant, and the person securing the highest number of votes for said office shall be declared elected to fill such vacancy. The election shall be conducted and the canvass of all votes shall be made and the result declared in the manner provided for in section 3491 of the Political Code of the State of California, except where the provisions of said section conflict herewith, in which event the provisions of this section shall prevail. If the vote at any such recall election shall not recall the officer no further petition for the recall of such officer shall be filed before the expiration of six months from the date of such recall election. At such recall election the names of all of the trustees of such reclamation district shall be placed on the ballot, but only those shall be deemed removed from office against whose names a majority of the votes cast shall be "yes"."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 307—An act to amend an act entitled "An act to amend an act entitled 'An act to provide for temporary floors in buildings more than three stories high in the course of construction and for the protection of the life and limb of workmen employed in such buildings from falling through joists or girders, and from falling bricks, rivets, etc., approved March 6, 1909,' and to make the act apply to buildings more than two stories high in the course of construction,"

approved April 26, 1911, by inserting a new section thereto to be known as section 7; to provide for the enforcement of such act, jointly and severally, by the Commissioner of the Bureau of Labor Statistics and by the Industrial Accident Commission.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 strike out the entire title and insert in lieu thereof the following:

"An act to amend an act entitled 'An act to amend an act entitled 'An act to provide for temporary floors in buildings more than three stories high in the course of construction and for the protection of the life and limb of workmen employed in such buildings from falling through joists or girders, and from falling bricks, rivets, etc.,' approved March 6, 1909, and to make the act apply to buildings more than two stories high in the course of construction," approved April 26, 1911, by amending sections 1, 2, 3, 4 and 5 of said act, and repealing sections 6 and 7 thereof."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 strike out the entire printed bill after the enacting clause and insert in lieu thereof the following:

"SECTION 1. Section 1 of an act entitled "An act to amend an act entitled 'An act to provide for temporary floors in buildings more than three stories high in the course of construction and for the protection of the life and limb of workmen employed in such buildings from falling through joists or girders, and from falling bricks, rivets, etc., approved March 6, 1909,' and to make the act apply to buildings more than two stories high in the course of construction," approved April 26, 1911, is amended to read as follows:

Section 1. Any building more than two stories high in the course of construction shall have the joists, beams or girders of floors below the floor or level where any work is being done, or about to be done, covered with flooring laid close together, or with such other suitable material as will protect workmen engaged in such building from falling through joists or girders, and from falling planks, bricks, rivets, tools, or any other substance, whereby life and limb are endangered, as follows:

(*a*) Any such building which is of reinforced concrete construction, with reinforced concrete floors, shall have the floor filled in either with forms or concrete on each floor before the commencement of work upon the walls of the second floor above, or the commencement of work upon the floor of the next floor above. Any building having wooden floors, other than a steel-frame building, shall have the underflooring, if double flooring is to be used, laid on each floor within the time hereinabove described for reinforced concrete floors. Where single wooden floors are to be used, each floor shall be planked over within the time hereinbefore prescribed.

(*b*) If such building has a structural frame of iron or steel, the entire floor of every second story, except such space as may reasonably be required for the proper construction of such building, shall be thoroughly covered with planks tightly laid together, so that workmen shall have at all times planked floors within two stories below them.

(*c*) If a span of a floor exceeds thirteen (13) feet, an intermediate beam shall be used to support the temporary flooring, *provided, however*, that spans not to exceed sixteen (16) feet may be covered by three (3) inch planks without such beam. Such intermediate beam shall be of a sufficient strength to sustain a live load of fifty (50) pounds per square foot of the area supported.

(*d*) If the distance between planked floors in any building or structure exceeds twenty-five (25) feet, intermediate flooring or safety nets shall be provided which shall be fixed not to exceed twenty-five (25) feet below a floor upon which work is being performed and as close to such floor as practicable.

(*e*) The erection gang shall at all times have a planked floor below them not more than two stories distant.

(*f*) The riveting gang and steel painters shall at all times have a planked floor below them not more than two stories distant. Men working below riveting gangs shall at all times be protected from falling objects by having a planked floor between them and the riveting gangs.

(*g*) Temporary flooring shall remain in place until replaced by the permanent flooring, unless all building operations are suspended. On the resumption of work,

in case of such suspension, the building must be replanked so that every man at work shall have a covered floor not more than two floors below.

(*b*) Where a building is being constructed in sections each section shall constitute a building for the purpose of this act.

SEC. 2. Section 2 of said act is amended to read as follows:

Sec. 2. Where such building has a structural frame of iron or steel, and the iron or steel columns are spliced at every story, the erection gang shall in no case be more than two stories distant from the riveting gang. If the columns are spliced every second or third story, the erection gang shall in no case be more than four stories distant from the riveting gang.

SEC. 3. Section 3 of said act is amended to read as follows:

Sec. 3. Planked floors shall consist of planks tightly laid together of number one common lumber, not less than two inches thick and eight inches wide, free from protruding nails or other objects. Nets shall consist of at least one and one-half inch manila rope with three-quarter inch borders, and four by four inch mesh. The borders of the nets shall be provided with loops so that they can be readily combined or attached to convenient points on the structural frame.

SEC. 4. Section 4 of said act is amended to read as follows:

Sec. 4. No owner, agent of the owner, general contractor, contractor, subcontractor, or other person shall proceed with any work assigned to or undertaken by him, or require or permit any other person to proceed with work assigned to or undertaken by either, unless the planking or nets required by this act are in place. Violation of this section shall constitute a misdemeanor.

SEC. 5. Section 5 of said act is amended to read as follows:

Sec. 5. It shall be the duty of the Industrial Accident Commission to enforce the provisions of this act.

SEC. 6. Sections 6 and 7 of said act are hereby repealed.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 175—An act to amend an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to repeal chapter DXCV of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of line 1 of the title after the word "act" first occurring therein, and all of lines 2 to 13, inclusive, and insert in lieu thereof the following: "to be known as the "Inheritance Tax Act," to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the "Inheritance Tax Act," and to repeal all acts and parts of acts in conflict with this act."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out all of line 1 following the period and all of lines 2 to 14, inclusive, and insert in lieu thereof the following:

SECTION 1. (1) This act shall be known as the "Inheritance Tax Act."

(2) The words "estate" and "property" as used in this act shall be taken to mean the real and personal property or interest therein of the testator, intestate, grantor, bargainor, vendor, or donor passing or transferred to individual legatees, devisees, heirs, next of kin, grantees, donees, vendees, or successors, and shall include all personal property within or without the state; *provided*, that for the purpose of this act the one-half of the community property which goes to the surviving wife on the death of the husband, under the provisions of section 1402 of the Civil Code, shall not be deemed to pass to her as heir to her husband, but shall, for the purpose of this act, be deemed to go, pass, or be transferred to her for valuable and adequate consideration and her said one-half of the community shall not be subject to the provisions of this act; *provided, further*, that in case of a transfer of community property from the husband to the wife, within the meaning of subdivision (3) or (5) of section 2 of this act, one-half of the community property so transferred shall not be subject to the provisions of this act; *and provided, further*, that the presumption that the property acquired by either husband or wife after marriage is community property, shall not obtain for the purpose of this act as against any claim by the state for the tax hereby imposed; but the burden of proving such property to be community property shall rest upon the person claiming the same to be community property.

(3) The word "transfer" as used in this act shall be taken to include the passing of property or any interest therein, in possession or enjoyment, present or future, by inheritance, descent, devise, succession, bequest, grant, deed, bargain, sale, gift, or appointment in the manner herein described.

(4) The word "decedent" as used in this act shall include the testator, intestate, grantor, bargainor, vendor, or donor.

(5) The words "county treasurer" and "inheritance tax appraiser," as used in this act, shall be taken to mean the treasurer or the inheritance tax appraiser of the county of the superior court having jurisdiction as provided in section 15 of this act.

SEC. 2. A tax shall be and is hereby imposed upon the transfer of any property, real, personal or mixed, or if any interest therein or income therefrom in trust or otherwise, to persons, institutions or corporations, not hereinafter exempted, to be paid to the treasurer of the proper county, as hereinafter directed, for the use of the State, said taxes to be upon the market value of such property at the rates hereinafter prescribed and only upon the excess over the exemptions hereinafter granted, in the following cases:

(1) When the transfer is by will or by the intestate or homestead laws of this State, from any person dying seized or possessed of the property while a resident of the State, or by any order of court setting apart property pursuant to article I, chapter V, title XI, part III of the Code of Civil Procedure.

(2) When the transfer is by will or intestate laws of property within this State and the decedent was a nonresident of the State at the time of his death, or by any order of court setting apart property pursuant to article I, chapter V, title XI, part III of the Code of Civil Procedure.

(3) When the transfer is of property made by a resident, or by a nonresident when such nonresident's property is within this State, by deed, grant, bargain, sale, assignment or gift, made without valuable and adequate consideration (i. e., a consideration equal in money or in money's worth to the full value of the property transferred);

(*a*) In contemplation of the death of the grantor, vendor, assignor or donor, or,

(*b*) Intended to take effect in possession or enjoyment at or after such death.

When such person, institution or corporation becomes beneficially entitled in possession or expectancy to any property or the income therefrom, by any such transfer, whether made before or after the passage of this act.

(4) The words "contemplation of death," as used in this act, shall be taken to include that expectancy of death which actuates the mind of a person on the execution of his will, and in nowise shall said words be limited and restricted to that expectancy of death which actuates the mind of a person making a gift causa mortis; and it is hereby declared to be the intent and purpose of this act to tax any and all transfers which are made in lieu of or to avoid the passing of property transferred by testate or intestate laws.

(5) Whenever property, real or personal, is held in the joint names of two or more persons, or is deposited in banks or other institutions or depositaries in the joint names of two or more persons and payable to either or the survivor, upon the death of one of such persons, the right of the surviving joint tenant or joint tenants, person or persons to the immediate ownership or possession and enjoyment of such property shall be deemed a transfer taxable under the provisions of this act in the same manner as though the whole property to which such transfer relates belonged absolutely to the deceased joint tenant or joint depositor and had been devised or bequeathed to the surviving joint tenant or joint tenants, person or persons, by such deceased joint tenant or joint depositor by will, excepting therefrom such part thereof as may be proved by the surviving joint tenant or joint tenants to have originally belonged to him or them and never to have belonged to the decedent.

(6) Whenever any person, trustee or corporation shall exercise a power of appointment derived from any disposition of property made either before or after the passage of this act, such appointment, when made, shall be deemed a transfer taxable under

the provisions of this act, in the same manner as though the property to which such appointment relates belonged absolutely to the donee of such power, and had been bequeathed or devised by such donee by will; and whenever any person, trustee or corporation possessing such power of appointment so derived shall omit or fail to exercise the same within the time provided therefor, in whole or in part, a transfer taxable under the provisions of this act shall be deemed to take place to the extent of such omission or failure, in the same manner as though the persons, trustees or corporations thereby becoming entitled to the possession or enjoyment of the property to which such power related had succeeded thereto by a will of the donee of the power failing to exercise such power, taking effect at the time of such omission or failure.

(7) Whenever a decedent appoints or names one or more executors or trustees, and makes a bequest or devise of property to them in lieu of commissions or allowances, which otherwise would be liable to said tax, or appoints them his residuary legatees, and said bequest, devise, or residuary legacies exceeds what would be a reasonable compensation for their services, such excess over and above the exemptions herein provided for shall be liable to said tax; and the superior court in which the probate proceedings are pending shall fix the compensation.

(8) Where any property shall, after the passage of this act, be transferred subject to any charge, estate or interest, determinable by the death of any person, or at any period ascertainable only by reference to death, the increase accruing to any person or corporation upon the extinction or determination of such charge, estate or interest, shall be deemed a transfer of property taxable under the provisions of this act in the same manner as though the person or corporation beneficially entitled thereto had then acquired such increase from the person from whom the title to their respective estates or interests is derived.

(9) When more than one transfer within the meaning of any of the preceding subdivisions of this section has been made, either before or after the passage of this act, by a decedent to one person, the tax shall be imposed upon the aggregate market value of all of the property so transferred to such person in the same manner and to the same extent as if all of the property so transferred were actually transferred by one transfer.

(10) In determining the market value of the property transferred, the following deductions and no others shall be made from the appraised value thereof:

(*a*) Debts of decedent owing at date of death;

(*b*) Expenses of funeral and last illness;

(*c*) All State, county, and municipal taxes which are a lien against said property at the date of death;

(*d*) The ordinary expenses of administration, including the ordinary fees allowed executors and administrators and the ordinary fees of their attorneys under the provisions of sections 1618 and 1619 of the Code of Civil Procedure of California;

(*e*) The amount due or paid the government of the United States as a federal inheritance or estate tax; *provided, however*, that the amount of such tax allowable herein as a deduction shall be limited to a computation thereof (commencing at the primary rates) made by the acting state inheritance tax appraiser upon his own valuation of that portion of such property only, the transfer of which is taxable under the provisions of this act, by applying to such valuations the exemptions and rates of the federal inheritance or estate tax in force at the date of such transfer;

(*f*) The amount due or paid any state or states of the United States (excepting California) as a state inheritance, succession or transfer tax; *provided, however*, that the amount of such tax allowable herein as a deduction shall be limited to a computation thereof (commencing at the primary rates) made by the acting state inheritance tax appraiser upon his own valuation of that portion of such property only, the transfer of which is taxable under the provisions of this act, by applying to such valuation the exemptions and rates of such state inheritance, succession or transfer tax in force at the date of such transfer.

SEC. 3. Such taxes shall be and remain a lien upon the property passed or transferred until paid; *provided, however*, that where property is sold under and in accordance with the provisions of chapter VII, title XI, part III of the Code of Civil Procedure the lien herein provided for shall be released from the property so sold and shall attach to the proceeds of such sale, and the person to whom the property passes or is transferred, except as herein in this section provided, and all administrators, executors and trustees of every estate so transferred or passed, shall be liable for any and all such taxes until the same shall have been paid as hereinafter directed. The provisions of the Code of Civil Procedure relative to the limitation of time of enforcing a civil remedy shall not apply to any proceeding or action taken to levy, appraise, assess, determine, or enforce the collection of any tax or penalty prescribed by this act, and this section shall be construed as having been in effect as of date of the original enactment of the inheritance tax law; *provided*, that unless sued for within five years after they are due and legally demandable, such taxes, or any taxes accruing under any act herein repealed, shall cease to be a lien as against any bona fide purchaser of said property; *and provided*, that no such lien shall cease within two years from the date of the passage of this act.

SEC. 4. When the property or any beneficial interest therein so passed or transferred exceeds in value the exemption hereinafter specified and shall not exceed in value twenty-five thousand dollars, the tax hereby imposed shall be:

(1) Where the person or persons entitled to any beneficial interest in such property shall be the husband, wife, lineal ancestor, lineal issue of the decedent or any child adopted as such in conformity with the laws of this State, or any child to whom such decedent for not less than ten years prior to such transfer stood in the mutually acknowledged relation of a parent (*provided, however*, such relationship began at or before the child's fifteenth birthday, and was continuous for said ten years thereafter), or any lineal issue of such adopted or mutually acknowledged child, at the rate of one per centum of the clear value of such interest in such property.

(2) Where the person or persons entitled to any beneficial interest in such property shall be the brother or sister or a descendant of a brother or sister of a decedent, a wife or widow of a son, or the husband of a daughter of the decedent at the rate of three per centum of the clear value of such interest in such property.

(3) Where the person or persons entitled to any beneficial interest in such property shall be the brother or sister of the father or mother, or a descendant of a brother or sister of the father or mother of the decedent, at the rate of four per centum of the clear value of such interest in such property.

(4) Where the person or persons entitled to any beneficial interest in such property shall be in any other degree of collateral consanguinity than is hereinbefore stated or shall be a stranger in blood to the decedent, or shall be a body politic or corporate, at the rate of five per centum of the clear value of such interest in such property.

SEC. 5. (1) When the market value of such property or interest passed or transferred to any of the persons mentioned in subdivision 1 of section 4 exceeds twenty-five thousand dollars, the rates of tax upon such excess shall be as follows:

(*a*) Upon all in excess of twenty-five thousand dollars and up to fifty thousand dollars, two per centum of such excess.

(*b*) Upon all in excess of fifty thousand dollars and up to one hundred thousand dollars, four per centum of such excess.

(*c*) Upon all in excess of one hundred thousand dollars and up to two hundred thousand dollars, seven per centum of such excess.

(*d*) Upon all in excess of two hundred thousand dollars and up to five hundred thousand dollars, ten per centum of such excess.

(*e*) Upon all in excess of five hundred thousand dollars, twelve per centum of such excess.

(2) When the market value of such property or interest passed or transferred to any of the persons mentioned in subdivision 2 of section 4 exceeds twenty-five thousand dollars, the rates of tax upon such excess shall be as follows:

(*a*) Upon all in excess of twenty-five thousand dollars and up to fifty thousand dollars, six per centum of such excess.

(*b*) Upon all in excess of fifty thousand dollars and up to one hundred thousand dollars, nine per centum of such excess.

(*c*) Upon all in excess of one hundred thousand dollars and up to two hundred thousand dollars, twelve per centum of such excess.

(*d*) Upon all in excess of two hundred thousand dollars and up to five hundred thousand dollars, fifteen per centum of such excess.

(*e*) Upon all in excess of five hundred thousand dollars, eighteen per centum of such excess.

(3) When the market value of such property or interest passed or transferred to any of the persons mentioned in subdivision 3 of section 4 exceeds twenty-five thousand dollars, the rates of tax upon such excess shall be as follows:

(*a*) Upon all in excess of twenty-five thousand dollars and up to fifty thousand dollars, eight per centum of such excess.

(*b*) Upon all in excess of fifty thousand dollars and up to one hundred thousand dollars, ten per centum of such excess.

(*c*) Upon all in excess of one hundred thousand dollars and up to two hundred thousand dollars, fifteen per centum of such excess.

(*d*) Upon all in excess of two hundred thousand dollars, twenty per centum of such excess.

(4) When the market value of such property or interest passed or transferred to any of the persons mentioned in subdivision 4 of section 4 exceeds twenty-five thousand dollars, the rates of tax upon such excess shall be as follows:

(*a*) Upon all in excess of twenty-five thousand dollars and up to fifty thousand dollars, ten per centum of such excess.

(*b*) Upon all in excess of fifty thousand dollars and up to one hundred thousand dollars, fifteen per centum of such excess.

(*c*) Upon all in excess of one hundred thousand dollars, twenty per centum of such excess.

SEC. 6. The following exemptions from the tax are hereby allowed:

(1) All property transferred to societies, corporations, and institutions now or hereafter exempted by law from taxation, or to any public corporation, or to any society, corporation, institution, or association of persons engaged in or devoted to

any charitable, benevolent, educational, public, or other like work (pecuniary profit not being its object or purpose), or to any person, society, corporation, institution, or association of persons in trust for or to be devoted to any charitable, benevolent, educational, or public purpose; by reason whereof any such person or corporation shall become beneficially entitled, in possession or expectancy, to any such property or to the income thereof, shall be exempt: *provided, however*, that such society, corporation, institution or association be organized or existing under the laws of this State or that the property transferred be limited for use within this State.

(2) (*a*) Property of the clear value of twenty-four thousand dollars, transferred to the widow or to a minor child of the decedent, and of ten thousand dollars transferred to each of the other persons described in the first subdivision of section 4, shall be exempt.

(*b*) All property transferred by a decedent to any person described in the first subdivision of section 4, providing the same was transferred to such decedent not more than five years prior to his death by another decedent of the class described in the first subdivision of section 4, and a tax paid thereon, shall be exempt.

(3) Property of the clear value of two thousand dollars, transferred to each of the persons described in the second subdivision of section 4, shall be exempt.

(4) Property of the clear value of one thousand dollars, transferred to each of the persons described in the third subdivision of section 4, shall be exempt.

(5) Property of the clear value of five hundred dollars, transferred to each of the persons and corporations described in the fourth subdivision of section 4, shall be exempt.

(6) In computing the tax upon transfers subject to tax under the provisions of this act, the exemptions in this section allowed shall be deducted from the aggregate amount of property transferred, and the transfer of the remainder of the property after making such deduction shall be taxed at the rates at which it would have been taxed had no exemption whatever been allowed.

SEC. 7. (1) All taxes imposed by this act, unless otherwise herein provided for, shall be due and payable at the death of the decedent, and if the same are paid within eighteen months, no interest shall be charged and collected thereon, but if not so paid, interest at the rate of ten per centum per annum shall be charged and collected from the time said tax accrued: *provided*, that if said tax is paid within six months from the accruing thereof a discount of five per centum shall be allowed and deducted from said tax. And in all cases where the executors, administrators, or trustees do not pay such tax within eighteen months from the death of the decedent, they shall be required to give a bond for the payment of said tax, together with interest.

(2) The penalty of ten per cent per annum imposed by subdivision (1) of this section for the nonpayment of said tax, shall not be charged in cases where, in the judgment of the court, by reason of claims made upon the estate necessary litigation, or other unavoidable cause of delay, the estate of any decedent, or a part thereof, can not be settled at the end of eighteen months from the death of the decedent; but in such cases seven per cent per annum shall be charged upon the said tax from the expiration of said eighteen months until the cause of such delay is removed, after which ten per cent interest per annum shall again be charged until the tax is paid; but litigation to defeat the payment of the tax shall not be considered a necessary litigation.

SEC. 8. (1) When any grant, gift, legacy, devise or succession upon which a tax is imposed by section two of this act shall be an estate, income, or interest for a term of years, or for life, or determinable upon any future or contingent event, or shall be a remainder, reversion, or other expectancy, real or personal, the entire property or fund by which such estate, income, or interest is supported, or of which it is a part, shall be appraised immediately after the death of the decedent, and the market value thereof determined, in the manner provided in section 16 or 17 of this act, and the tax prescribed by this act shall be immediately due and payable to the treasurer of the proper county, and, together with the interest thereon, shall be and remain a lien on said property until the same is paid.

(2) In estimating the value of any estate or interest in property, to the beneficial enjoyment or possession whereof there are persons or corporations presently entitled thereto, no allowance shall be made on account of any contingent incumbrance thereon, nor on account of any contingency upon the happening of which the estate or property or some part thereof or interest therein might be abridged, defeated or diminished; *provided, however*, that in the event of such incumbrance taking effect as an actual burden upon the interest of the beneficiary, or in the event of the abridgment, defeat or diminution of said estate or property or interest therein as aforesaid, a return shall be made to the person properly entitled thereto of a proportionate amount of such tax on account of the incumbrance when taking effect, or so much as will reduce the same to the amount which would have been assessed on account of the actual duration or extent of the estate or interest enjoyed. Such return of tax shall be made in the manner provided by section 11 hereof upon order of the court having jurisdiction.

(3) When the property is transferred in trust or otherwise, and the rights, interest or estates of the transferees are dependent upon contingencies or conditions whereby they may be wholly or in part created, defeated, extended, or abridged, a tax shall be imposed upon said transfer at the highest rate which, on the happening of any of the said contingencies or conditions, would be possible under the provisions of

this act, and such tax so imposed shall be due and payable forthwith by the executors or trustees out of the property transferred: *provided, however*, that on the happening of any contingency whereby the said property, or any part thereof, is transferred to a person or corporation exempt from taxation under the provisions of this act, or to any person taxable at a rate less than the rate imposed and paid, such person or corporation shall be entitled to a return of so much of the tax imposed and paid as the difference between the amount paid and the amount which said person or corporation should pay under the provisions of this act; such return of overpayment shall be made in the manner provided by section 11 of this act, upon order of the court having jurisdiction: *provided*, that the person or persons or body politic or corporate beneficially interested in the property chargeable with said tax or the trustees thereof may elect not to pay the same until such person or persons, or body politic or corporate beneficially interested in such property shall come into the actual possession or enjoyment thereof, and in that case such person or persons or body politic or corporate or trustees shall execute a bond to the people of the State of California in a penalty of twice the amount of said tax with such sureties as the said superior court may approve, conditioned for the payment of said tax and interest thereon at the rate of seven per cent per annum commencing at the expiration of eighteen months from the death of the decedent at such time or period as they or their representatives may come into the actual possession or enjoyment of such property, and conditioned further, that it said bond be not renewed and the returns made as herein provided, the amount of said tax and interest thereon shall immediately become due and payable. Said bond shall be filed in the office of the county clerk of the proper county and a certified copy thereof shall be immediately transmitted to the State Controller; *provided, further*, that such person or persons or body politic or corporate, or trustees, shall enter into such security within a period of ninety days after the entry of the order or decree fixing the inheritance tax charged against such transfer, or within such period thereafter as the court may in its discretion permit, and shall make a full and verified return of such property to said court and to the same in the office of the county clerk within one year from the date of such order or decree fixing tax, and at such times thereafter as the court on the application of the State Controller may require, and renew such security every five years after the date of the approval thereof. Upon the approval of said bond as herein provided, said tax shall cease to be a lien upon the property so transferred. If such security shall not be renewed before the expiration of such five-year period, said bond shall immediately become due and payable and if the same be not paid forthwith, the attorney general shall file an action in the name of the people of the State or the relation of the Controller, to recover the same and the penalties thereunder and no demand for payment shall be necessary before the institution of such suit. Whenever it shall be made to appear to the satisfaction of the court that any surety on such bond or undertaking has for any reason become insufficient, the court may on motion of the State Controller, after such notice to such person or persons, body politic or corporate, or trustees as the court may require, order the giving of a new undertaking with sufficient sureties in lieu of such insufficient undertaking. In case such new undertaking so required shall not be given within the time required by such order, or in case the sureties thereon fail to justify thereon when required, all rights accorded by the filing of such original undertaking, or subsequent undertaking, shall cease and the amount of said tax and interest thereon shall immediately become due and payable.

(4) Estates in expectancy which are contingent or defeasible and in which proceedings for the determination of the tax have not been taken or where the taxation thereof has been held in abeyance, shall be appraised at their full, undiminished value when the persons entitled thereto shall come into the beneficial enjoyment or possession thereof, without diminution for or on account of any valuation theretofore made of the particular estates for purposes of taxation, upon which said estates in expectancy may have been limited.

(5) Where an estate or interest can be divested by the act or omission of the legatee or devisee it shall be taxed as if there were no possibility of such divesting.

(6) The value of every future, or contingent or limited estate, income or interest, shall, for the purposes of this act be determined by the rule, methods and standards of mortality and of value that are set forth in the actuaries' combined experience tables of mortality for ascertaining the value of policies of life insurance and annuities and for the determination of the liabilities of life insurance companies, save that the rate of interest to be assessed in computing the present value of all future interest and contingencies shall be five (5) per cent per annum. The Insurance Commissioner shall, without a fee on the application of any superior court or of any inheritance tax appraiser determine the value of any future or contingent estate, income or interest therein limited, contingent, dependent or determinable upon the life or lives of persons in being, upon the facts contained in any such appraiser's application or other facts to him submitted by said appraiser or said court and certify the same in duplicate to such court or appraiser, and his certificate thereof shall be conclusive evidence that the method of computation therein is correct. When an annuity or a life estate is terminated by the death of the annuitant or life tenant, and the tax upon such interest has not been fixed and determined, the value of said interest for the purpose of taxation under this act shall be the amount of the annuity or income actually paid or

payable to the annuitant or life tenant during the period for which such annuitant or life tenant was entitled to the annuity or was in possession of the life estate.

SEC. 9. (1) Any administrator, executor, or trustee having in charge or trust any legacy or property for distribution, subject to the said tax, shall deduct the tax therefrom, or if the legacy or property be not money he shall collect the tax thereon, upon the market value thereof, from the legatee or person entitled to such property, and he shall not deliver, or be compelled to deliver, any specific legacy or property subject to tax to any person until he shall have collected the tax thereon; and whenever any such legacy shall be charged upon or payable out of real estate, the executor, administrator, or trustee shall collect said tax from the distributee thereof, and the same shall remain a charge on such real estate until paid; if, however, such legacy be given in money to any person for a limited period, the executor, administrator, or trustee shall retain the tax upon the whole amount; but if it be not in money he shall make application to the superior court to make an apportionment, if the case require it, of the sum to be paid into his hands by such legatees, and for such further order relative thereto as the case may require.

(2) All executors, administrators, and trustees shall have full power to sell so much of the property of the decedent as will enable them to pay said tax, in the same manner as they may be enabled by law to do for the payment of debts of the estate, and the amount of said tax shall be paid as hereinafter directed.

(3) Every sum of money retained by an executor, administrator, or trustee, or paid into his hands, for any tax on property, shall be paid by him, within thirty days thereafter, to the treasurer of the county in which the probate proceedings are pending.

SEC. 10. Upon the payment to any county treasurer of any tax due under this act, such treasurer shall issue a receipt therefor, in triplicate, one copy of which he shall deliver to the person paying said tax, and the original and one copy thereof he shall immediately send to the Controller of State, whose duty it shall be to charge the treasurer so receiving the tax with the amount thereof, and said Controller shall retain one of said receipts and the other he shall countersign and seal with the seal of his office, and immediately transmit to the clerk of the court fixing such tax. And an executor, administrator, or trustee shall not be entitled to credits in his accounts, nor be discharged from liability for such tax, nor shall said estate be distributed, unless a receipt so sealed and countersigned by the Controller, or a copy thereof, certified by him, shall have been filed with the court. Any person shall, upon payment to the county treasurer of the sum of fifty cents, be entitled to a duplicate, or copy, of any receipt that may have been given by said treasurer for the payment of any tax under this act.

SEC. 11. (1) If any debts shall be proved against the estate of a decedent after the payment of any legacy or distributive share thereof, from which any such tax has been deducted or upon which it has been paid by the person entitled to such legacy or distributive share, and such person is required by order of the superior court having jurisdiction, on notice to the State Controller, to refund the amount of such debts or any part thereof, an equitable proportion of the tax shall be repaid to him by the executor, administrator or trustee, if the tax has not been paid to the county treasurer; or if such tax has been paid to such county treasurer, such officer shall refund out of any inheritance tax moneys in his hands or custody such equitable proportion of the tax, and credit himself with the same in the account required to be rendered by him under this act.

(2) Where it shall be proved to the satisfaction of the superior court that deductions for debts were allowed upon the appraisal, since proved to have been erroneously allowed, it shall be lawful for such superior court to enter an order assessing the tax upon the amount wrongfully or erroneously deducted.

(3) If, after the payment of any tax in pursuance of an order fixing such tax, made by the superior court having jurisdiction, such order be modified or reversed by the superior court having jurisdiction within two years from and after the date of entry of the order fixing the tax, or be modified or reversed at any time on an appeal taken therefrom within the time allowed by law on due notice to the State Controller, the county treasurer shall refund to the executor, administrator, trustee, person or persons by whom such tax was paid, the amount of any moneys paid or deposited on account of such tax in excess of the amount of tax fixed by the order modified or reversed, out of any inheritance tax moneys in his hands or custody, and credit himself with the same in the account required to be rendered by him to the Controller on his semiannual settlement; but no application for such refund shall be made after one year from such reversal or modification, unless an appeal shall be taken therefrom, in which case no such application shall be made after one year from the final determination on such appeal or of an appeal taken therefrom, and the representatives of the estate, legatees, devisees or distributees entitled to any refund under this section shall not be entitled to any interest upon such refund, and the State Controller shall deduct from the fees allowed by this act to the county treasurer the amount theretofore allowed him upon such overpayment.

(4) When any amount of said tax shall have been erroneously paid, the superior court having jurisdiction, on application after notice to the State Controller, and on satisfactory proof to it, shall by order require the county treasurer to refund and pay to the executor, administrator, trustee, person or persons who had paid any such tax in error the amount of such tax so erroneously paid; *provided*, that all

applications for such repayment of such tax so erroneously paid shall be made within one year of the date of the entry of the order fixing tax or of the decree of final determination of the appeal. Such refund shall be made by said treasurer out of any inheritance tax moneys in his custody or custody and he shall credit himself with the same in the amount presented to be reimbursed by him to the Controller on semiannual settlements, and the State Controller shall deduct from the fees allowed by this act to the county treasurer the amount of fees allowed him upon such erroneous payment.

(5) This section as amended shall apply to appeals and proceedings now pending and taxes heretofore paid in relation to which the period of one year from such payment has not expired when this section, as amended, takes effect.

SEC. 12. (1) Whenever the State Controller shall have reasonable cause to believe that a tax is due under the provisions of this act from any transfer of any property, and that any person, firm, institution, company, association or corporation has possession, control or custody of any books, accounts, papers or documents relating to or explaining such transfer, the State Controller or inheritance tax attorney, or any assistant inheritance tax attorney of the Inheritance Tax Department, is hereby authorized and empowered to inspect the books, records, accounts, papers and documents of any such person, firm, institution, company, association or corporation, including the stock transfer book of any corporation, for the purpose of acquiring any information which said assessors or assistants or said State Controller or such inheritance tax attorney or assistant inheritance tax attorneys, for the proper enforcement of this act and for the collection of the full amount of tax which may be due the State hereunder. Any and all information acquired by said State Controller or said inheritance tax attorney or assistant inheritance tax attorneys shall be deemed and held by said State Controller and said inheritance tax attorney and assistant inheritance tax attorneys and each of them as confidential, and shall not be divulged, disclosed or made known by them or any of them except in so far as may be necessary for the enforcement of the provisions of this act. Any Controller or any appraiser, assistant appraiser, inheritance tax attorney or assistant inheritance tax attorneys or examiner appointed by the Governor, who shall divulge, disclose or make known any information acquired by said inspection and examination otherwise than as herein provided, in relation to the business affairs, property or estate of any person, firm, institution, company, association or corporation examined or whose books, papers or documents are inspected, or any information acquired by him in the course of his employment as such Controller, appraiser, assistant appraiser, inheritance tax attorney or assistant inheritance tax attorneys or examiner, and upon conviction thereof shall be fined not less than one hundred fifty dollars nor more than five hundred dollars or be imprisoned in the county jail for not more than ninety days, or both.

(2) Any officer or agent of any firm, institution, company, association or corporation having or holding any assets of the State who has in his custody or under his control any bonds, property, moneys, papers or documents of such firm, institution, company, association or corporation, and any person having in his custody or under his control any bonds, property, moneys or documents of any decedent who refuses to give to the State Controller or said inheritance tax attorney or any of said assistant inheritance tax attorneys such information as may be required in this section, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than one hundred dollars nor more than five hundred dollars, or be imprisoned in the county jail for not more than ninety days, or both.

(3) Any officer or agent of any firm, institution, company, association or corporation having or holding any assets of the State who has in his custody or under his control any bonds, property, moneys, papers or documents of such firm, institution, company, association or corporation, and any person having in his custody or under his control any bonds, property, moneys or documents of any decedent who refuses to give to the State Controller or said inheritance tax attorney or any of said assistant inheritance tax attorneys such information as may be required in this section, shall be liable for the payment of the taxes assessed upon the property of such person under this act as long thereafter as the same remains unpaid, and the said corporation and association for the collection of such taxes may be proceeded against in an action brought by the State Controller in any court of competent jurisdiction.

SEC. 13. (1) No corporation organized or existing under the laws of this State, shall transfer on the books of such corporation any shares of stock or shares of any corporation standing in the name of a decedent or in trust for a decedent or pertaining to or standing in the joint names of a decedent and one or more persons, or issue the new certificate therefor to any person, unless there shall be produced to and left with the officer of such corporation whose duty it is to make such transfer the consent in writing to such transfer of the State Controller or such person as he may by writing authorize to issue such consent.

(2) No safe deposit company, trust company, corporation, bank, or other institution, person or persons engaged in the business of receiving for safekeeping personal property, shall deliver any securities, deposited with it by or standing in the name of a decedent, or in the name of a decedent and any other person, or in the name of any person and another person in trust for a decedent, without first procuring a consent in writing to such delivery from the State Controller or such person as he may by writing authorize to issue such consent. Before seeking access to any box or receptacle of the decedent, such person shall notify the State Controller of his intention, and no person, except in the presence of the State Controller or such person as he may by writing authorize to issue such consent, shall have access to any box or receptacle of the decedent. Any person violating the provisions of this section shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding one thousand dollars, or by imprisonment in the county jail not exceeding one year, or both such fine and imprisonment, in the discretion of the court.

(3) No safe deposit company, trust company, corporation, bank, or other institution, person or persons holding property as bailee, shall deliver to any person other than the owner thereof, except upon the written consent of the State Controller or such person as he may by writing authorize to issue such consent, any property in the joint possession of such owner and any decedent or in the joint possession of any two persons, one of whom is a decedent, or in the sole possession of any decedent, or in the joint or sole possession of any decedent and any other person or persons, without first giving to the State Controller or such person as he may by writing authorize to issue such consent, notice of the intention to deliver such property, at least five days before such delivery. Any person violating the provisions of this section shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding one thousand dollars, or by imprisonment in the county jail not exceeding one year, or both such fine and imprisonment, in the discretion of the court.

(2) No safe deposit company, trust company, corporation, bank or other institution, person or persons having in possession or under control or custody or under partial control or partial custody securities, deposits, assets or property belonging to or standing in the name of a decedent who was a resident or nonresident, or belonging to, or standing in the joint names of such a decedent and one or more persons, including the shares of the capital stock of, or other interest in, the safe deposit company, trust company, corporation, bank or other institution making the delivery or transfer herein provided, shall deliver or transfer the same to the executors, administrators or legal representatives, agents, deputies, attorneys, trustees, legatees, heirs, successors in interest of said decedent or to any other person or persons, or to the survivor or survivors when held in the joint names of a decedent and one or more persons, or upon their order or request, without retaining a sufficient portion or amount thereof to pay any tax and interest which may thereafter be assessed thereon under this act and unless notice of the time and place of such delivery or transfer be served upon the State Controller and county treasurer at least ten days prior to said delivery or transfer; *provided*, that the State Controller, or person by him in writing authorized so to do, may consent in writing to said delivery or transfer, and such consent shall relieve said safe deposit company, trust company, corporation, bank or other institution, person or persons from the obligation hereunder to give such notice or to retain any portion of said securities, deposits or other assets in their possession or control. And it shall be lawful for the State Controller or county treasurer, personally or by representatives, to examine said securities, deposits or assets at the time of said delivery or otherwise.

(4) Failure to comply with the provisions of this section shall render such safe deposit company, trust company, corporation, bank or other institution, person or persons, liable to a penalty of not more than twenty thousand dollars, and in addition thereto said safe deposit company, trust company, corporation, bank or other institution, person or persons shall be liable for the amount of the taxes, interest and penalties due under this act on said securities, deposits, or other assets above mentioned, and said penalties and liabilities of said safe deposit company, corporation, bank or other institution, person or persons for the violation of this section may be enforced in an action brought by the State Controller in any court of competent jurisdiction.

SEC. 14. The State Controller shall appoint, and may at his pleasure remove, one or more persons in each county of the State to act as inheritance tax appraisers therein. Every such inheritance tax appraiser (in addition to any fees paid him as appraiser under section 1444 of the Code of Civil Procedure) shall be paid for his services out of any inheritance tax moneys in the hands of the treasurer of the county in which he may be acting, a reasonable compensation, to be fixed by the superior court of said county, or a judge thereof, and, together with said compensation, said appraiser shall be allowed his actual and necessary traveling and other incidental expenses, and the fees paid such witnesses as he shall subpœna before him, said expenses and fees to be allowed by said superior court or a judge thereof; *provided*, that any claim for any such services or expenditure, must before payment, first receive the approval of the State Controller; *and provided, further*, that in any probate proceeding in which the executor or administrator shall have failed to have had the inheritance tax appraiser act as one of the appraisers under section 1444 of the Code of Civil Procedure and to have paid him his fees therefor, the expense of making the inheritance tax appraisement in this act provided for shall be paid out of said estate, and the executor or administrator thereof shall be liable for said fee. Any such appraiser who shall take any fee or reward, other than such as may be allowed him by law, from any executor, administrator, trustee, legatee, next of kin, or heir of any decedent, or from any other person liable to pay said tax, or any portion thereof, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than $250 nor more than $500, or be imprisoned in the county jail ninety days or both, and in addition thereto the court shall dismiss him from such service.

SEC. 15. The superior court in the county in which is situate the real property of a decedent, who was not a resident of the State, or if there be no real property, then in the county in which any of the personal property of such nonresident is situate, or in the county of which the decedent was a resident at the time of his death, shall have jurisdiction to hear and determine all questions in relation to the tax arising under the provisions of this act; the court first acquiring jurisdiction hereunder shall retain the same, to the exclusion of every other; *provided*, that the superior court having acquired jurisdiction in probate of the estate of a decedent shall hear and determine in said probate proceedings all questions in relation to any tax arising under the provisions of this act: (*a*) Upon property passing in said probate proceedings. (*b*) Upon any other property transferred, within the meaning of subdivision 3 of section 2 or any other provisions of this act, to any person, institution or corporation taking any property under and by virtue of said probate proceedings.

SEC. 16. (1) When any superior court, having jurisdiction in probate of the estate of any decedent, or a judge of such court, shall, in accordance with section 1444 of the Code of Civil Procedure, appoint the appraiser or appraisers in said section provided for, said superior court or judge thereof shall also at the same time

designate and appoint an inheritance tax appraiser (unless such designation and appointment be previously made) to ascertain and report to said superior court the amount of inheritance tax due upon any property passing in said probate proceeding, or a lien thereon, or upon any other property transferred within the meaning of subdivision (3) of section 2 of this act, or under any other provision of this act, to any person, institution or corporation taking property under and by virtue of said probate proceedings, together with such other or additional information as shall assist said court in the determination of said tax. Thereupon said inheritance tax appraiser shall have all the powers of a referee of said superior court, and shall have jurisdiction to require the attendance before him of the executor or administrator of said estate, or any person interested therein, or any other person whom he may have reason to believe possesses knowledge of the estate of said decedent, or knowledge of any property transferred by said decedent within the meaning of this act, or knowledge of any facts that will aid said appraiser or the court in the determination of said tax. For the purpose of compelling the attendance of such person or persons before him, and for the purpose of appraising any property or interest subject to, or liable for any inheritance tax hereunder, and for the purpose of determining the amount of tax due thereon, the said inheritance tax appraiser is hereby authorized to issue subpoenas compelling the attendance of witnesses before him. Any person or persons who shall be served with a subpœna, issued by said inheritance tax appraiser, to appear and testify or to produce books and papers, and who shall refuse and neglect to appear and testify or to produce books and papers relevant to such appraisement, as commanded in such subpœna, shall be guilty of a contempt of court. And he may examine and take the evidence of such witnesses or of such executor or administrator, or other person under oath concerning such property and the value thereof, and concerning the property or the estate of such decedent subject to probate, and concerning any transfer made by such decedent within the meaning of this act. Upon the completion of his inheritance tax appraisement in any probate proceeding, the inheritance tax appraiser shall make a report in writing to the superior court of the clear market value of the several interests in the estate of the decedent, and shall report the amount of inheritance or transfer tax chargeable against, or a lien upon such interests, acquired by virtue of said probate proceedings or by any transfer within the meaning of this act, to any person, institution or corporation acquiring any property by virtue of said probate proceedings together with such other facts as may advise the court in regard thereto, or which the court may require, and may return to said superior court such depositions as he may have had reduced to writing, exhibits, or other testimony or information taken before him, or submitted to him.

(2) Upon the filing of said report said appraiser shall mail a copy thereof to the State Controller and the clerk of said superior court shall on said day or the next succeeding judicial day give notice of such filing to all persons interested in such proceedings by causing notices to be posted in at least three public places in the county, one of which must be the place where the court is held, and in addition thereto shall mail to the State Controller and to all persons chargeable with any tax in said report who have appeared in such proceeding, a copy of said notice. At any time after the expiration of ten days thereafter, if no objection to said report be filed, the said superior court or a judge thereof, may, without further notice give and make its order confirming said report and fixing the tax in accordance therewith. At any time prior to the making of said order, any person interested in said proceeding (including the State Controller) may file objections in writing to said report. Thereupon said superior court shall, by order, fix a time, not less than ten days thereafter, for the hearing thereof, and shall direct the clerk of said superior court to give such notice thereof as it shall deem necessary; *provided*, that a copy of such notice and of such objections shall be forthwith mailed to the State Controller, county treasurer and inheritance tax appraiser. Upon the hearing of said objections, said court may make such order as to it may seem meet and proper in the premises.

(3) If, upon examination of the executor or administrator of said estate or other persons familiar with the affairs of such decedent, or from other information before him, it shall appear to the inheritance tax appraiser that there is no inheritance tax due out of said estate or a lien upon any property or interest therein, said appraiser may so certify to the superior court, and at any time thereafter, if no objection to said certificate shall have been filed, said superior court or a judge thereof may, without further notice, make an order or decree that there are no inheritance taxes due out of said estate or upon any interest therein or may make such different order as may to it seem meet in the premises. Such order shall be conclusive only as to such property as may have been returned in the inventory or inventory and appraisement in said probate proceedings.

SEC. 17. (1) If it shall appear to the superior court upon petition of the State Controller that any transfer has been made within the meaning of this act, and the taxability thereof, and the liability for such tax and the amount thereof have not been determined, and that no proceedings are pending in any court in this State wherein the taxability of such transfer and the liability therefor, and the amount thereof may be determined, said court shall issue a citation ordering and directing the

persons who may appear liable therefor or known to own any interest in or part of the property transferred, to appear before said court or before an inheritance tax appraiser to be designated by said order at a time and place in said order named, not less than ten days nor more than one year from the date of such order, to be examined, under oath by said court or by said appraiser as the case may be, concerning said transfer and all facts connected therewith, and concerning the property transferred and the character and value thereof.

If said person or persons shall be directed to appear before said appraiser said appraiser shall, at the time and place in said order named, or at such time and place to which said appraiser may adjourn said hearing, proceed to examine said person or persons and such witnesses as said appraiser may subpœna before him, and for the purpose of said hearing, and for the purpose of ascertaining any facts concerning the taxability of said transfer or any taxes due on account of such transfer, said appraiser shall have the powers of a referee of said court, and is hereby authorized to issue subpœnas compelling the attendance of witnesses before him, and to administer oath, and to take the evidence of such witnesses under oath concerning such property and the value thereof and concerning such transfer. Said appraiser shall report to said court his findings and conclusions in relation to said transfer and said tax, and may return to said court, any depositions, exhibits or other testimony or information taken before him or exhibited to him. The procedure subsequent to the filing of said report shall conform to subdivision (2) of section 16 of this act.

Except as herein otherwise provided, the service of such citation and the time, manner and proof thereof, and the hearing and determination thereon, and the hearing and determination upon the facts returned in such report, and the enforcement of the determination or decree, shall conform to the provisions of chapter XII, title XI, part III of the Code of Civil Procedure, and the clerk of the court shall, upon the request of the State Controller, furnish, without fee, one or more transcripts of such decree, and the same shall be docketed and filed by the county clerk of any county in the State, without fee, in the same manner and with the same effect as provided by section 674 of said Code of Civil Procedure for filing a transcript of an original docket.

The superior court may hear the said cause upon the relation of the parties and the testimony of witnesses, and evidence produced in open court, and, if the court shall find said property is not subject to any tax, as herein provided, the court shall, by order, so determine; but if it shall appear that said property, or any part thereof, is subject to any such tax, the same shall be appraised and taxed as in other cases.

(2) Verified petitions may be filed by any interested party with the superior court, alleging and admitting that a transfer within the meaning of this act has been made and the taxability thereof and the liability for such tax and the amount thereof have not been determined, and that no proceedings are pending in any court in this State wherein the taxability of such transfer and the liability therefor and the amount thereof, may be determined, and that the petitioner desires such determination and desires to pay said tax, if any be due. Upon the filing of such petition the superior court or a judge thereof shall by order designate and appoint an inheritance tax appraiser to ascertain and report to said court the amount of the inheritance tax, if any, due by said petitioner on account of such transfer, and shall fix a time and place, not less than ten days thereafter, for the hearing of said matter before said inheritance tax appraiser, a copy of which petition and order shall be forthwith mailed to the State Controller, and shall refer said petition and said matter to said inheritance tax appraiser who shall have all of the powers of a referee of said court, including the powers prescribed in subdivision (1) of section 16 of this act. The procedure subsequent to said reference to said appraiser shall conform to the provisions of subdivisions (1) and (2) of section 16 of this act.

In the event that final judgment is rendered in said proceeding, ascertaining and determining that no inheritance tax is due on account of said transfer or that the amount of the tax to which said transfer is liable, is less than twenty dollars the court shall, in addition to the amount of the tax, if any, include in such judgment and assess against the petitioner reasonable compensation for said inheritance tax appraiser, not exceeding the sum of ten dollars, and the necessary traveling and incidental expenses of said appraiser.

(3) Actions may be brought against the State by any interested person for the purpose of quieting the title to any property against the lien or claim of lien of any tax or taxes under this act, or for the purpose of having it determined that any property is not subject to any lien for taxes nor chargeable with any tax under this act. No such action shall be maintained where any proceedings are pending in any court in this State wherein the taxability of such transfer and the liability therefor and the amount thereof may be determined. All parties interested in said transfer and in the taxability thereof shall be made parties thereto and any interested person who refuses to join as plaintiff therein may be made a defendant. Summons for the State in said action shall be served upon the State Controller.

At any time after issue is joined in such action the court, on its own motion, or upon the motion of any interested party, may by order appoint and designate an inheritance tax appraiser to hear said matter and report to the court thereon and

shall in such order fix a time and place for the hearing of said matter before said inheritance tax appraiser, and direct notice of such time and place to be given in such manner as the court shall deem proper, and shall refer said matter to said inheritance tax appraiser who shall have all of the powers of a referee of said court, including the powers prescribed in subdivision (1) of section 16 of this act. The procedure subsequent to said reference to said appraiser shall conform to the provisions of subdivisions (1) and (2) of section 16 of this act.

Should the court determine that the property described in the complaint is subject to the lien of said tax and that said property has been transferred within the meaning of this act, the court shall award affirmative relief to the State in said action, and judgment shall be rendered therein in favor of the State, ascertaining and determining the amount of said tax, and the person or persons liable therefor, and the property chargeable therewith or subject to lien therefor, and shall assess against such person or persons reasonable compensation for said inheritance tax appraiser and his necessary traveling and incidental expenses.

(4) Actions under this section shall be commenced in the superior court of the county in which is situated any part of any real property against which any lien is sought to be enforced, or to which title is sought to be quieted against any lien, or claim of lien; but if in said action no lien against real property is sought to be enforced, the action shall be brought in the superior court of the county which has or which had jurisdiction of the administration of the estate of the decedent mentioned herein.

(5) No fee shall be charged said State Controller by any public officer in this State for the filing or recording of any petition, lis pendens, decree or order, or for the taking of oaths or acknowledgments in any proceeding taken under this act; nor shall any undertaking be required from or costs charged against the State Controller or the State of California in any such proceeding.

SEC. 18. The orders, decrees and judgments fixing tax or determining that no tax is due, mentioned in this act, shall have the force and effect of judgments in civil actions. Except as otherwise herein provided, the provisions of the Code of Civil Procedure relative to judgments, new trials, appeals, attachments and execution of judgments, so far as applicable, shall govern all proceedings taken under this act. Nothing in this section shall preclude the State from relief herein provided for, which may be inconsistent with the provisions of the Code of Civil Procedure.

SEC. 19. The treasurer of each county shall collect all taxes and moneys that may be due and payable under this act and pay the same to the State Treasurer (excepting such moneys as he may pay out from time to time pursuant to the provisions of this act) and the State Treasurer shall give him a receipt therefor; of which collection and payment he shall make a report, under oath, to the Controller, between the first and fifteenth days of May and December of each year, stating for what estate paid, and in such form and containing such particulars as the Controller may prescribe; and for all such taxes collected by him and not paid to the State Treasurer by the first day of June and January of each year he shall pay interest at the rate of ten per centum per annum.

SEC. 20. The treasurer of each county shall be allowed to retain, on all taxes paid and accounted for by him each year under this act, in addition to his salary or fees now allowed by law, three per centum of the first fifty thousand dollars so paid and accounted for by him, one and one-half per centum on the next fifty thousand dollars so paid and accounted for by him, and one-half of one per centum on all additional sums so paid and accounted for by him; *provided*, that no county treasurer shall be entitled to retain to his own use more than the sum of two hundred dollars out of the inheritance taxes paid on account of any transfer or transfers made by, or resulting from the death of, any one decedent; *provided*, that no portion of the moneys paid on account of inheritance taxes in any one case in excess of the sum entitling the treasurer to retain two hundred dollars for his own use shall be considered in computing his commissions in succeeding cases.

SEC. 21. The State Controller, whenever he shall be cited as a party in any proceeding or action to determine any tax under this act provided, or whenever he shall deem it necessary for the better enforcement of this act to make any special employment to secure evidence of evasion of said tax, or to commence or appear in any proceeding or action to determine any tax hereunder, may, by and with the consent and approval of the attorney general, make such special employment or designate and employ counsel or attorney in or out of this State to represent him on behalf of the State, and, by and with such consent of the Attorney General, he is hereby authorized to incur the necessary expense for such employment and any reasonable and necessary expense incident thereto. And the county treasurer is hereby authorized and directed to pay out of any funds which may be in his hands on account of this tax, on presentation of a sworn itemized account and on certificate of the State Controller and attorney general, all expenses incurred as in this section above provided, but no expense for such special employment or legal services, up to and including the entry of the order of the court fixing the tax and the same becoming final, shall exceed ten per centum of the tax and penalties collected; *provided*, that all reasonable and necessary expenses incurred, in any legal action or proceeding in any court of this State or on any appeal therefrom, other than

attorney's fees, including expense of serving processes and printing and preparing of necessary legal papers, may be allowed and paid in the manner above provided, even though no tax be recovered in such action or proceeding, and the limitations herein made shall not apply thereto.

SEC. 22. All taxes levied and collected under this act, up to the amount of two hundred fifty thousand dollars annually, shall be paid into the treasury of the State, for the uses of the State School Fund, and all taxes levied and collected in excess of two hundred fifty thousand dollars annually shall be paid into the State treasury to the credit of the general fund thereof.

SEC. 23. Every officer who fails or refuses to perform, within a reasonable time, any and every duty required by the provisions of this act, or who fails or refuses to make and deliver within a reasonable time any statement or record required by this act, shall forfeit to the State of California the sum of one thousand dollars, to be recovered in an action brought by the Attorney General in the name of the people of the State on the relation of the Controller.

SEC. 24. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional.

SEC. 25. An act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection, and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to repeal chapter 595 of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917, and all acts and parts of acts in conflict with this act are hereby expressly repealed; *provided, however*, that such repeal shall in nowise affect any suit, prosecution or proceeding pending at the time this act shall take effect, or any right which the State of California may have at the time of the taking effect of this act, to claim a tax upon any property under the provisions of the act or acts hereby repealed, for which no proceeding has been commenced, and where no proceeding has been commenced to collect any tax arising under any act hereby repealed the procedure to collect such tax shall conform to the provisions hereof; nor shall such repeal affect any appeal, right of appeal in any suit pending, or orders fixing tax, existing in this State at the time of the taking effect of this act.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 962—An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered.

AMENDMENT NUMBER ONE.

On page 4, line 2, of the printed bill, strike out the word "a" following the word "in" and insert in lieu thereof the word "any".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 5, lines 16 and 17, of the printed bill, strike out the word "therefore" and insert in lieu thereof the word "therefor".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 7, lines 42 and 43, of the printed bill, strike out all of section 15 and insert in lieu thereof the following:
"SEC. 15. This act shall go into effect January 1, 1922."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 69—An act to amend section 10 of the Political Code, relating to holidays.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, after the comma following the word "state" insert the following: "except a general primary election,".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 251—An act amending section 17 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 20 of the printed bill after the word "contract" strike out the period and insert in lieu thereof the following: "and the estimated cost of inspection".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 226—An act to amend section 1238 of the Code of Civil Procedure, relating to eminent domain.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, strike out the following words: "Public parks for the use of any county".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 27, of the printed bill, after the word "pipes" insert a comma and the following words: "aerial and surface tramways".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 4, line 8, of the printed bill, after the word "highway" insert the following: "within a maximum distance of 300 feet on each side of the center thereof".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 4, line 10, of the printed bill, after the word "highway" strike out the period and insert the following: "within a maximum distance of 300 feet on each side of the center thereof".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 736—An act to provide for the alteration of county boundary lines and for the adjustment of county debts and liabilities when such boundaries are changed.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, after the word "territory" strike out all of remainder of line down to and including the word "affected" in line 11 and insert: "sought to be annexed as shown by the last preceding assessment roll of the county, also a statement of the assessed value of all real property in the territory sought to be annexed."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 5, of the printed bill, after the word "board" insert: "in a sum sufficient to cover all expenses connected with the proceeding including the election".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 6, of the printed bill, strike out "counties affected by" and insert: "county or counties incurring expense on account of".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 15, of the printed bill, after the word "and" at the end of the line insert: "if the facts stated in the petition are found to be true".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 19, of the printed bill, after the word "signers" insert: "if upon such hearing the owners of any lands lying within the territory proposed to be annexed shall petition the board to have their lands excluded from the territory sought to be annexed and if the lands thus petitioning for exclusion can be excluded without the same being isolated from the county from which the territory is sought to be excluded, then such lands must by the board be excluded from the territory proposed to be annexed."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill strike out lines 20 to 23, inclusive.

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 24, of the printed bill, after the word "determination" insert: "by the board of supervisors".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 25, of the printed bill, after the word "petition" insert: "and of the truth of the facts therein stated".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2, line 29, of the printed bill, after the period strike out all of the rest of the line down to and including "each" on line 33 and insert "The".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 2, line 33, of the printed bill, strike out the word "like".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 2, line 35, of the printed bill, strike out "on the same specified day".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 2, line 36, of the printed bill, after the period strike out "in each" down to and including the word "county" in line 37 and insert a period, and a capital in the word "The".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 2, line 40, of the printed bill, strike out "that" and insert "the".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 2, line 40, of the printed bill, following the period after the word "county" strike out all of lines 40 down to and including the word "county" in line 42, and insert: "If more than two per cent of the total value of real property within the county, or real property of the total value of one million dollars or more as shown by the last preceding assessment roll, is included within the territory proposed to be annexed then the board shall issue a proclamation and notice which shall require the voters in all of the county from which it is proposed to remove said territory".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 2 of the printed bill at end of page, insert: "If the land sought to be annexed to another county is of a less value than two per cent, or the total of one million dollars or more as shown by the last preceding assessment roll, then said proclamation shall only require the voters of the territory sought to be annexed to cast their ballots upon the question of such annexation."

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 3 of the printed bill strike out all of lines 5 to 25, inclusive, and insert: "SEC. 5. If the election is held in the entire county and the returns from the portion of the county proposed to be transferred show that sixty-five per cent of the total number of votes cast at such election are in favor of the change of the boundary, and if said returns also show that a majority of the vote cast in that

portion of the county not sought to be annexed to another county is in favor of the proposed change, then the board shall by resolution so declare and shall define the new boundary line of the county and forthwith transmit to the board of supervisors of the county to which it is proposed to annex said territory a copy of said resolution and shall also transmit a copy thereof to the Governor.

If, however, upon such canvass it appears that less than sixty-five per cent of the votes cast at such election within the territory sought to be transferred were in favor of such change or if it appears that less than a majority of the votes cast in that portion of the county not sought to be annexed were in favor of such change, the board shall by resolution so declare whereupon there shall be no further proceedings relative to the proposed change nor any other change in boundaries instituted within four years thereafter.

SEC. 6. Upon receipt of a copy of the certificate mentioned in section 5 by the board of supervisors of the county to which it is proposed to annex the territory mentioned in the petition, said board shall issue a proclamation and notice of election to be held in the same manner prescribed in section 3".

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 3 of the printed bill, immediately following amendment sixteen add: "If the election is held only in the territory proposed to be annexed and it shall appear upon said canvass that the returns from such portion of the county proposed to be transferred shows that sixty-five per cent of the total number of votes cast at such election are in favor of the change of the boundary then the board shall by resolution so declare and shall define the new boundary line of the county and forthwith transmit to the board of supervisors of the county to which it is proposed to annex said county, a copy of said resolution and shall also transmit a copy thereof to the Governor.

If, however, upon such canvass it appears that less than sixty-five per cent of the votes cast at such election within the territory sought to be transferred were in favor of such change the board by resolution shall so declare whereupon there shall be no further proceedings relative to the proposed change or any change in boundaries instituted within four years thereafter. If the returns from the county to which it is proposed to annex the territory show that a majority of the votes cast at such election were in favor of such change in the boundary, then said board shall by resolution so declare and shall forthwith transmit a copy of said resolution to the Governor and to the board of supervisors of the county from which said territory is to be taken."

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 3, line 26, of the printed bill, strike out "6" and insert in lieu thereof "7".

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 3, line 26, of the printed bill, after the word "is" insert: "in each case".

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 3, line 45, of the printed bill, strike out "7" and insert in lieu thereof "8".

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 4, line 7, of the printed bill, strike out "8" and insert in lieu thereof "9".

Amendment adopted.

AMENDMENT NUMBER TWENTY-TWO.

On page 4, line 31, of the printed bill, strike out "9" and insert in lieu thereof "10".

Amendment adopted.

AMENDMENT NUMBER TWENTY-THREE.

On page 4, line 39, of the printed bill, strike out "10" and insert in lieu thereof "11".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FOUR.

On page 4, line 42, of the printed bill, strike out "11" and insert in lieu thereof "12".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FIVE.

On page 4, following line 47, of the printed bill, add the following: "The provisions of this act shall not apply to the alteration of the boundary line between a county and a consolidated city and county."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 264—An act to amend section 1751 of the Political Code, relating to qualifications for admittance to California high schools.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 8, strike out the words "or in the county".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 9, after the word "resides" insert the following: "under such regulations as the high school board may prescribe."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, in line 11, strike out the last word "county", and in line 12 the first word "or".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, in line 19, after the word "resides" omit the rest of the line, and in line 20 omit the word "or".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, line 21, omit the word "state", and insert in lieu thereof the following: "county in which he resides; any person not residing in a high school district and desiring to attend a high school situate entirely outside the county in which he resides may attend such high school".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 1, after line 27, insert the following: "Any person who is, under the provisions of this section, eligible to attend a high school and who resides in a county in which no high school is maintained may attend any high school in the State upon payment of such tuition by his county as the high school board may fix,

not exceeding the average cost per unit of average daily attendance for maintenance of such high school during the previous school year."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, in line 4, strike out the last word "which", and all of lines 5 to 10, inclusive, and insert in lieu thereof the following: "district wherein such person has attended, such portion of the high school fund of the district in which such person resides as has been agreed upon.

Any high school board may contract with the high school board of an adjoining district for the education of any of its pupils upon such terms and payments as the two boards may agree, provided that such payment for educating a pupil shall not exceed the average net cost per pupil for educating pupils in the high school district in which they reside.

Nothing in this section shall be construed so as to compel a high school district to accept pupils from territory lying outside of such high school district boundaries where accommodations for such pupils are not available."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 816—An act to amend sections 1585, 1586, 1587, 1589, 1589*a*, 1590, 1591, and 1591*a* of the Political Code and to repeal section 1589*b* of the Political Code, relating to union elementary school districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, beginning with the word "'said", strike out the remainder of that line and all of lines 14, 15, 16, and matter in line 17 down to and including the word "district", and in lieu thereof insert the following: "Said election shall be held separately and simultaneously in the public schoolhouse in each of the districts petitioning and shall be called by posting notices thereof in three of the most public places in each district, one of which places shall be the public schoolhouse in each district, at least ten days before said election".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 14, strike out the period and in lieu thereof insert a comma and the following: "and shall notify the county assessor, the county clerk and the county auditor of the formation of such union school district".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 5, line 51, after the period following the word "supervisors" insert the following: "Upon presentation of such petition the board of supervisors shall set the same for hearing at a regular meeting thereof, and shall publish in a newspaper of general circulation in the county for two successive weeks a notice containing a general statement of the purpose of such a meeting and the time and place when and where the petition will be heard, and shall require the clerk of the board of supervisors to mail a copy of such notice to each of the trustees of such school district at least ten days prior to such hearing. The board of supervisors must at the time and place mentioned in such notice hear the persons interested in the petition and after such hearing may make an order annexing such petitioning school district to such union or joint union school district".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 6, line 45, after the word "eighty-nine" insert the letter "b".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 538—An act to amend section 1519*a* of the Political Code, relating to the powers and duties of the State Board of Education.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 14, beginning with the word "school" following the word "the" strike out the remainder of the line and the matter in line 15 down to and including the word "the" preceding the word "institution".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3, line 13, insert the word "a" after the word "include".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3, line 40, strike out the words "primary or grammar" and insert in lieu thereof the word "elementary".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 3, after line 40, insert the following: "(2) Junior high school, authorizing the holder to teach in any junior high or elementary school".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 3, line 41, strike out the figure (2) and insert in lieu thereof the figure (3).

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 3, line 43, strike out the figure (3) and insert in lieu thereof the figure (4).

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 3, line 44, strike out the words "of any primary school" and insert in lieu thereof: "and in such grade or grades of the elementary school as may be authorized by law, which grade or grades must be specified in such life diploma".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 3, line 45, strike out the figure (4) and insert in lieu thereof the figure (5).

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 4, line 4, after the word "public" insert the words "kindergarten, elementary, junior high and high".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 4, line 12, after the word "chapter" insert the following: "or for any certified statement that such credential or document has been granted".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 968—An act creating a reclamation district to be called and known as "Bay Farm Island Reclamation District," providing for the management and control thereof, and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation and winding up of any such said dissolved district.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 23, of the printed bill, after the words "sixty-eight" insert the following: "produced northerly".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 5, line 25, of the printed bill, after the semicolon strike out everything down to and including the word "west" in line 32, and insert in lieu thereof the following: "south twenty-three and three-quarters degrees west one and ninety-five one hundredths chains; thence south sixty-five and three-quarters degrees west two and twenty one hundredths chains; thence north four and three-quarters degrees east two and forty one hundredths chains; thence north fifty and one-quarter degrees west one and thirty one hundredths chains; thence north twenty-seven and three-quarters degrees west one and no one hundredths chains".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 5, line 32, of the printed bill, strike out the word "no" and insert in lieu thereof the word "on".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 30—An act to amend section 759 of the Political Code, relating to the appointment of phonographic reporters for the district courts of appeal, and prescribing the duties and compensation of such reporters.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 12, strike out the words "six hundred."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 12, strike out all of the line following the word "annum" and all of lines 13 and 14.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, line 15, strike out the words "the rate of three thousand dollars per annum".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 648—An act to amend sections 1, 2, 3 and 4 of an act entitled "An act to provide for the formation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers and for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties," approved March 15, 1907, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of printed bill after enacting clause and insert:

"SECTION 1. Section 2 of an act entitled "An act to provide for the formation, organization, and classification of new counties, for locating county seats, for the election and appointment of officers and for the adjustment and the fulfillment of the rights and obligations arising between such new counties and other counties," approved March 15, 1907, as amended, is hereby amended to read as follows:

Sec. 2. Whenever it is desired to divide any county or counties then existing and form a new county out of a portion of the territory of such then existing county or counties, a petition shall be presented to the board of supervisors of the county from which said new county is to be formed in case said county is to be formed from but one county, or to the board of supervisors of the county from which the largest area of territory is proposed to be taken for the formation of such new county in case said new county is to be formed from portions of two or more existing counties. Such petition shall be signed by at least sixty-five per cent of the qualified electors residing within the designated boundaries of the proposed new county as set forth in said petition, and not less than fifty per cent. of the qualified electors residing within the county or counties out of which the proposed new county is to be carved. A qualified elector, within the meaning of this act, is one whose name appears on the great register or registers used at the general election held in the county or counties last preceding the presentation of said petition to the board of supervisors as herein provided. In cases where the proposed new county is to be formed from portions of two or more existing counties, separate petitions shall be presented from each county and each of said separate petitions shall be signed by at least sixty-five per cent. of the qualified electors residing within each part or portion of each county out of which it is proposed to form the new county, and by not less than fifty per cent. of the qualified electors residing in each of the counties out of which the proposed new county is to be carved. Such signatures need not be affixed to one paper, but may be signed to several petitions, but each must be identical in form, and when so signed the several petitions may be fastened together and shall be treated and presented as one petition. Such petition or petitions shall contain:

"A particular description of the boundaries of the proposed new county to be formed; and a statement that no line thereof passes within five miles of the county seat of any county proposed to be divided;

A statement of the population in such proposed county, as near as may be;

A statement of the population remaining in the county or each of the counties from which such new county is to be established, as near as may be;

A statement of the area in square miles which will remain in the county or counties from which territory is taken to form such new county, after such new county is formed;

The name of the proposed new county;

A prayer that such proposed new county be organized into a new county under the provisions of this act."

There shall be attached to and filed with said petition or petitions the affidavits of three qualified electors and taxpayers within each county sought to be divided to the effect that they have read said petition or petitions and examined the signatures affixed thereto and that they believe that the statements therein are true and that it is signed by at least sixty-five per cent. of the qualified electors of the proposed new county, or of the proposed portion thereof taken from each existing county, where the proposed new county is to be formed from portions of two or more existing counties, and by not less than fifty per cent. of the qualified electors of the entire county out of which a new county is to be carved, and if the proposed new county is to be formed from two or more counties, than that it is signed by not less than fifty per cent. of the qualified electors of each county out of which it is proposed to form said new county; that the signatures affixed thereto are genuine, and that each of such persons so signing was a qualified elector of such county therein sought to be divided, at the date of such signing.

Such petition or petitions so verified, and the verification thereof shall be accepted in all proceedings permitted or provided for in this act, as prima facie evidence of the truth of the matters and facts therein set forth.

Upon the filing of such petition or petitions and affidavit with the clerk of the said board of supervisors said board shall forthwith fix a date to hear the proof of the said petitioners and of any opponents thereto, which date must not be less than thirty nor more than forty days, subsequent to the filing of such petition with the clerk of said board.

Said board of supervisors shall also at the same time designate a newspaper of general circulation published in the old county or each of the old counties, but not within the proposed new county, and also a newspaper of general circulation published within the boundaries of the proposed new county, if there be such, in which the said board shall order and cause to be published at least once a week for two weeks next preceding the date fixed for such hearing, a notice in substantially the following form:

NOTICE.

Notice is hereby given that a petition has been presented to the board of supervisors of _____ county (naming county represented by the board of supervisors with which said petition was filed) praying for the formation of a new county out of a portion of the said _____ county and _____ county (naming the county or counties out of which it is proposed to form the new county), and that said petition will be heard by the said board of supervisors at its place of meeting (designating the city or town and the day and hour of the meeting so to be held) when and where all persons interested therein may appear and oppose the granting of said petition and make any objection thereto.

Dated_____

By order of the board of supervisors, of_____county.

By_____Chairman.

Attest:

_____County Clerk.

Said petitioners shall on or before the date fixed for said hearing, or on or before the date to which said hearing may have been adjourned, file with the said board of supervisors a bond to be approved by said board, in such amount as the said board shall designate, but not exceeding ten thousand dollars, payable to the county in which said petition is filed, conditioned that the obligors named in said bond will pay to said county all expenses incurred in the proceedings and elections provided for in this act, not exceeding the amount specified in said bond, in the event that at the election herein provided for the percentages of votes required by the provisions of this act to form a new county are not cast in favor of the formation of such new county.

At the time so fixed for said hearing the board of supervisors shall proceed to hear the petitioners and any opponents, and may adjourn such hearing from time to time, not exceeding fourteen days in all, and shall receive the proofs offered to establish or controvert the facts set forth in said petition or petitions, and on the final hearing of such petition or petitions said board shall by resolution entered on its minutes determine:

First—The boundaries of the proposed new county, and the boundaries so determined by said board of supervisors shall be the boundaries of such proposed new county if it be created as herein provided.

Second—Whether the said petition contains the genuine signatures of at least sixty-five per cent. of the qualified electors of the proposed new county, and of fifty per cent. of the qualified electors residing within the county out of which the new county is to be carved as herein required, and in cases where said separate petitions are presented from portions of two or more counties, as herein required, whether each petition is signed by not less than sixty-five per cent. of the qualified electors residing within that part or portion of each county out of which it is proposed to carve a new county and not less than fifty per cent. of the qualified electors of each of the existing counties out of which it is proposed to form a new county as herein provided.

Third—Whether the establishing of the proposed new county will reduce the population of any county proposed to be divided to less than twenty thousand.

Fourth—Whether the proposed new county will contain a population of at least ten thousand.

Fifth—Whether any line of the proposed new county passes within five miles of the county seat of any county proposed to be divided.

Sixth—Whether the area of any existing county from which territory is taken to form such new county will be reduced to less than twelve hundred square miles by taking the territory proposed to be taken therefrom to form such new county.

Seventh—The class to which said proposed new county after its creation, shall belong, and the name of said proposed new county as herein provided.

In determining the population of the proposed new county and the population remaining in any county proposed to be divided after such division, the board of supervisors shall assume that such population is two and one-half times the number of names of qualified electors recorded on the great register at the date when said

which was included within said proposed new county, shall be instituted within one year after such determination."

Amendment adopted.

AMENDMENT NUMBER TWO.

Amend title of act, as the same appears on printed bill, and insert "An act to amend sections 2 and 4 of an act entitled 'An act to provide for the formation, organization, and classification of new counties, for locating county seats, for the election and appointment of officers and for the adjustment and the fulfillment of the rights and obligations arising between such new counties and other counties,' approved March 15, 1907, and amended 1909."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 33—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out all of line 8 and insert in lieu thereof the following:

"(*a*) Upon a petition signed by 15 per cent. of the registered, qualified electors of the city, to submit to the electors of the city, the question whether a municipal hospital shall be established in said city; *provided*, that no municipal hospital has been already established therein. Said proposition may be submitted either at a general or special election and said election shall be conducted and the results thereof declared in conformity with the general election laws governing elections in cities of the sixth class. If a majority of the votes cast at said election are in favor of said proposition, the municipal hospital for said city shall be deemed established and shall be managed and conducted in accordance with the provisions of this section.

(*b*) To erect and maintain a municipal hospital whenever the same has been established as provided in subdivision (*a*) of this section."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, strike out the letter "(*b*)" and insert in lieu thereof the letter: "(*c*)".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 10, of the printed bill, strike out the word "thereof" and insert in lieu thereof the following: "of any such hospital".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order.

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Flaherty to introduce a bill entitled—An act providing for the manufacture, sale and distribution of cement and cement products by the Department of

Public Works; defining the powers and duties of said board relative thereto, and making an appropriation to carry out the purposes hereof—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—(OUT OF ORDER).

The following bills were introduced, out of the regular order:

By Senator Flaherty: Senate Bill No. 974—An act providing for the manufacture, sale and distribution of cement and cement products by the Department of Public Works; defining the powers and duties of said board relative thereto, and making an appropriation to carry out the purposes hereof.

Bill read first time, and referred to Committee on Finance.

By Senator Rigdon: Senate Joint Resolution No. 28—Relative to a tariff on olives.

Without reference to committee.

CONSIDERATION OF SENATE RESOLUTION NUMBER TWENTY-EIGHT. (OUT OF ORDER.)

Senator Rigdon asked for and was granted unanimous consent to take up Senate Joint Resolution No. 28 for consideration out of the regular order.

SENATE JOINT RESOLUTION No. 28.

Relative to a Tariff on Olives.

WHEREAS, The olive industry is one of the great and important enterprises of this State, and materially contributes to the upbuilding thereof; and

WHEREAS, The rates of duties on olives should equalize the difference in cost of production between the United States and foreign countries; and

WHEREAS, The continuation of the existing low rate of duty upon the importation of olives will seriously hamper and retard the growth and development of the State of California; now, therefore, be it

Resolved by the Senate and Assembly of the State of California, jointly, That we respectfully memorialize the Congress of the United States to impose a tariff upon olives and olive products which shall be adequate to cover the difference in the cost of production of olives and olive products in the United States and foreign countries; and be it further

Resolved, That our Senators and Representatives in Congress be and they hereby are urged and requested to use every honorable means to accomplish this object; and be it further

Resolved, That copies of these resolutions be transmitted to the President of the Senate and the Speaker of the House of Representatives of the United States, and to each of our Senators and Representatives in Congress.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 28 adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—30.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 28 ordered to print, engrossment, and transmitted to the Assembly.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Burnett:

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to add a new section to the Political Code to be numbered section 3664*aa*, relative to the taxation of public service corporations.

Request referred to Committee on Rules.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 963—An act to add a new section to the Penal Code to be numbered 630*c*, prohibiting fishing by certain aliens—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

CONSIDERATION OF SPECIAL ORDER.

The hour having arrived for the consideration of Senate Bill No. 963, heretofore set as a special order for eleven o'clock and thirty minutes a.m., the same was taken up for consideration.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until twelve o'clock and forty-five minutes p.m.

Senate Bill No. 963—An act to add a new section to the Penal Code, to be numbered 630*c*, prohibiting fishing by certain aliens.

Bill read third time previously.

The question being on the final passage of the bill.

The roll was called, and Senate Bill No. 963 passed by the following vote:

AYES—Senators Anderson, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Flaherty, Godsil, Harris, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sharkey, Shearer, and Slater—22.

NOES—Senators Allen, Boggs, Breed, Dennett, Duncan, Eden, Hart, Irwin, King, Lyon, Purkitt, Sample, and Scott—13.

Title read and approved.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Sample: Senate Joint Resolution No. 29—An expression of confidence on the part of the California Legislature in the integrity and ability of General Alvaro Obregon as President of the Republic of Mexico.

Resolution referred to Committee on Federal Relations.

RECESS.

At twelve o'clock and forty-five minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 308—An act authorizing the State Controller to destroy certain reports and other documents.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 941—An act to repeal section 1171 of the Civil Code, relating to recordation of grants and mortgages.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 39—An act to amend section 4153 of the Political Code, relating to the duties of the district attorney.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 877—An act to amend section 7 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended, by amending subdivision 8, relating to the payment of assessments against public property.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1262—An act to amend section 1608 of the Political Code, relating to the powers of Boards of School Trustees and City Boards of Education, by adding subdivision 6, relating to the improvement of streets.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1033—An act to provide for the formation of districts within municipalities for the acquisition of land for park or playground purposes and for the issuance, sale and payment of bonds for such districts to meet the cost thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 401—An act to amend section 6 of an act entitled "An act to establish police courts in cities of the second class, to fix their jurisdiction and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 555—An act to amend an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction and completion thereof," which became a law under the constitutional provision without the Governor's approval, February 25, 1901, as subsequently amended, by adding a new section thereto to be numbered section 14, relating to bonds for a city plan.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 801—An act to amend sections 12 and 26 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of way within municipalities, and providing for the improvement thereof in cases where any damage to private property would result from such improvement and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby and to provide a system of local improvement bonds to represent the assessments, for the costs, damages, and expenses of such improvement and for the payment and effect for such bonds," approved June 16, 1913, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 872—An act to provide for the acquiring, by condemnation or purchase, of property, easements and rights of way by municipalities, necessary or convenient for the construction of sewers and drains for sanitary or drainage purposes, and the establishment of assessment districts and the assessment of property therein to pay the expense of such acquisition, and the issuance of improvement bonds to represent such assessments.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 873—An act to amend sections 2 and 3 of an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, by making the provisions of said act applicable to proceedings for the acquisition of property, easements and rights of way for sewers and drains for sanitary or drainage purposes, and provided when bonds may be issued.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 518—An act to amend section 106 of the Penal Code, relating to attempt of prisoners to escape.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 642—An act amending the Political Code, by amending section 4179 thereof, relating to the records to be kept by the county clerk.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 542—An act to amend section 4123 of the Political Code, relating to moneys erroneously paid to the county.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 256—An act to add a new section to the Political Code, to be numbered 4041c, relating to county employees.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 417—An act authorizing cities, towns and municipal corporations to sell and dispose of public utilities, providing for calling of special elections to vote upon the question of authorizing such

sale, and regulating the manner in which the proceeds of such sale shall be applied.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 735—An act to amend sections 2 and 3 of an act entitled "An act relating to ferries across navigable rivers separating counties, and empowering the boards of supervisors of such counties to establish and maintain ferries across such rivers, and to pay the expense thereof," approved March 16, 1903.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1310—An act conveying certain tide lands and lands lying under inland navigable waters, situate in the bay of San Diego to the city of National City, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 460—An act to amend section 103c of the Code of Civil Procedure of the State of California, relating to the appointment of clerks and deputy clerks of justices of the peace in certain townships and providing for the duties and compensation thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 655—An act to amend section 4262 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-third class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 693—An act to authorize the controller to rent, lease, sell, or in other manner secure a revenue from property distributed to the State under section 1269, Code of Civil Procedure, creating a fund and providing for the expenses of administration.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 262—An act to amend section 3607 of the Political Code, relating to property subject to taxation.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 263—An act to amend section 3617 of the Political Code, relating to the definition of certain terms and words.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 980—An act to amend section 1 of an act entitled "An act authorizing the investment and reinvestment and disposition of any surplus moneys in the treasury of any county, city and county or incorporated city or town," approved April 23, 1913.

Bill read second time.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 19, of the printed bill, strike out the words "or irrigation".

Amendment rejected.

Bill read second time, and ordered on file for third reading.

MOTION.

Senator Inman moved that the President of the Senate be authorized to revoke subpœnas heretofore signed by him summoning certain witnesses to appear before the Senate Committee on Drainage, Swamp and Overflowed Lands this evening.

Motion carried.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At three o'clock and five minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

THIRD READING OF ASSEMBLY BILLS—(OUT OF ORDER).

Senator Lyon asked for and was granted unanimous consent to take up for consideration Assembly Bill No. 982 for third reading at this time, out of the regular order.

Assembly Bill No. 982—An act authorizing the Regents of the University of California to sell and convey certain lands situate in Los Angeles County, known as the Santa Monica Forestry Station, and directing that the proceeds of such sale shall become the property of the Regents of the University of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 982 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Chamberlin, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Burnett, to introduce a bill entitled—An act to add a new section to the Political Code to be numbered section 3664*aa*, relative to the taxation of public service corporations—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Burnett: Senate Bill No. 975—An act to add a new section to the Political Code to be numbered section 3664*aa*, relative to the taxation of public service corporations.

Bill read first time, and referred to Committee on Revenue and Taxation.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Slater asked for and was granted unanimous consent to take up Assembly Bill No. 411 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 411—An act to amend section 4243 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fourteenth class, and fixing their mileage and per diem of grand and trial jurors in such counties.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Slater moved to refer Assembly Bill No. 411 to Senator Sharkey, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 5 of the printed bill as amended on April 8, 1921, strike out lines 1 and 2, and insert in lieu thereof the words "in townships having a population of less than one thousand, twenty dollars per month."

AMENDMENT NUMBER TWO.

On page 5 of the printed bill as amended on April 8, 1921, in lines 10 and 11, strike out the words "thirteen thousand and over fifteen thousand" and insert in lieu thereof the words "fifteen thousand or more".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 411, with instructions to amend, respectfully reports the same back, amended as per instructions.

SHARKEY, Special Committee.

Report read, and on motion of Senator Slater adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Dennett asked for and was granted unanimous consent to take up Assembly Bill No. 927 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 927—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-sixth class.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Dennett moved to refer Assembly Bill No. 927 to Senator Harris, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, between lines 34 and 35, insert the following: "11½. The county librarian one thousand five hundred dollars per annum".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 927, with instructions to amend, respectfully reports the same back, amended as per instructions.

HARRIS, Special Committee.

Report read, and on motion of Senator Dennett adopted.
Bill ordered to print, and re-engrossment.

SENATOR CROWLEY IN THE CHAIR.

At three o'clock and twenty minutes p.m., Senator Crowley of the Twenty-second District was called to the chair.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Otis asked for and was granted unanimous consent to take up Assembly Bill No. 54 for third reading at this time, out of regular order, for the purpose of amendment.

Assembly Bill No. 54—An act to amend an act entitled "An act to provide for the classification of municipal corporations," approved March 2, 1883, as amended.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Otis moved to refer Assembly Bill No. 54 to Senator Ingram, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 15, of the amended bill, strike out the word "three-fourths" and insert in lieu thereof the word "one-fourth".

AMENDMENT NUMBER TWO.

On page 1, line 18, of the amended bill, strike out the word "twenty-three" and insert in lieu thereof the word "thirty-five".

AMENDMENT NUMBER THREE.

On page 1, line 19, of the amended bill, strike out the word "third" and insert in lieu thereof the words "second and three-fourths".

AMENDMENT NUMBER FOUR.

On page 1, line 19, of the amended bill, after the word "class" insert the words "those having a population of more than twenty-three thousand, and not exceeding thirty-five thousand, shall constitute the third class".

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill strike out all of lines 12 to 15, inclusive, and insert in lieu thereof the following:

"SEC. 3. Section 3 of an act entitled "An act to provide for the classification of municipal corporations" approved March 2, 1883, as amended, is hereby amended to read as follows:"

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 54, with instructions to amend, respectfully reports the same back, amended as per instructions.

INGRAM, Special Committee.

Report read, and on motion of Senator Otis adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF ASSEMBLY BILL— (OUT OF ORDER).

Senator Jones asked for and was granted unanimous consent to take up Assembly Bill No. 87 for third reading at this time, out of regular order, for the purpose of amendment.

Assembly Bill No. 87—An act to amend sections 1768, 1770, 1777, 1778, 1788, 1789, and 1791 of the Code of Civil Procedure, and to repeal sections 1781, 1782, 1783, 1784, 1785, 1786, 1787 and 1790 of the Code of Civil Procedure, all relating to the sale by a guardian of real property belonging to the estate of his ward, and the disposition of the proceeds of the sale.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Assembly Bill No. 87 to Senator Boggs, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, as amended March 17, 1921, strike out the comma after the word "mortgaging" and add the word "it".

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill as amended March 17, 1921, strike out the word "same" and insert in lieu thereof the word "proceeds".

AMENDMENT NUMBER THREE.

On page 2, line 3, of the printed bill as amended March 17, 1921, strike out the words "article four of this chapter" and insert in lieu thereof the words "this code".

AMENDMENT NUMBER FOUR.

On page 2, line 35, of the printed bill as amended March 17, 1921, after the word "sell" insert the words "or mortgage".

AMENDMENT NUMBER FIVE.

On page 2, line 36, of the printed bill as amended March 17, 1921, after the word "sale" insert the words "or mortgage".

AMENDMENT NUMBER SIX.

On page 2, line 38, of the printed bill as amended March 17, 1921, after the word "sale" insert the words "or mortgage".

AMENDMENT NUMBER SEVEN.

On page 3, line 14, of the printed bill as amended March 17, 1921, after the word "mortgage" insert the following: "or deed of trust".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 4, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 87, with instructions to amend, respectfully reports the same back, amended as per instructions.

BOGGS, Special Committee.

Report read, and on motion of Senator Jones adopted.
Bill ordered to print, and re-engrossment.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 590—An act to amend title XXI of part IV of division I of an act entitled "An act to establish a Civil Code, approved March 21, 1872, relating to cooperative nonprofit corporations by amending section 653*s* and adding two new sections to be numbered section 653*sa* and section 653*sb*;

Also: Senate Bill No. 591—An act to amend title XXII of part IV of division I of an act entitled "An act to establish a Civil Code, approved March 21, 1872, relating to cooperative nonprofit corporations by amending sections 653*z* and 653*zb*, and adding a new section to be numbered 653*zc*;

Also: Senate Bill No. 297—An act to amend sections 8, 10, 11 and 18½ of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended;

Also: Senate Joint Resolution No. 26—Relative to immigration;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER TWENTY-SIX.
(OUT OF ORDER.)

Senator Slater asked for and was granted unanimous consent to take up Senate Joint Resolution No. 26 for consideration at this time, out of the regular order:

SENATE JOINT RESOLUTION No. 26.

Relative to Immigration.

WHEREAS, The Japanese Exclusion League of California, representing officially such organizations as the American Legion, War Veterans, Native Sons and Native Daughters of the Golden West, State Federation of Women's Clubs, State Federation of Labor, and various other patriotic, civic and fraternal bodies, have adopted a statement of policy recommended for adoption by the government of the United States as urgently required in protection of the nation's interest against the growing menace of Japanese immigration and colonization; and

WHEREAS, Said declaration of principles has been approved by the organizations affiliated with the League—the Los Angeles County Anti-Asiatic Association and the Japanese Exclusion League of Washington; and

WHEREAS, Said declaration of principles is in words and figures as follows, to wit:

First—Absolute exclusion for the future of all Japanese immigration, not only male, but female, and not only laborers, skilled and unskilled, but "farmers," and men of small trades and professions, as recommended by Theodore Roosevelt.

Permission for temporary residence only for tourists, students, artists, commercial men, teachers, etc.

Second—Such exclusion to be enforced by United States officials, under United States laws and regulations, as done with immigration, admitted or excluded, from all other countries; and not, as at present, under an arrangement whereby control and regulation is surrendered by us to Japan.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 26 adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—30.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 26 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 718—An act providing for the holding of an agricultural, citrus and deciduous fruit exhibition in the city and county of San Francisco, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Finance.

Committee membership—9; committee vote: Ayes—5; absent—4.

RIGDON, Chairman.

Senate Bill No. 718 re-referred to Committee on Finance.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 29—Relative to an expression of confidence on the part of the California Legislature in the integrity and ability of General Alvaro Obregon as President of the Republic of Mexico—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—4; absent—1.

EDEN, Chairman.

Senate Joint Resolution No. 29 ordered on file.

ON UNIVERSITIES.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on Universities, to which was referred Senate Bill No. 177—An act providing for the purchase of a University farm for the use of the College of Agriculture of the University of California; providing for the appointment of a commission to select and purchase said farm, providing for a Junior College of Agriculture and a system of instruction and the erection of proper buildings on said farm and purchasing the equipment and appropriating money therefor, said farm to be located in the San Fernando Valley, Los Angeles County—has had the same under consideration, and respectfully reports the same back, without recommendation, and requests that it be re-referred to Committee on Finance.

Committee membership—7; committee vote: Ayes—6; absent—1.

OTIS, Chairman.

Senate Bill No. 177 re-referred to Committee on Finance.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Sample asked for and was granted unanimous consent to take up Senate Bill No. 53 for third reading at this time, out of regular order, for the purpose of amendment.

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Sample moved to refer Senate Bill No. 53 to Senator Chamberlin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, lines 3 and 4, of the printed bill, strike out the words "Restrictions and limitations. Manner of constructing tracks."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 53, with instructions to amend, respectfully reports the same back, amended as per instructions.

CHAMBERLIN, Special Committee.

Report read, and on motion of Senator Sample adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Harris asked for and was granted unanimous consent to take up Senate Bill No. 498 for third reading at this time, out of regular order, for the purpose of amendment.

Senate Bill No. 498—An act to add a new section to be numbered 25*a* to the act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, relating to tests for butter fat content of milk.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Harris moved to refer Senate Bill No. 498 to Senator Duncan, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 12, of the printed bill, after the words "to the" strike out the word "extreme".

AMENDMENT NUMBER TWO.

On page 2, line 32, of the printed bill, after the comma after the word "health" strike out the words "or of any" and on line 33 the words "peace officer of the city, county or State", and insert in lieu thereof the words "or of the district attorney of any county".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 498, with instructions to amend, respectfully reports the same back, amended as per instructions.

DUNCAN, Special Committee.

Report read, and on motion of Senator Harris adopted.
Bill ordered to print, and re-engrossment.

CONSIDERATION OF SENATE JOINT RESOLUTION NUMBER TWENTY-NINE (OUT OF ORDER.)

Senator Sample asked for and was granted unanimous consent to take up Senate Joint Resolution No. 29 for consideration at this time, out of regular order.

SENATE JOINT RESOLUTION No. 29.

WHEREAS, There has existed in our neighboring Republic of Mexico an era of strife and revolution in which life, liberty, property and the pursuit of happiness was at many times in jeopardy; and

WHEREAS, There has finally been elected to the Presidency of our great sister Republic a man who promises to be the true savior of his country, the most Honorable General Alvaro Obregon; and

WHEREAS, President Obregon, himself a man of the people, enjoys the entire respect, confidence and enthusiastic backing of all classes in his country; and

WHEREAS, A new era of peace, prosperity and friendly relationship has been brought about by his excellency, President Obregon; and

WHEREAS, It is most fitting and appropriate that the great State of California should join her sister states in a formal expression of friendship to the people of our sister Republic and of commendation and confidence in President Obregon; now, therefore, be it

Resolved by the Senate and Assembly, jointly, That the Legislature of the State of California declares itself to be most pleased with the election of and the administration by President Obregon, and takes pleasure in congratulating the people of Mexico upon the new era of peace and prosperity and friendly relationships which have been established; and be it further

Resolved, That the Secretary of the Senate be and she is hereby directed to forward copies of this resolution to the President of the Senate of the United States and the Speaker of the House of Representatives, and to each of California's Senators and Representatives in Congress; and be it further

Resolved, That the Secretary of the Senate be and she is hereby directed to send to President Obregon a copy of this resolution.

Resolution read.
The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 29 adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shanahey, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 29 ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 316. An act to provide for the issuance and sale of State bonds to create a fund to carry out the objects of an act entitled "An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, and any and all acts amendatory thereof or supplemental thereto; to create a sinking fund for the payment of said bonds; to define the duties of said officers in relation thereto; to appropriate money for the expense of printing and advertising the sale of said bonds; and to provide for the submission of this act to a vote of the people—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—17; committee vote: Ayes—10; absent—7.

BREED, Vice Chairman.

Senate Bill No. 316 ordered on file for second reading.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Shearer asked for and was granted unanimous consent to take up Assembly Bill No. 646 for third reading at this time, out of regular order, for the purpose of amendment.

Assembly Bill No. 646—An act to amend section 4281 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-second class.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Shearer moved to refer Assembly Bill No. 646 to Senator Inman, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill as amended March 16, 1921, in line 44, strike out the period and insert in lieu thereof a semicolon and the following: "*provided*, that in counties of this class there shall be and is hereby allowed to the superintendent of schools one deputy to be appointed by him for two months in each year at a salary of $75 per month, said salary to be paid by said county in monthly installments at the same time, in the same manner, and out of the same fund as the salary of the superintendent of schools is paid."

AMENDMENT NUMBER TWO.

On page 4 of the printed bill, after line 13, add the following:

"SEC. 2. The provisions of this act, so far as they are substantially the same as existing statutes governing counties, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 646 with instructions to amend, respectfully reports the same back, amended as per instructions.

INMAN, Special Committee.

Report read, and on motion of Senator Shearer adopted.

Bill ordered to print, and re-engrossment.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Chamberlin, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 34 was passed, was continued until the next legislative day.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 654—An act to amend section 4283 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-fourth class—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bill No. 654 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 753—An act providing for the establishment and administration of industrial farms or industrial road camps in the counties of the State and the commitment thereto and discipline of persons charged with or convicted of public offenses—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—7; absent—4.

DUNCAN, Chairman.

Assembly Bill No. 753 ordered on file for second reading.

ADJOURNMENT.

At four o'clock and ten minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Tuesday, April 12, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—36.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Monday, April 11, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Joseph S. Koford, of Oakland, judge of Superior Court of Alameda County.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Rev. N. F. Sanderson, of Martinez.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to R. H. Norton, Chester Williamson, John Daily, A. H. Reinert, and A. L. McRowe, of San Francisco.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. George Lull, city attorney of the city of San Francisco.

On request of Senator Inman, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the following: Mr. B. Painter, principal of Harkness, Jr., high school of Sacramento, and pupils sent by civics classes of Mrs. Sim, Miss M. Woodman, and Mrs. Clement. Some of the pupils present were: Wesley Baker, Babette Baily, Donald McGilvray, Lyle Warren, Ardis Booth, Helen Clay, Odetta Marvin, Ruth Born, Mervin Devin, Vivienne Busick, Maxine House, Annita Baird, Gail Edwards, Marion Driver, Helen Cave, Dorothy Gray.

LEAVES OF ABSENCE.

Senator Rominger was, on motion of Senator Hart, granted leave of absence for this day.

Senator Yonkin was, on motion of Senator Hart, granted leave of absence for this day.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 11, 1921, passed the following:

Senate Bill No. 758—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California.

Also: Senate Bill No. 759—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 758 and 759 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 9, 1921, passed the following:

Assembly Bill No. 207—An act to provide for the removal of human remains from cemeteries;

Also: Assembly Bill No. 270—An act to define collection agencies; to provide for the regulation, supervision, bonding and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 207 and 270 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 11, 1921, passed the following:

Assembly Bill No. 486—An act to amend the Code of Civil Procedure by adding thereto three new sections to be numbered 689*a*, 689*b* and 689*c*, all relating to the manner of levying attachment or execution upon personal property in the possession of the buyer under a contract for its purchase;

Also: Assembly Bill No. 847—An act to amend section 1751 of the Political Code, relating to qualifications for admittance to California high schools;

Also: Assembly Bill No. 984—An act to add a new section to the Political Code to be numbered 1612*a*, relating to school district budgets and school district taxes;

Also: Assembly Bill No. 1051—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 486 read first time, and referred to Committee on Judiciary.

Assembly Bills Nos. 847 and 984 read first time, and referred to Committee on Education.

Assembly Bill No. 1051 read first time, and referred to Committee on County Government.

EXPLANATION OF VOTE ON SENATE BILL NUMBER NINE HUNDRED SIXTY-THREE.

Senator Duncan asked for and was granted unanimous consent to have the following explanation of his vote on Senate Bill No. 963 printed in the Journal:

I vote against this bill for many reasons:

1. In its original form it followed the laws of several states and absolutely prohibited fishing anywhere within the jurisdiction of the State by any alien who had not declared his intention to become a citizen. In this form I should have voted yes on the bill.

2. My amendment making the bill apply to all aliens fishing in ocean waters was defeated. With this amendment in the bill I should have voted yes.

3. The bill has confessedly been amended so as not to hurt the Chinese fishermen operating in inland waters. This inconsistency is apparent.

4. The measure permits Japanese to fish anywhere except in ocean waters. This will mean if they desire to continue as fishermen that they must ply their calling in the inland waters of the State in direct competition with white fishermen.

5. If the Japs elect to abandon fishing as an occupation it will mean that they will simply go into the labor market as direct competitors of white labor. The rate of wages paid for labor of any kind in this country is so far in excess of that paid in Japan that the Japanese laboring class will not leave this country for their own.

6. The legislation is unwise, and to my mind can do nothing toward solving the Asiatic problem.

W. E. DUNCAN, JR.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved, That the following named person be stricken from the list of Senate attaches and her name be stricken from the pay roll of the Senate:

Honore Janney, Stenographer..... $5 00 per day

Resolution read, and on motion of Senator Breed adopted.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 272—An act to amend section 19*f* of the Juvenile Court Law, approved June 5, 1915;

Also: Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to state conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended;

Also: Senate Bill No. 254—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors, approved May 22, 1919;

Also: Senate Concurrent Resolution No. 27—Relative to the examination of denuded areas, and directing the State Board of Forestry to examine such areas and to report to the Legislature, at its next regular session, the situation and approximate acreage of such areas as are most valuable for reforestation or recovering with other protective cover, together with a plan for such reforestation or covering with other protective cover;

Also: Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies;

Also: Senate Bill No. 827—An act to add a new section to be numbered 1394½ of the Political Code, relating to fees and rates of tuition of nonresident students of the University of California;

Also: Senate Bill No. 622—An act to add a new section to the Political Code to be numbered 2322*dd*, relating to the salaries of horticultural commissioner, deputy and inspectors;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Joint Resolution No. 28—Relative to a tariff on olives;

Also: Senate Joint Resolution No. 29—Relative to an expression of confidence on the part of the California Legislature in the integrity and ability of General Alvaro Obregon as president of the Republic of Mexico.

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 740—An act creating a reclamation district to be called and known as "Benicia Reclamation District"; providing for the management and control thereof and dissolving all reclamation districts lying wholly within the boundaries of said Benicia Reclamation District, and providing for the liquidation and winding up of said dissolved districts, and excluding from any reclamation district any land lying within the boundaries of said Benicia Reclamation District—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—6; absent—3.

RUSH, Chairman.

Assembly Bill No. 740 ordered on file for second reading.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 316—An act to provide for the issuance and sale of State bonds to create a fund to carry out the objects of an act entitled "An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, and any and all acts amendatory thereof or supplemental thereto; to create a sinking fund for the payment of said bonds; to define the duties of said officers in relation thereto; to appropriate money for the expense of printing and advertising the sale of said bonds; and to provide for the submission of this act to a vote of the people.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title after the word "act" strike out all of line 1 and all of the title following, and insert in lieu thereof the following: "to authorize the creation of a debt or debts, liability or liabilities, through the issuance and sale of state bonds, for the single object of creating a fund to carry out the provisions of the Land Settlement Act, approved June 1, 1917, and of any and all acts amendatory thereof or supplemental thereto; to provide ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; to create a State Land Settlement

Finance Committee the members of which are to serve without compensation; to define the powers and duties of said State Land Settlement Finance Committee and of other State officers in relation to this act; to appropriate money for the expense of preparing and advertising the sale of the bonds herein authorized to be issued; and to provide for the submission of this act to a vote of the people at the general election to be holden in the month of November, 1922."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, after the period following the numeral "1", strike out all of lines 1, to 19, inclusive, and insert in lieu thereof the following:

"For the purpose of creating a fund to carry out the provisions of the Land Settlement Act, approved June 1, 1917, and of any and all acts amendatory thereof or supplemental thereto, the object of which acts is to provide employment and rural homes for soldiers, sailors, marines and others who have served with the armed forces of the United States in the European war or other wars of the United States, including former American citizens who served in allied armies against the central powers and have been repatriated, and who have been honorably discharged, to promote closer agricultural settlement, to assist deserving and qualified persons to acquire small improved farms, to demonstrate the value of adequate capital and organized direction in subdividing and preparing agricultural land for settlement, and to provide homes for farm laborers, the State Land Settlement Finance Committee created by this act, to wit, in section 10 hereof, shall be and it hereby is authorized and empowered to create a debt or debts, liability or liabilities, of the State of California, in the manner and to the extent hereinafter provided, but not otherwise, nor in excess thereof.

SEC. 2. After the issuance of the proclamation of the Governor provided for in section 16 of this act, and immediately after adoption of any resolution by the State Land Settlement Finance Committee hereby created, provided for in section 11 of this act, the State Treasurer shall prepare the requisite number of suitable bonds of the denomination of one thousand dollars in accordance with the specifications contained in such resolution. The aggregate par value of all bonds issued under this act shall not exceed the sum of three million dollars, and the bonds issued under any such resolution shall bear interest from the date of issuance of said bonds to the date of maturity thereof, at a rate to be determined by the said State Land Settlement Finance Committee and specified in such resolution, but in no case exceeding six per cent per annum. Both principal and interest shall be payable in gold coin of the United States, of the present standard of value, at the office of the State Treasurer, or at the office of any duly authorized agent of the State Treasurer, and shall be so payable at the times specified in said resolution or resolutions.

All bonds issued under this act shall bear the signature of the Governor and the facsimile countersignature of the Controller and shall be endorsed by the State Treasurer either by original signature or by signature stamp adopted for each particular bond issue under this act, and the said bonds shall be signed, countersigned and endorsed by the officers who shall be in office on the date of issuance thereof, and each of said bonds shall bear an impress of The Great Seal of the State of California. The said bonds so signed, countersigned, endorsed and sealed, when sold, shall be and constitute a valid and binding obligation upon the State of California, although the sale thereof be made at a date or dates upon which the officers having signed, countersigned and endorsed said bonds, or any or either of said officers, shall have ceased to be the incumbents of the offices held by them at the time of signing, countersigning, or endorsing said bonds. Each bond issued under this act shall contain a clause or clauses stating that interest shall cease to accrue thereon from and after the date of maturity thereof, and referring to this act and to the resolution of the State Land Settlement Finance Board hereunder by virtue of which said bond is issued.

SEC. 3. The requisite number of suitable interest coupons, appropriately numbered, shall be attached to each bond issued under this act. Said interest coupons shall bear the facsimile signature of the State Treasurer who shall be in office on the date of issuance of the bond to which said coupons pertain.

SEC. 4. All bonds issued under this act and sold shall be deemed to have been called in at their respective dates of maturity and the State Treasurer shall, on the respective dates of maturity of said bonds, or as soon thereafter as said matured bonds are surrendered to him, pay the same out of the proceeds of the Controller's warrants drawn in his favor as provided in section 5 hereof and perforate the bonds so paid with a suitable device in a manner to indicate such payment and the date thereof. He shall also, on the said respective dates of maturity, cancel all bonds bearing said dates of maturity and remaining unsold, by perforation with a suitable device in a manner to indicate such cancellation and the date thereof. The provisions of this section shall be applicable also to the interest coupons pertaining to the bonds

authorized by this act to be issued, and shall be applicable, as far as practicable, to any duly authorized agent of the State Treasurer.

SEC. 5. There is hereby appropriated from the general fund in the State treasury such sum annually as will be necessary to pay the principal of and the interest on the bonds issued and sold pursuant to the provisions of this act, as said principal and interest becomes due and payable.

There shall be collected annually in the same manner and at the same time as other State revenue is collected such a sum, in addition to the ordinary revenues of the State, as shall be required to pay the principal and interest on said bonds as herein provided, and it is hereby made the duty of all officers charged by law with any duty in regard to the collection of said revenue, to do and perform each and every act which shall be necessary to collect such additional sum.

On the several dates of maturity of said principal and interest in each fiscal year, there shall be returned into the general fund in the State treasury, all of the moneys subject to and available for the use of the State Land Settlement Board not in excess of the principal of and interest on the bonds, then due and payable and, in the event of such moneys so returned on said dates of maturity being less than the said principal and interest then due and payable, then the balance remaining unpaid shall be returned into the general fund in the State treasury as soon thereafter as it shall become available, together with interest thereon, from such dates of maturity until so returned, at the rate of five per cent per annum, compounded semiannually.

Both principal and interest of said bonds shall be paid when due upon warrants duly drawn by the Controller of the State in favor of the State Treasurer or in favor of any duly authorized agent of the State Treasurer, upon demands audited by the State Board of Control, and the moneys to be returned into the general fund in the State treasury pursuant to the provisions of this section shall likewise be paid as herein provided upon warrants duly drawn by the Controller of the State upon demands duly audited by the State Board of Control.

SEC. 6. The sum of ten thousand dollars is hereby appropriated out of any money in the State treasury not otherwise appropriated to pay the expenses that may be incurred by the State Treasurer in having said bonds prepared and advertising their sale. Said amount shall be refunded to the general fund of the State treasury out of the land settlement fund in accordance with the provisions of this act on Controller's warrant duly drawn for that purpose.

SEC. 7. When the bonds authorized to be issued under this act shall be duly executed, they shall be by the State Treasurer sold at public auction to the highest bidder for cash, in such parcels and numbers as the said Treasurer shall be directed by the Governor of the State, under seal thereof, after a resolution requesting such sale shall have been adopted by the State Land Settlement Board and approved by the Governor of the State; but said Treasurer must reject any and all bids for said bonds, or for any of them, which shall be below the par value of said bonds so offered plus the interest which has accrued thereon between the date of sale and the last preceding interest maturity date; and with the approval of the Governor, he may from time to time, by public announcement at the place and time fixed for the sale, continue such sale, as to the whole of the bonds offered, or any part thereof offered, to such time and place as he may select. Before offering any of said bonds for sale the said Treasurer shall detach therefrom all coupons which have matured or will mature before the day fixed for such sale.

SEC. 8. Due notice of the time and place of sale of all bonds must be given by said Treasurer by publication in one newspaper published in the city and county of San Francisco and also by publication in one newspaper published in the city of Oakland and by publication in one newspaper published in the city of Los Angeles and by publication in one newspaper published in the city of Sacramento once a week during four weeks prior to such sale. In addition to the notice last above provided for, the State Treasurer may give such further notice as he may deem advisable, but the expense and cost of such additional notice shall not exceed the sum of five hundred dollars for each sale so advertised. The proceeds of the sale of such bonds and such amount as may have been paid as accrued interest thereon shall be forthwith paid over by said treasurer into the Land Settlement Fund in the State treasury and must be used exclusively to provide employment and rural homes for soldiers, sailors, marines and others who have served with the armed forces of the United States in the European war or other wars of the United States, including former American citizens who served in allied armies against the Central Powers and have been repatriated, and who have been honorably discharged, to promote closer agricultural settlement, to assist deserving and qualified persons to acquire small improved farms, to demonstrate the value of adequate capital and organized direction in subdividing and preparing agricultural land for settlement, and to provide homes for farm laborers, in accordance with the provisions of the Land Settlement Act, approved June 1, 1917, and of any and all acts amendatory thereof and supplemental thereto; *provided*, that the said Land Settlement Board must pay over to the general fund of the State from the proceeds of the sale of bonds all money which has been heretofore or may be hereafter appropriated and advanced out of the general fund of the State treasury for the use of the State Land Settlement Board on condition that it

shall be so paid over; *provided further*, that the said State Land Settlement Board may, out of the proceeds from the sale of said bonds, pay all or any part of any indebtedness heretofore by it incurred in accordance with law and remaining unpaid, including the interest accrued thereon, unless the rate of interest applying to such indebtedness is less than the rate of interest applying to the said bonds; *and provided further*, that the proceeds from the sale of said bonds may be used to pay the debt created by the issuance and sale thereof.

SEC. 9. The State Land Settlement Board shall be and hereby is authorized, with the approval of the State Board of Control, to invest any surplus moneys in any of the funds subject to or appropriated for its use in bonds of the United States, or of the State of California, or of the several counties or municipalities or other political subdivisions of the State of California, and to sell such bonds, or any of them, at the governing market rates, upon approval of the State Board of Control.

SEC. 10. There is hereby created a State Land Settlement Finance Committee composed of the Governor, State Controller, State Treasurer, chairman of the State Board of Control, and chairman of the State Land Settlement Board, all of whom shall serve thereon without compensation and a majority of whom shall be empowered to act for said committee. The Attorney General of the State shall be the legal advisor of the State Land Settlement Finance Committee.

Upon request of the State Land Settlement Board, supported by a statement of the plans and projects of the State Land Settlement Board with respect thereto, the State Land Settlement Finance Committee shall determine whether or not a bond issue under this act is necessary or desirable to carry such plans and projects into execution.

SEC. 11. Whenever the said State Land Settlement Finance Committee shall have determined that a bond issue under this act is necessary or desirable to carry such plans and projects into execution, it shall adopt a resolution to this effect. The said resolution shall authorize and direct the State Treasurer to prepare the requisite number of suitable bonds and shall specify:

1. The aggregate number, aggregate par value, and the date of issuance of the bonds to be issued.

2. The date or dates of maturity of the bonds to be issued and the number and numerical sequence of the bonds maturing at each date of maturity.

3. The annual rate of interest which the bonds to be issued shall bear.

4. The number, numerical sequence, amount or amounts, and the dates of maturity of the interest coupons to be attached to the said bonds.

5. The technical form and language of the bonds to be issued and of the interest coupons to be attached thereto.

In determining the date or dates of maturity of the said bonds and the amount of bonds maturing at each date of maturity, the State Land Settlement Finance Committee shall be guided by the amounts and dates of maturity of the revenues estimated to accrue to the State Land Settlement Board from the project or projects to be financed by each issue, and shall fix and determine said dates and amounts in such manner that, together with the dates and amounts of interest payments on the said bond issue, they shall coincide, as nearly as practicable, and be commensurate, as nearly as practicable, with the dates and amounts of such estimated revenues; *provided*, that the bonds first to mature in each issue shall mature not later than five years from the date of issuance thereof; *provided, further*, that specified numbers of bonds of specified numerical sequence shall thereafter mature at annual intervals; *and provided, further*, that the bonds last to mature in each issue shall mature not later than forty-five years from the date of issuance thereof.

The rate of interest to be borne by the said bonds shall be uniform for all the bonds of the same issue and shall be determined and fixed by the State Land Settlement Finance Committee according to the then prevailing market conditions, but shall in no case exceed six per cent per annum, and the determination of said committee as to the rate of interest shall be conclusive as to the then prevailing market conditions. The interest coupons to be attached to the said bonds shall be payable at semiannual intervals from the date of issuance of said bonds; *provided*, that the interest coupon first payable may, if the State Land Settlement Finance Committee shall so determine and specify, be payable one year after the date of issuance of said bonds.

SEC. 12. All actual and necessary expenses of the State Land Settlement Finance Committee and of the members thereof shall be paid out of the Land Settlement Fund, upon approval of the State Board of Control, and on Controller's warrant duly drawn for that purpose, and shall constitute expenses of the State Land Settlement Board.

SEC. 13. The State Controller, the State Treasurer, and the State Land Settlement Finance Committee shall keep full and particular account and record of all their proceedings under this act, and they shall transmit to the Governor an abstract of all such proceedings thereunder, with an annual report, to be by the Governor laid before the Legislature biennially; and all books and papers pertaining to the matter provided for in this act shall at all times be open to the inspection of any party interested, or the Governor, or the Attorney General, or a committee of either branch of the Legislature, or a joint committee of both, or any citizen of the State.

SEC. 14. This act, if adopted by the people, shall take effect on the fifteenth day of November, 1922, as to all its provisions except those relating to and necessary for its submission to the people, and for returning, canvassing, and proclaiming the votes, and as to said excepted provisions this act shall take effect immediately.

SEC. 15. This act shall be submitted to the people of the State of California for their ratification at the next general election, to be holden in the month of November, 1922, and all ballots at said election shall have printed thereon and in a square thereof, the words: "For the Land Settlement Bond Act of 1921," and in the same square under said words the following in brevier type: "This act provides for a bond issue of three million dollars to carry out the purposes of the Land Settlement Act." In the square immediately below the square containing such words, there shall be printed on said ballot the words: "Against the Land Settlement Bond Act of 1921" and in the same square immediately below said words "Against the Land Settlement Bond Act of 1921" in brevier type shall be printed "This act provides for a bond issue of three million dollars to carry out the purposes of the Land Settlement Act." Opposite the words "For the Land Settlement Bond Act of 1921" and "Against the Land Settlement Bond Act of 1921," there shall be left spaces in which the voters may place a cross in the manner required by law to indicate whether they vote for or against said act, and those voting for said act shall do so by placing a cross opposite the words "For the Land Settlement Bond Act of 1921" and those voting against the said act shall do so by placing a cross opposite the words "Against the Land Settlement Bond Act of 1921." The Governor of this State shall include the submission of this act to the people, as aforesaid, in his proclamation calling for said general election.

SEC. 16. The votes cast for or against this act shall be counted, returned and canvassed and declared in the same manner and subject to the same rules as votes cast for State officers; and if it appear that said act shall have received a majority of all the votes cast for and against it at said election as aforesaid, then the same shall have effect as hereinbefore provided, and shall be irrepealable until the principal and interest of the liabilities herein created shall be paid and discharged, and the Governor shall make proclamation thereof; but if a majority of the votes cast as aforesaid are against this act then the same shall be and become void.

SEC. 17. It shall be the duty of the Secretary of State in accordance with law to have this act published in at least one newspaper in each county, or city and county, if one be published therein, throughout this State, for three months next preceding the general election to be holden in the month of November, 1922; the costs of publication shall be paid out of the general fund, on Controller's warrants duly drawn for that purpose and shall be refunded to the general fund out of the Land Settlement Fund in accordance with this act.

SEC. 18. This act may be known and cited as the "Land Settlement Bond Act of 1921."

SEC. 19. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Amendment adopted.

AMENDMENT NUMBER THREE.

Strike out all of pages 2, 3, 4, 5 and 6, of the printed bill.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 97—An act providing adjusted compensation for persons who served their country during the late war, providing for the issuance and sale of State bonds to create a fund for the purpose of carrying out the provisions hereof, providing for the payment of said bonds and for the submission of this act to a vote of the people.

On motion of Senator Scott, Senate Bill No. 97 was passed on file.

Senate Bill No. 397—An act providing for the generation, transmission and distribution of electric energy, creating a Hydro-electric Power Commission and defining its powers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 397 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, and Slater—28.

NOES—Senator Chamberlin—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 272—An act to amend section 19*f* of the Juvenile Court law, approved June 5, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 272 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article II thereof a new section, to be numbered 7, relative to suffrage.

In the absence of the author, Senate Constitutional Amendment No. 30 was passed on file.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Bill No. 679—An act to amend an act entitled "An act providing for the management of the California Redwood Park and creating a board of five commissioners with power to manage said California Redwood Park," approved February 6, 1911, by amending section 2 of said act, relative to the compensation of the warden.

Bill read third time.

MOTION.

Senator Chamberlin moved that Senate Bill No. 679 be re-referred to Committee on Finance.

Motion seconded by Senator Irwin.

Motion lost.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 679 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Rush, Scott, Sharkey, and Slater—22.

NOES—Senators Canepa, Chamberlin, Duncan, Irwin, and Shearer—5.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 657—An act to amend the Political Code by adding thereto a new section, to be numbered 1579*b*, relating to the consolidation of all elementary school districts not including certain city school districts of a county to form one county union elementary school district.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 657 refused passage by the following vote:

AYES—Senators Anderson, Boggs, Carr, F. M., Carr, W. J., Eden, Harris, Inman, Jones, Osborne, and Sharkey—10.

NOES—Senators Allen, Breed, Canepa, Crowley, Dennett, Duncan, Flaherty, Godsil, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Nelson, Otis, Rigdon, Rush, Sample, Scott, Shearer, and Slater—23.

REQUEST GRANTED FOR USE OF SENATE CHAMBER.

Senator Crowley asked for and was granted unanimous consent for use of the Senate Chamber, for the purpose of holding a joint meeting of the Assembly and Senate Committees on Public Health and Quarantine, Wednesday afternoon, April 13, 1921, immediately after the adjournment of the Senate.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 218—An act to amend section 1662 of the Political Code, relating to public school attendance.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 218 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 827—An act to add a new section, to be numbered 1394½ of the Political Code, relating to fees and rates of tuition of nonresident students of the University of California.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Otis moved to refer Senate Bill No. 827 to Senator Johnson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the period and insert in lieu thereof a comma and the following: "*provided*, that such sum may be remitted in whole or in part in the case of graduate students in other than professional colleges and schools."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 827, with instructions to amend, respectfully reports the same back, amended as per instructions.

JOHNSON, Special Committee.

Report read, and on motion of Senator Otis adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 265—An act to amend section 628*f* of the Penal Code of the State of California, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 265 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Dennett, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended.

On motion of Senator Jones, Senate Bill No. 815 was passed on file.

SENATE CONSTITUTIONAL AMENDMENT No. 31.

A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article XIII thereof a new section, to be numbered 12½, relative to revenue and taxation.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its forty-fourth regular session, beginning on the third day of January, 1921, two-thirds of all the members elected to each of the Houses of said Legislature voting in favor thereof, hereby proposes to the qualified electors of the State of California that a new section be added to article XIII of the constitution of the State of California to be known and designated as section 12½ of article XIII of the constitution of the State of California and to read as follows:

SEC. 12½. The Legislature, subject to section 1 of article IV hereof, shall have power to provide for the assessment, levy and collection of taxes upon all notes, debentures, shares of capital stock, bonds or mortgages, not exempt from taxation under the provisions of this constitution, in a manner, at a rate or rates or in proportion to value different from any other property in this State subject to taxation. Taxes imposed by any act of the Legislature adopted pursuant to the powers hereby conferred shall be in lieu of all other property taxes, state, county, municipal or district, upon such property. The Legislature shall provide for an equitable distribution of such taxes to the county, municipality or district in which such property is taxed. The exercise of the powers hereby conferred shall in no way affect the assessment, levy and collection of taxes under the provisions of section 14 of this article.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 31 adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—32.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 31 ordered transmitted to the Assembly.

Senate Bill No. 56—An act to regulate the method of voting for and electing candidates for judicial offices at primary and general elections by giving each office a designating number for the purposes of elections where two or more persons are to be elected to the same judicial office for the same term at the same election.

On motion of Senator Breed, Senate Bill No. 56 was passed on file.

Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

On motion of Senator Jones, Senate Bill No. 807 was passed on file.

Senate Bill No. 254—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors, approved May 22, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 254 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Assembly Bill No. 449—An act to amend sections 1 and 5 of an act entitled "An act creating a Department of Agriculture, providing for its organization and declaring its functions; transferring to said department the powers and duties of various State agencies and the unexpended balances of their appropriations and funds; prohibiting certain acts, and prescribing penalties for violation of the provisions hereof," approved May 16, 1919;

Also: Assembly Bill No. 897—An act to protect domestic live stock from contagious and infectious diseases, to prescribe the duties of officials to carry into effect the provisions of this act, to provide for the appointment of a veterinarian, and to repeal an act entitled "An act to protect domestic live stock from contagious and infectious diseases, to provide for the appointment and duties of officials to carry into effect the provisions of this act, and to provide an appropriation therefor," approved March 18, 1899, as amended;

Also: Assembly Bill No. 1183—An act to amend section 2 of an act entitled "An act to regulate the sale of commercial fertilizers or materials used for manurial purposes, and to provide penalties for the infraction thereof, and means for the enforcement of the act," approved March 20, 1913, and acts amendatory thereof;

Also: Assembly Bill No. 1293—An act to establish standards for the packing, marketing and sale of apples, forbidding the sale of certain infected and diseased apples, providing for the inspection and certification thereof, and for its enforcement, fixing penalties for its violation and repealing an act entitled "The Standard Apple Act of 1917," approved May 7, 1917, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—9; committee vote: Ayes—6; absent—3. Same vote on all bills.

RIGDON, Chairman.

Assembly Bills Nos. 449, 897, 1183 and 1293 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Assembly Bill No. 380—An act to amend section 2319*f* and section 2319*j* of the Political Code, relating to issuance by the Director of Agriculture of licenses to sell nursery stock;

Also: Assembly Bill No. 443—An act to amend section 402 of the Penal Code, relating to sale or exposure of animals having glanders, farcy, tuberculosis and prescribing penalties for violation of the provision hereof;

Also: Assembly Bill No. 840—An act to amend section 2322*a* of the Political Code, relating to county horticultural commissioners;

Also: Assembly Bill No. 1302—An act providing for the pasteurization of skim milk, whey, buttermilk, or other milk by-products used for feeding purposes for farm animals, and providing a penalty for the violation hereof;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—6; absent—3. Same vote on all bills.

RIGDON, Chairman.

Assembly Bills Nos. 380, 443, 840 and 1302 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 152—An act to amend sections 198, 199, 200, 201, 202, 204, 204*c*, 210, 214, 219 and 246 of the Code of Civil Procedure, relating to jurors;

Also: Senate Bill No. 260—An act to amend an act entitled "An act to provide for the periodical inspection of elevators operated in places of employment in this State; to require a permit for such operation; to make it a misdemeanor to operate such elevator without such permit; and to provide for an injunction against such operation if dangerous to the life or safety of employees, to vest in the Industrial Accident Commission the power to make such inspections and determine the competency of inspectors and require reports of inspections and to issue such permits and prescribe maximum fees therefor," approved April 6, 1917, by amending sections 1, 3, 4 and 5, and adding a new section to be known as section 7.

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—17; committee vote: Ayes—8; absent—9. Same vote on both bills.

JONES, Chairman.

Senate Bills Nos. 152 and 260 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 967—An act validating the proceedings on the formation and organization of sewer district No. 1 of the city of Burbank, under the provisions of an act of the Legislature entitled "An act to provide for the division of municipalities into sewer districts, and for the construction of, or acquisition and maintenance of

sewers therein, providing a system of district sewer bonds to pay the cost of such construction of, or acquisition and also for the payment of such bonds," approved April 14, 1911, as amended, and for the issuance of sewer district No. 1 bonds of the city of Burbank, authorized at a special election held in said city, February 23, 1921, and establishing such sewer district;

Also: Senate Bill No. 366—An act to amend section 15*a* of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Senate Bill No. 676—An act to amend section 414 of the Political Code, relative to township officers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—8; absent—9. Same vote on all bills.

JONES, Chairman.

Senate Bills Nos. 967, 366 and 676 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 834—An act to amend an act entitled "An act providing for the publication of an index of the laws of California and making an appropriation therefor," approved May 24, 1919;

Also: Senate Bill No. 969—An act to add a new section to the Code of Civil Procedure to be numbered 1350*b*, relating to executors;

Also: Senate Bill No. 25—An act to amend sections 4295 and 4297 of the Political Code, relating to official services and fees;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—8; absent—9. Same vote on all bills.

JONES, Chairman.

Senate Bills Nos. 834, 969 and 25 ordered on file for second reading.

ON CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Corporations, to which was referred Senate Bill No. 958—An act to add a new section to the Civil Code, to be numbered section 410;

Also: Senate Bill No. 477—An act to amend section 359 of the Civil Code, relating to corporations;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—6; absent—5. Same vote on both bills.

CHAMBERLIN, Chairman.

Senate Bills Nos. 958 and 477 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 1005—An act to amend section 7 of the Civil Code, relating to holidays;

Also: Assembly Bill No. 1006—An act to amend section 10 of the Code of Civil Procedure, relating to holidays;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—17; committee vote: Ayes—8; absent—9. Same vote on both bills.

JONES, Chairman.

Assembly Bills Nos. 1005 and 1006 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 630—An act to add a new section to the Penal Code, to be numbered 1559, relating to the payments out of the general fund of the county by order of the superior court for advance expense for returning fugitives;

Also: Assembly Bill No. 1227—An act to amend sections 671 and 674, and to repeal section 671*a*, of the Code of Civil Procedure, relating to judgment liens, the docketing thereof, and recording transcripts of such dockets;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—8; absent—9. Same vote on both bills.

JONES, Chairman.

Assembly Bills Nos. 630 and 1227 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 323—An act to amend section 1304 of the Civil Code relating to bequests or devises of property in wills;

Also: Assembly Bill No. 225—An act to amend section 4155*b* of the Political Code, relating to indexing deeds and certain other documents once recorded;

Also: Assembly Bill No. 500—An act to amend section 4137 of the Political Code, relating to the indorsement and recording of documents filed for record;

Also: Assembly Bill No. 1179—An act to amend section 1557 of the Penal Code, relating to accounts for returning fugitives;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—10. Same vote on all bills.

JONES, Chairman.

Assembly Bills Nos. 323, 225, 500 and 1179 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 11, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 819—An act to amend section 4239 of the Political Code, relating to the compensation of officers of counties of the tenth class—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bill No. 819 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 915—An act to add a new section to be numbered section 19*r* 42 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance"; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 837—An act amending section 4240 of the Political Code, relating to salaries and compensation of officers in counties of the eleventh class;

Also: Assembly Bill No. 917—An act to add a new section to be numbered section 19*r* 38 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls,

and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—6. Same vote on all bills.

DUNCAN, Chairman.

Assembly Bills Nos. 915, 837 and 917 ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Senate Bill No. 866—An act to amend section 2 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended;

Also: Senate Bill No. 870—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11, embracing sections 348 to 359*a*, both inclusive, relating to public officers and employees;

Also: Senate Bill No. 876—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*a*, embracing sections 360 to 360*i*, both inclusive, relating to a Department of Finance;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—7; committee vote: Ayes—6; absent—1. Same vote on all bills.

CARR, W. J., Chairman.

Senate Bills Nos. 866, 870 and 876 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Senate Bill No. 973—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*g*, embracing sections 366 to 366*e*, both inclusive, relating to a Department of Institutions—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—6; absent—1.

CARR, W. J., Chairman.

Senate Bill No. 973 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Senate Bill No. 890—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*d*, embracing sections 363 to 363*g*, both inclusive, relating to a Department of Public Works;

Also: Senate Bill No. 890—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*c*, embracing sections 362 to 362*e*, both inclusive, relating to a Department of Education;

Also: Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*b*, embracing sections 361 to 361*c*, both inclusive, relating to a Department of Agriculture;

Also: Senate Bill No. 881—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*g*, embracing sections 365 to 365*c*, both inclusive, relating to a Department of Professional Standards;

Also: Senate Bill No. 884—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIc, embracing sections 364 to 364e, both inclusive, relating to a Department of Labor;
Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.
Committee vote: Ayes—6; absent—1. Same vote on all bills.

CARR, W. J., Chairman.

Senate Bills Nos. 896, 890, 895, 881 and 884 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Senate Bill No. 942—An act amending section 534 of the Political Code, relating to the salary of the Deputy State Printer;
Also: Senate Bill No. 943—An act to amend section 718 of the Political Code and to repeal section 719 of said code, relating to the employees of the Superintendent of Capitol Building and Grounds;
Has had the same under consideration, and respectfully reports the same back, without recommendation, and asks that same be re-referred to Committee on Finance.
Committee vote: Ayes—6; absent—1. Same vote on both bills.

CARR, W. J., Chairman.

Senate Bills Nos. 942 and 943 re-referred to Committee on Finance.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:
By Senator Scott:

WHEREAS, It has come to our attention that our esteemed colleague, Senator A. P. Anderson, is a candidate for Commissioner of the City of Oakland; and

WHEREAS, Senator Anderson has been associated with us as a member of the Senate during the forty-third and forty-fourth sessions, and during which time he has proved himself an able, far-thinking, reliable, energetic and effective legislator; and

WHEREAS, We believe that Senator Anderson has made for himself a legislative record for honesty and integrity and has at all times aimed to do the most good for all of the people of California, and has especially championed the causes of his constituents in Oakland; now, therefore, be it

Resolved, That the members of the Senate attending the forty-fourth session of the California State Legislature do hereby endorse the candidacy of Senator Anderson for Commissioner of the great and prosperous city of Oakland; and we hereby do express our cordial wish for his political success, and at the same time express our regret that the success we wish for him will take from us one of California's most capable legislators; and be it further

Resolved, That the members of this Senate congratulate the people of Oakland in advance in the event of the election of Senator A. P. Anderson as one of their Commissioners.

Resolution read, and on motion of Senator Scott, adopted.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:
By Senator Rigdon:

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:
An act to amend sections 3897 and 3898 of the Political Code and to add two new sections thereto, to be numbered 3898*a* and 3898*b*, to provide educational opportunities for veterans and orphans of veterans by promoting the sale of lands purchased by the State for delinquent taxes, and making the proceeds of such sales available therefor.

Request referred to Committee on Rules.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Sample: Senate Concurrent Resolution No. 28—Relative to approval of amendments to the charter of the City of San Diego.

Senate Concurrent Resolution No. 28 referred to Committee on Municipal Corporations.

RECESS.

The hour of twelve o'clock and thirty minutes p.m. having arrived, the President declared the Senate at recess until two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1110—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of ways in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

On motion of Senator Harris, Assembly Bill No. 1110 was passed on file.

Assembly Bill No. 502—An act to amend section 35 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885.

On motion of Senator Crowley, Assembly Bill No. 502 was passed on file.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Johnson asked for and was granted unanimous consent to take up Senate Bill No. 597 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 597—An act providing for the preparation and filing by county engineers, county surveyors, flood control engineers, road commissioners, city engineers, superintendents of streets, commissioners of public works, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the engineer for any reclamation or irrigation district within the State, or of the Debris Commission, supervising or superintending the construction or improvement of public work within the State, by day's labor or force account,

of plans and specifications and estimates of costs prior to the commencement of such work and of a certificate or report showing the progress and costs of such work and providing penalties for failure to file and keep as a public record such plans, estimates of costs and certificate and report excepting therefrom emergency and maintenance work and work the cost of which is not more than ten thousand dollars.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Johnson moved to refer Senate Bill No. 597 to Senator Breed, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

In line 12 of the title strike out the word "progress" and insert in lieu thereof the word "completion".

AMENDMENT NUMBER TWO.

Beginning in line 13 of the title, after the word "work" strike out the following: "and providing penalties for failure to file and keep as a public record such plans, estimates of costs and certificate and report".

AMENDMENT NUMBER THREE.

On page 2 of the printed bill strike out lines 23 to 41, both inclusive.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 597, with instructions to amend, respectfully reports the same back, amended as per instructions.

BREED, Special Committee.

Report read, and on motion of Senator Johnson adopted.

Bill ordered to print, and re-engrossment.

SENATOR IRWIN IN THE CHAIR.

At two o'clock and twenty-five minutes p.m., Senator Irwin, of the Thirty-second District, was called to the chair.

CONSIDERATION OF DAILY FILE.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 378—An act to amend section 1609 of the Political Code, relating to the employment of teachers and other employees of elementary and secondary schools.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Sharkey moved to refer Assembly Bill No. 378 to Senator Nelson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 3, line 42, of the printed bill as amended March 29, 1921, after the comma following the word "conduct" insert the word "disloyalty".

AMENDMENT NUMBER TWO.

On page 3, line 45, of the printed bill as amended March 29, 1921, strike out the period and insert in lieu thereof a semicolon and the following: "*provided*, that in districts employing superintendents, such superintendents shall act and vote as members of the board for this purpose and in districts not employing superintendents of schools, the county superintendent having jurisdiction thereof shall so act."

AMENDMENT NUMBER THREE.

On page 4, line 26, of the printed bill as amended March 29, 1921, after the word "district" insert the following: "or necessary readjustment or regrading".

AMENDMENT NUMBER FOUR.

On page 4, line 30, of the printed bill as amended March 29, 1921, after the word "teachers" insert the following: "whose services have become unnecessary through readjustment or regrading".

AMENDMENT NUMBER FIVE.

On page 4, line 40, of the printed bill as amended March 29, 1921, after the period insert lines 39 and 40 as a new sentence rather than as a paragraph.

The question being on the motion to refer.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Sharkey, Otis, and Johnson, on the motion to refer Assembly Bill No. 378 to a Special Committee of One, to amend.

The roll was called, and the motion to refer lost by the following vote:

AYES—Senators Carr, W. J., Dennett, Duncan, Eden, Harris, Irwin, King, Nelson, Sharkey, Shearer, and Slater—11.

NOES—Senators Allen, Anderson, Boggs, Burnett, Canepa, Chamberlin, Crowley, Flaherty, Godsil, Hart, Inman, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Purkitt, Sample, and Scott—20.

POINT OF ORDER.

Senator McDonald raised the point of order that Senator Scott was not speaking to the question before the House.

DECISION ON POINT OF ORDER.

The President announced his decision and declared the point of order well taken.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 378 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, and Slater—28.

NOES—Senators Dennett, Eden, King, Nelson, and Sharkey—5.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 913—An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 913 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Irwin, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 969—An act to amend section 4266 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-seventh class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 969 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Canepa, Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 675—An act to amend section 4279 of the Political Code, relating to the compensation of officers of counties of the fiftieth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 675 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Canepa, Crowley, Dennett, Duncan, Godsil, Harris, Hart, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Shearer, and Slater—23.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 169—An act to provide for the determining, defining and establishing the location of boundary lines of cities, towns, counties, or cities and counties, where the same are indefinite or uncertain or have been obliterated.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 169 passed by the following vote:

AYES—Senators Allen, Anderson, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Flaherty, Godsil, Hart, Irwin, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, and Slater—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 706—An act to recognize and declare valid all proceedings in Honcut-Yuba Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called and Assembly Bill No. 746 passed by the following vote:

Ayes—Senators Allen, Anderson, Breed, Burnett, Chamberlain, Chandler, Cogswell, Conley, Dennett, Elliott, Finn, Flaherty, Gerdes, Hewitt, Holohan, Jones, Kehoe, Lee, Lewis, Lukens, McDonald, Nelson, Osborn, Parkin, Rigdon, Rush, Scott, Shearer, Stetson and Strobridge—28.

Noes—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 797—An act to reorganize and declare valid all proceedings in Orcutt-Wyandotte Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 797 passed by the following vote:

Ayes—Senators Allen, Anderson, Breed, Cogswell, Chamberlain, Conley, Dennett, Elliott, Finn, Flaherty, Gerdes, Hewitt, Holohan, Jones, McDonald, Nelson, Osborn, Parkin, Rigdon, Rush, Scott, Shearer, Stetson and Strobridge—24.

Noes—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—OUT OF ORDER.

The following report of standing committee was received and read out of the regular order:

COMMITTEE ON RULES.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Rigdon, to introduce a bill entitled "An act to amend section [illegible] of the Political Code and to add two new sections thereto, to be numbered [illegible], to provide educational opportunities for veterans and orphans of veterans by promoting the sale of [illegible] and [illegible] the sale [illegible] and recommends that the request be granted.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

Ayes—Senators Allen, Breed, Burnett, Cogswell, Chamberlain, Chandler, Conley, Dennett, Elliott, Finn, Flaherty, Gerdes, Hewitt, Holohan, Jones, Kehoe, Lee, Lewis, McDonald, Nelson, Osborn, Parkin, Rigdon, Rush, Scott, Shearer, Stetson and Strobridge—27.

Noes—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS—OUT OF ORDER.

The following bill was introduced out of the regular order:

By Senator Rigdon: Senate Bill No. 976—An act to amend sections [illegible] and [illegible] of the Political Code and to add two new sections thereto, to be numbered [illegible], to provide educational opportunities for veterans and orphans of veterans by promoting the sale of

lands purchased by the State for delinquent taxes and making the proceeds of such sales available therefor.

Bill read first time, and referred to Committee on Revenue and Taxation.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Breed:

Resolved, That the following named person be and she is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite her name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount, and the Treasurer is directed to pay the same:

Arline C. Thompson, Stenographer..... $5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—27.

NOES—None.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Nelson asked for and was granted unanimous consent to take up Senate Bill No. 590 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 590—An act to amend title XXI of part IV of division I of an act entitled "An act to establish a Civil Code, approved March 21, 1872, relating to nonprofit cooperative agricultural, viticultural and horticultural associations by amending sections 653*m*, 653*n*, 653*p*, 653*q*, 653*s* and by adding two new sections to be numbered section 653*sa* and section 653*sb*.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Nelson moved to refer Senate Bill No. 590 to Senator Rigdon, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

In the title strike out all thereof after the word "adding" in the last line of said title and insert in lieu thereof the words: "three new sections to be numbered section 653*sa*, section 653*sb* and section 653*sc*."

AMENDMENT NUMBER TWO.

After the last line on the last page of the printed bill insert the following:

"Sec. 653*sc*. No corporation now or hereafter incorporated under this title shall sell, or offer for sale, negotiate for the sale of, or take subscriptions for any security of its own issue until it shall have first applied for and secured from the Commissioner of Corporations a permit authorizing it so to do and complied with all the terms and conditions of chapter 532, Statutes 1917; as amended, chapter 148, Statutes 1919, known as the Corporate Securities Act. All the provisions of said Corporate Securities Act are hereby made applicable to and binding upon corporations incorporated under this title."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 590, with instructions to amend, respectfully reports the same back, amended as per instructions.

RIGDON, Special Committee.

Report read, and on motion of Senator Nelson adopted.
Bill ordered to print, and re-engrossment.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Nelson asked for and was granted unanimous consent to take up Senate Bill No. 591 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 591—An act to amend title XII of part IV of division I of an act entitled "An act to establish a Civil Code, approved March 21, 1872, relating to nonprofit cooperative corporations by amending sections 653*u*, 653*v*, 653*w*, 653*x*, 653*z*, 653*zb* and adding a new section to be numbered 653*zc*.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Nelson moved to refer Senate Bill No. 591 to Senator Rigdon, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

In the title strike out the period at the end of the last line thereof and add thereto "and adding a new section to be numbered 653*zd*".

AMENDMENT NUMBER TWO.

After the last line on the last page of the printed bill insert the following:

"SEC. 653*zd*. No corporation now or hereafter incorporated under this title shall sell, or offer for sale, negotiate for the sale of, or take subscriptions for any security of its own issue until it shall have first applied for and secured from the Commissioner of Corporations a permit authorizing it so to do and complied with all the terms and conditions of chapter 532, Statutes 1917; as amended, chapter 148, Statutes 1919, known as the Corporate Securities Act. All the provisions of said Corporate Securities Act are hereby made applicable to and binding upon corporations incorporated under this title."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 591, with instructions to amend, respectfully reports the same back, amended as per instructions.

RIGDON, Special Committee.

Report read, and on motion of Senator Nelson adopted.
Bill ordered to print, and re-engrossment.

THIRD READING OF ASSEMBLY BILLS—(OUT OF ORDER).

On motion of Senator Breed the following Assembly bills were taken up, for the purpose of amendment, out of the regular order.

Assembly Bill No. 575—An act to amend section 4300*b* of the Political Code, relating to sheriff's fees.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Crowley moved to refer Assembly Bill No. 575 to Senator Scott, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, in line 22, after the word "For" insert the following: "notice of".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 575, with instructions to amend, respectfully reports the same back, amended as per instructions.

SCOTT, Special Committee.

Report read, and on motion of Senator Crowley adopted.

Bill ordered to print, and re-engrossment.

Assembly Bill No. 745—An act to amend section 1739 of the Political Code, relating to trustees of county high school districts.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Ingram moved to refer Assembly Bill No. 745 to Senator Otis, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the word "district" insert the words "comprising an entire county".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 745, with instructions to amend, respectfully reports the same back, amended as per instructions.

OTIS, Special Committee.

Report read, and on motion of Senator Ingram adopted.

Bill ordered to print, and re-engrossment.

Assembly Bill No. 922—An act to amend section 14 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, relating to the terms and conditions upon which corporations may transact business in this State.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Sharkey moved to refer Assembly Bill No. 922 to Senator Crowley, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

In line 5 of the title, after the comma following the figures "1915" insert the following: "as amended".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 4, after the comma following the figures "1915" insert the following: "as amended".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 922, with instructions to amend, respectfully reports the same back, amended as per instructions.

CROWLEY, Special Committee.

Report read, and on motion of Senator Sharkey adopted.

Bill ordered to print, and re-engrossment.

Assembly Bill No. 53—An act to amend section 103 of the Code of Civil Procedure, relating to salaries of city justices.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Breed moved to refer Assembly Bill No. 53 to Senator Boggs, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 23, of the amended bill, before the word "dollars" insert the words "four hundred".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 53, with instructions to amend, respectfully reports the same back, amended as per instructions.

BOGGS, Special Committee.

Report read, and on motion of Senator Breed, adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Harris asked for and was granted unanimous consent to take up Senate Bill No. 500 for third reading at this time, out of regular order, for the purpose of amendment.

Senate Bill No. 500—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Harris moved to refer Senate Bill No. 500 to Senator Dennett, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 6, line 28, strike out the word "program" and insert in lieu thereof the word "programs".

AMENDMENT NUMBER TWO.

On page 10 of the printed bill, after line 35, insert the following:

"SEC. 18. The governing board of any junior college, or of the junior college department of any high school or of any teachers' college, may enter into an arrangement of affiliation with the University of California to provide that the courses in such junior college whose purpose is to prepare for advanced university standing shall be visited, inspected and accredited by said university, and that the qualifications of teachers in such courses shall be as recommended by said university. Such arrangement of affiliation may include such other matters as may be mutually advantageous, and as may be approved by the State Board of Education.

SEC. 19. The governing board of any junior college, or of the junior college department of any high school, may contract with the governing authorities of any State normal school or teachers' college, for the maintenance by such normal school or teachers' college, of junior college courses of instruction for the benefit of students living in such junior college or high school district and desiring junior college courses, and for such service may make such payments to such normal school or teachers' college as may be agreed upon. The attendance of students upon such junior college courses maintained by a normal school or teachers' college shall be returned and credited to the junior college or high school district as the case may be and counted in making State and county apportionments in the same manner as if such junior college courses were maintained by the governing board of such junior college or high school."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 500, with instructions to amend, respectfully reports the same back, amended as per instructions.

DENNETT, Special Committee.

Report read, and on motion of Senator Harris, adopted.
Bill ordered to print, and re-engrossment.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Joint Resolution No. 24—Relative to the protection of the almond industry—and reports that the same has been correctly enrolled, and presented the same to the Governor on this eleventh day of April, 1921, at 4 o'clock p.m.

OSBORNE, Chairman.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON FISH AND GAME.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Assembly Bill No. 1114—An act to amend section 626*f* of the Penal Code, relating to the protection of game—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—15; committee vote: Ayes—6; absent—9.

SHARKEY, Chairman.

Assembly Bill No. 1114 ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 489—An act to prevent the flooding of highways in the State of California from waters on lands adjacent to said highways and to provide penalties for the violation thereof and the enforcement of this act—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—6; absent—3.

RUSH, Chairman.

Senate Bill No. 489 ordered on file for second reading.

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 955—An act to provide for the survey and investigation of the feasibility and cost of irrigating the lands of Shasta Valley in Siskiyou County, California, from the Klamath River and other sources of water in California and Oregon, and to make an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.

Committee membership—9; committee vote: Ayes—8; absent—1.

IRWIN, Chairman.

Senate Bill No. 955 re-referred to Committee on Finance.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Rush, Senate Bill No. 921 was ordered withdrawn from the file and re-referred to Committee on Drainage, Swamp and Overflowed Lands.

RE-REFERENCE OF ASSEMBLY BILL.

On motion of Senator Jones, Assembly Bill No. 70 was ordered withdrawn from the file, and re-referred to Committee on Judiciary.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Chamberlin moved to reconsider the vote whereby Senate Bill No. 34—An act forbidding imposition on or collection of hunting or fishing licenses in case of children under the age of eighteen years and in case of persons who now are serving or may have served in the United States Army, Navy, or Marine Corps—was passed.

The roll was called on the motion to reconsider the vote whereby Senate Bill No. 34 was passed, and reconsideration granted by the following vote:

AYES—Senators Allen, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Eden, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Rigdon, Rush, and Sample—21.

NOES—Senators Canepa, Crowley, Duncan, Flaherty, Godsil, McDonald, Scott, and Slater—8.

CONSIDERATION OF SENATE BILL—(OUT OF ORDER).

Senate Bill No. 34—An act forbidding imposition on or collection of hunting or fishing licenses in case of children under the age of eighteen years and in case of persons who now are serving or may have served in the United States Army, Navy, or Marine Corps.

The question being on the final passage of the bill.

The roll was called, and Senate Bill No. 34 refused passage by the following vote:

AYES—Senators Allen, Canepa, Crowley, Flaherty, Godsil, McDonald, Rigdon, and Scott—8.

NOES—Senators Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Eden, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Purkitt, Rush, Sample and Slater—22.

ADJOURNMENT.

At four o'clock and thirty minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Wednesday, April 13, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—37.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Tuesday, April 12, 1921, the further reading was dispensed with, on motion of Senator Rush.

LEAVES OF ABSENCE.

Senator King was, on motion of Senator Sample, granted leave of absence for this day.

Senator Chamberlin was, on motion of Senator Breed, granted leave of absence for this day.

Senator Yonkin was, on motion of Senator Hart, granted leave of absence for this day.

PRIVILEGE OF THE FLOOR.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the following teachers and students of the Girls' High School of San Francisco:

Miss Sophia Hobe, head of the history department; E. J. Dupuy, head of debating and French departments; Misses—M. Bannam, B. Beckeringh, C. Beckeringh, A. Bean, B. Bentzen, E. Bloch, M. Brown, F. Buttgenbach, K. Cassano, L. Chelini,

M. Couderc, L. Cullinan, G. De Back, M. Dereiner, A. Ducato, D. Dunn, B. Edell C. Fensler, H. French, M. Friend, D. Frost, P. Gallagher, A. Giacalone, A. Gibson, P. Gietz, E. Gordon, A. Gordon, E. Goldthwaite, M. Hamilton, M. Harris, E. Hirsch, O. Hoag, V. Houston, E. Howlett, D. Ils, H. Jacobs, A. Joseph, D. Juarez, A. Kahn, F. Keller, D. Kennedy, H. Koester, M. Lackmann, E. Lange, B. Lawler, F. Lee, B. Levingston, R. Lowry, G. Luscombe, N. Lynch, J. Maino, M. Manos, L. Morris, L. Marks, N. Neal, F. O'Neill, V. Padilla, K. Peache, V. Peake, W. Plincz, J. Pratt, B. Probasco, M. Reilly, M. Renish, S. Roehr, R. Rosenberg, M. Rowe, H. Sabalot, R. Schecline, S. Schwarz, M. Siegel, G. Smith, L. Smith, G. Starkey, G. Speier, B. Valente, D. Verbarg, M. Victor, A. Von Husen, G. Vorrath, R. Wale, M. Whitehead.

On request of Senator Crowley, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. John Gallwey and Dr. Chas. D. McGettigan of San Francisco.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to General A. P. Hansen of Long Beach.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for the day was unanimously extended to E. C. Travis of Oakland.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the following members of the Legislative Council:

Mrs. A. J. Lawton, president Women's Legislative Council; Mrs. Frank G. Law, president California Civic League; Mrs. Alfred McLaughlin, president San Francisco Center, California Civic League; Mrs. Williams, president Oakland Center, California Civic League; Carol A. Rehfish of the Women's Lawyers' Club of San Francisco; Mrs. Augusta Jones, member of the board of directors of Council of Jewish Women; Genevieve Allen, secretary San Francisco Center, California Civic League; Mrs. L. M. Culver, San Francisco City and County Federation of Women's Clubs.

On request of Senator Boggs, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. Claude Leech of Walnut Creek.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Ben F. Ballard, superintendent of schools of Sonoma County; John S. Saunders, city clerk of Sebastopol; L. D. Jacks, Walter M. Richardson, Harry P. Fish, and Chas. W. Wiggins of Santa Rosa.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to J. Emmett Hayden, Edwin G. Bath, Fred Suhr, Chas. J. Powers, and Richard Welch, supervisors of the city and county of San Francisco.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. C. T. Wetmore of Hercules, Dr. H. L. Carpenter of Richmond, Dr. L. St. John Hely of Richmond, Dr. E. C. Love of Danville, Dr. E. E. Johnson of Concord, Dr. C. R. Leech of Walnut Creek, and Dr. Bumgarner of Richmond.

COMMUNICATIONS.

The following communications were received, and ordered printed in the Journal:

By Senator Rush:

WHEREAS, The scenic beauty of the California State highway through the redwood region in Humboldt County is immediately menaced through the impending destruction of the redwoods by lumbering operations; and

WHEREAS, These trees are one of the great natural assets of this State, possessing great historic and scientific interest as well as great economic value; and

WHEREAS, The State highway through the redwoods is destined to become one of the great attractions of this State for future generations; therefore, be it

Resolved, That Benicia Lodge No. 5 F. & A. M., of Benicia, California, strongly urges upon the Governor of the State and the members of the California State Legislature the passage of the redwoods preservation bill (Senate Bill No. 64, Assembly Bill No. 80) now pending, providing for the appropriation of $300,000 to purchase those redwood groves along the State highway which otherwise will be cut; and be it further

Resolved, That a copy of this resolution be forwarded to the Governor of the State of California, and to the representatives of this district in the State Senate and Assembly, and to the Save The Redwoods League.

By Senator Inman:

To the Senate and Assembly of the State of California.

We, the citizens of Los Berros, State of California, do most earnestly petition your honorable body to pass Senate Bill No. 4, which provides for the enforcement of the eighteenth amendment of the constitution of the United States.

(Signed)

Mrs Daisy M. Scott, Curtis Scott, Mrs. Belle B. Risk, Mrs. Elizabeth A. Lane, Mrs. Jennie Davis, Mrs. Hermione Morgan, Mrs. Jennie McWilliams, Edward E. McWilliams, Herbert Elbard, Mrs. Lucia L. Baker, Mrs. Mary I. Pool, Mrs. Emma Sesmat, Marie Thurlwell, Mrs. Gertrude Thurlwell, Mrs. Ada Gridley, Hilda E. Holt, Mrs. Mary H. Holt, Harrison Holt, U. S. Warden, Jackson R. Green, Mrs. C. Williams, Mamie C. Tritz, Michael W. Phelan, Mrs. Verna Edwards, Mrs. Orlon Lorenzen, John Enos Jr., F. M. Lane, Merrick Pool, Alva Low, John Borges, George M. Risk, Mrs. Clemmie C. Low, Calvin L. Davis, Mary C. Phelan, Raymond E. Cesmat, R. D. Edwards, Ella Wilson.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 12, 1921, passed the following:

Assembly Bill No. 515—An act to amend section 4014 of the Political Code of the State of California, relating to township officers;

Also: Assembly Bill No. 849—An act to enforce the provisions of article XVIII of the amendments to the constitution of the United States; prohibiting all acts or omissions prohibited by the Volstead act; imposing duties on courts, prosecuting attorneys, sheriffs and other officers, and extending their jurisdiction; and providing for the disposition of fines and forfeitures;

Also: Assembly Bill No. 978—An act to amend section 4246 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the seventeenth class;

Also: Assembly Bill No. 1007—An act to amend section 11 of the Code of Civil Procedure, relating to holidays;

Also: Assembly Bill No. 1240—An act to amend sections 1, 6, 12, 16 and 24 of an act entitled "An act to promote the drainage of wet, swamp and overflowed lands, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919, and to add six new sections to said act to be numbered 6*a*, 12*a*, 12*b*, 12*c*, 23*a* and 24*a*.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bills Nos. 515 and 978 read first time, and referred to Committee on County Government.

Assembly Bill No. 849 read first time, and referred to Committee on Public Morals.

Assembly Bill No. 1007 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 1240 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

ASSEMBLY CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 12, 1921, adopted the following:

Senate Joint Resolution No. 28—Relative to a tariff on olives.

Also: Senate Joint Resolution No. 29—Relative to an expression of confidence on the part of the California Legislature in the integrity and ability of General Alvaro Obregon as president of the Republic of Mexico.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Joint Resolutions Nos. 28 and 29 ordered to enrollment.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 152—An act to amend sections 198, 199, 200, 201, 202, 204, 204c, 210, 214, 219 and 246 of the Code of Civil Procedure, relating to jurors.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 5, line 32, strike out the word "fifty" and insert in lieu thereof the word "forty".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 5, line 35, strike out the word "thirty-six" and insert in lieu thereof the word "twenty-four".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 5, line 40, of the printed bill, strike out the word "thirty-six" and insert in lieu thereof the word "twenty-four".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 5, line 42, of the printed bill, strike out the word "thirty-six" and insert in lieu thereof the word "twenty-four".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 967—An act validating the proceedings on the formation and organization of Sewer District No. 1 of the city of Burbank, under the provisions of an act of the Legislature entitled "An act to provide for the division of municipalities into sewer districts, and for the construction of, or acquisition and maintenance of sewers therein, providing a system of district sewer bonds to pay the cost of such construction of, or acquisition and also for the payment of such bonds," approved April 14, 1911, as amended, and for the issuance of Sewer District No. 1 bonds of the city of Burbank, authorized at a special election held in said city February 23, 1921, and establishing such sewer district.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 366—An act to amend section 15a of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons

under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 676—An act to amend section 4014 of the Political Code, relative to township officers.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 834—An act to amend an act entitled "An act providing for the publication of an index of the Laws of California and making an appropriation therefor," approved May 24, 1919.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill after the word "amend" insert the words "section two of".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 1, after the words "Section 1" strike out the first word "An" and insert in lieu thereof the words "Section 2 of an".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, line 5, strike out the word and figure "Section 1" and insert the word and figure "Sec. 2" and the following:

"One copy of said Index shall be distributed to each member of the Legislature and the balance of the copies printed shall be offered for sale to the public at the price of seven dollars and fifty cents per volume to cover the cost of publication and distribution. Such portion of the receipts as may be required to complete the cost of printing, publication and distribution shall be paid into the State printing fund, and the balance of such receipts shall be paid into the general fund in the State treasury."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 477—An act to amend section 359 of the Civil Code, relating to corporations.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the period following the figures "359" strike out the remainder of the line and all of line 4.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 866—An act to amend section 2 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, line 4, after the word "the" insert the following: "member appointed to the position of".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, line 5, after the word "be", insert the following: "ex officio".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, line 6, strike out the word "five" and insert in lieu thereof the word "four".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, line 12, strike out the word "three" and insert in lieu thereof the word "five".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, line 21, after the word "classifications" insert the words "and exemptions".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 870—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II, embracing sections 348 to 359*a*, both inclusive, relating to public officers and employees.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 13, after the word "body", strike out the following: "to be known".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 16, strike out the words "known as" and insert "at".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, line 23, strike out the period and insert in lieu thereof the following: "and to consolidate, abolish, or create divisions thereof."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill strike out all of line 6 following the word "fit", and all of line 7 excepting the period.

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill strike out all of line 21 following the semicolon, all of lines 22 to 25, both inclusive, and all of line 26, preceding the comma, and insert in lieu thereof the following: "*; provided, however,*".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill strike out all of line 33 following the period, and all of lines 34 to 39, both inclusive, and insert in lieu thereof the following: "In each department the head of the department and the chief of each division and one position of a confidential nature under the head of each department, shall be exempt from the provisions of the Civil Service Law. The head of each department and all chiefs of divisions, deputies and secretaries of a department shall be civil executive officers."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2 of the printed bill strike out all of line 44 following the period, and all of lines 45 and 46.

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 5 of the printed bill strike out all of line 27 following the period, and all of lines 28 to 33, both inclusive, and insert in lieu thereof the following:

"Each department shall furnish to each other department, upon written request therefor, approved by the Civil Service Commission, such assistance as it may render without detriment to the administration of such department, including the deputizing of agents and inspectors, when consistent with law, and the temporary re-assignment of employees when the same will tend to eliminate duplication or expense."

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 6 of the printed bill strike out all of line 35 following the period, and all of lines 36 to 43, both inclusive, and insert in lieu thereof the following: "The civil service standing of each".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 6 of the printed bill, line 44, strike out the word "said" and insert in lieu thereof the word "the".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 876—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIa, embracing sections 360 to 360*i*, both inclusive, relating to a Department of Finance.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 4 of the title of the printed bill strike out the word "sixty *i*", and insert in lieu thereof the following: "sixty *g*".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, in line 4, strike out the word "sixty *i*", and insert in lieu thereof the following: "sixty *g*".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, in line 2, strike out the word "seven" and insert in lieu thereof the word "six".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, in line 3, strike out the word "institutions" and insert in lieu thereof the following: "claims and disbursements".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, lines 5 to 7, strike out the words "the division of capitol building and grounds, and the division of libraries, and history.", and insert in lieu thereof the following: "and the division of libraries."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill strike out lines 12 to 32, both inclusive, and also strike out pages 3 to 6, inclusive, and insert in lieu thereof the following:

"360*b*. The divisions of claims and disbursements, of budgets and accounts, and of purchases and custody, shall each be in charge of a chief to be known respectively as chief of the division of claims and disbursements, chief of the division of budgets and accounts, and chief of the division of purchases and custody.

The chief of the division of printing shall receive an annual salary of five thousand dollars, and before entering upon the duties of his office he shall execute an official bond to the State of California in the penal sum of twenty-five thousand dollars; the chief of the division of motor vehicles shall receive an annual salary of three thousand six hundred dollars, and before entering upon the duties of his office he shall execute an official bond to the State of California in the penal sum of twenty-five thousand dollars; the chief of the division of libraries, who shall be known as "State Librarian", shall be a technically trained librarian and shall receive an annual salary of five thousand dollars, and before entering upon the duties of his office he shall execute an official bond to the State of California in the penal sum of three thousand dollars.

360*c*. The State Board of Control shall constitute the governing body, or head, of the Department of Finance, and the chairman of the Board of Control shall be

chairman of said governing body. One member shall be chief of the division of claims and disbursements, one shall be chief of the division of budgets and accounts, and one shall be chief of the division of purchases and custody, as may be designated by the Governor. For their services as chiefs of divisions they shall receive no compensation other than that allowed to them by law as members of the Board of Control. A majority of the members of the governing body of the department shall constitute a quorum for the transaction of any business, for the performance of any duty or for the exercise of any power of the department. Said governing body shall assign to each of the chiefs of divisions such duties as may be necessary to effectively carry out the purposes of this article. No vacancies in the governing body of the department shall impair the right of the remaining members to exercise all the powers thereof. The governing body of the department may provide for the approval of all claims against the State by one of the members thereof, and the endorsement thereon of such member shall be sufficient. With the approval of the Governor the governing body may from time to time waive or reestablish the requirement for the pre-auditing of contracts for purchase of supplies and materials prescribed by section 683 of the Political Code. Said governing body shall act as a whole in the final determination of the State budget, which shall be prepared by the chief of the division of budgets and accounts.

360d. The Department of Finance shall succeed to and is hereby vested with all the duties, powers, purposes, responsibilities and jurisdiction of the State Board of Control, Department of Public Accounting, Children's Agents, State Purchasing Department, Superintendent of Capitol Buildings and Grounds, Board of Trustees of the State Burial Grounds, Board of Colton Hall Trustees, Board of Monterey Custom House Trustees, Board of Pio Pico Mansion Trustees, Board of Sutter's Fort Trustees, Capitol Planning Commission, Superintendent of State Printing, Motor Vehicle Department of California, Superintendent of the Motor Vehicle Department of California, Board of Trustees of the State Library, and State Librarian, and of the several officers, deputies and employees of such bodies and offices; and, except as herein otherwise provided, whenever by the provisions of any statute or law now in force or that may hereafter be enacted, a duty or jurisdiction is imposed or authority conferred upon any of said bodies, offices, officers, deputies or employees, such duty, jurisdiction and authority are hereby imposed upon and transferred to the Department of Finance with the same force and effect as though the title of the Department of Finance had been specifically set forth and named therein, in lieu of the name of any such board, commission, office, officer, deputy, or employee thereof, as the case may be.

For the purposes of this article, the terms "State Board of Control," "Department of Public Accounting," "Children's Agents," "State Purchasing Department," "Superintendent of Capitol Building and Grounds," "Board of Trustees of the State Burial Grounds," "Board of Colton Hall Trustees," "Board of Monterey Custom House Trustees," "Board of Pio Pico Mansion Trustees," "Board of Sutter's Fort Trustees," "Capitol Planning Commission," "Superintendent of State Printing," "Deputy Superintendent of State Printing," "Motor Vehicle Department of California," "Superintendent of the Motor Vehicle Department of California," "Board of Trustees of the State Library," and "the State Librarian," or similar designations, and of the several members, officers or employees of such bodies and offices, when used in any statute or law now in force, or that may hereafter be enacted, such name of designation shall be construed to mean and refer to the "Department of Finance," the same as though the title of the Department of Finance had been specifically set forth and named therein.

The following named bodies and offices and the positions of all deputies, officers and employees thereunder, are and each of them is hereby abolished and shall have no further legal existence: State Children's Agents, Department of Public Accounting, State Purchasing Department, Superintendent of Capitol Building and Grounds, Board of Trustees of the State Burial Grounds, Board of Colton Hall Trustees, Board of Pio Pico Mansion Trustees, Board of Sutter's Fort Trustees, Capitol Planning Commission, Superintendent of State Printing, Motor Vehicle Department of California, Superintendent of the Motor Vehicle Department of California, Board of Trustees of the State Library, State Librarian, and the positions of all deputies, officers and employees under the State Board of Control; *provided, however*, that the statutes and laws under which they existed and all laws prescribing their duties, powers, purposes and responsibilities and jurisdiction together with all lawful rules and regulations established thereunder, are hereby expressly continued in force.

All other bodies, offices and officers mentioned in this section shall continue in existence with the duties, powers, purposes, responsibilities and jurisdiction elsewhere in this article prescribed.

360e. The Department of Finance shall also be in possession and control of all records, books, papers, offices, equipment, supplies, moneys, funds, appropriations, land and other property, real or personal, now or hereafter held for the benefit or use of all of said bodies, offices and officers mentioned in this article, and the title to all property now or hereafter held by any of said bodies, offices or officers, for the use and benefit of the State is hereby transferred to the State of California to be held in the possession of said department.

360*f*. The Department of Finance is hereby invested with the power, and is charged with the duty of administering and enforcing the act entitled "An act to authorize the State Board of Fish and Game Commissioners to prepare and maintain free camping grounds on land in Placer County belonging to the State of California, and to adopt and enforce regulations pertaining thereto," approved May 13, 1919, and all other laws now or hereafter imposing any duty, power or function upon any of the bodies, offices, officers, deputies or employees herein transferred to said department.

360*g*. From and after the date upon which this act takes effect, the Department of Finance shall be and is hereby authorized and empowered to expend the moneys in any appropriation or in any special fund in the State treasury now remaining or made available by law for the administration of the provisions of all the statutes the administration of which is committed to the department, or for the use, support, or maintenance of any board, commission, office or officer whose duties, powers, and functions are, by the provisions of this article, transferred to and conferred upon the Department of Finance."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 973—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*g*, embracing sections 366 to 366*e*, both inclusive, relating to a Department of Institutions.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 896—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*d*, embracing sections 363 to 363*g*, both inclusive, relating to a Department of Public Works.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out all of lines 12 to 23, both inclusive, all of pages 2, 3 and 4, and insert in lieu thereof the following: "of public works, which office is hereby created. The director shall be appointed by and hold office at the pleasure of the Governor and shall receive a salary of not to exceed ten thousand dollars per annum. The director shall act as chief of the division of highways, without additional compensation. He shall be State Highway Engineer. Before entering upon the duties of his office, he shall execute an official bond to the State of California in the penal sum of twenty-five thousand dollars, conditioned upon the faithful performance of his duties. Except as otherwise in this article prescribed, the provisions of article II of this chapter, title and part of the Political Code as adopted at the forty-fourth session of the Legislature, and as the same may be amended from time to time, shall govern and apply to the conduct of the Department of Public Works in every respect the same as if such provisions were herein set forth at length. Whenever in said article II the term "head of the department", "head of a department" or similar designation occurs the same shall for the purposes of this article mean the Director of Public Works, except that in respect to matters under the jurisdiction of the California Highway Commission, such term or designation shall mean said California Highway Commission.

363*a*. For the purpose of administration, the department shall be forthwith organized by the Director of Public Works in such manner as with the approval of the Governor shall be deemed necessary to properly segregate and conduct the work of the department. The work of the department is hereby divided into at least five divisions to be known respectively as the division of highways, the chief of which division shall be the executive officer of the California Highway Commission, the division of engineering and irrigation, the division of water rights, the division of land settlement and the division of architecture. The Director of Public Works with the approval of the Governor may create such other divisions and subdivisions as may be necessary and change or abolish the same from time to time with the approval of the Governor. The chief of the division of engineering and irrigation shall be and is hereby designated as the State Engineer and shall receive an annual salary of five thousand dollars. The chief of the division of water rights shall receive an annual salary of five thousand dollars, the chief of the division of land settlement shall receive an annual salary of five thousand dollars, the chief of the division of architecture shall receive an annual salary of four thousand eight hundred dollars.

363*b*. A Board of Public Works is hereby created, to consist of the Director of Public Works and the three members of the California Highway Commission. Said board shall succeed to the duties and responsibilities of the advisory board to the Department of Engineering, in so far as they relate to the issuance of highway bonds and to the refunding of interest charges against counties arising out of expenditures of State highway bond proceeds within their respective limits.

363*c*. For all quasi judicial functions relating to irrigation or water rights the director may appoint a board of three engineers of the department to sit as a board of review or appeal wherever a review or appeal, other than review by or appeal to the courts, is provided for under the laws relating to any of the boards, officers or commissions whose functions are transferred to the department.

363*d*. The California Highway Commission is hereby created, to consist of three members to be appointed by and hold office at the pleasure of the Governor. Each member is to receive a salary of three thousand six hundred dollars per annum. The Governor shall designate the chairman of this commission, and shall fill vacancies occurring from any cause in the membership thereof. The chairman of said California Highway Commission shall be a member of the highway finance board.

363*e*. Except as in this article otherwise provided the Department of Public Works shall succeed to and is hereby invested, with all the duties, powers, purposes, responsibilities and jurisdiction of the State Carey Act Commission, Advisory Board to the State Carey Act Commission, State Engineer, State Land Settlement Board; *provided*, that said Land Settlement Board is hereby continued as an advisory board to the department in matters relating to land settlement; the State Water Commission, the State Highway Engineer and the Department of Engineering, and of the several officers, deputies and employees of such bodies and offices; and whenever by the provisions of any statute or law now in force or that may hereafter be enacted a duty or jurisdiction is imposed or authority conferred upon any of said bodies, offices, officers, deputies or employees, or upon any other person by any statute, the enforcement of which is transferred to the department, such duty, jurisdiction and authority are hereby imposed upon and transferred to the Department of Public Works and the appropriate officers thereof with the same force and effect as though the title of said Department of Public Works had been specifically set forth and named therein, in lieu of the names of any such board, commission, office, officer, deputy or employee thereof as the case may be. For the purposes of this article, the terms "State Carey Act Commission" "Advisory Board to the State Carey Act Commission" "State Engineer" "State Highway Engineer" "State Department of Engineering" "State Land Settlement Board" "State Water Commission" and "the Advisory Board to the Department of Engineering" shall be construed to mean and refer to the "Department of Public Works"; and wherever in any statute or law the term "member of State Carey Act Commission" "member of Advisory Board to the State Carey Act Commission" "member of State Department of Engineering" "member of State Water Commission" "member of the State Land Settlement Board" and "member of the Advisory Board to the Department of Engineering" is used, it shall be construed to mean and refer to the "Department of Public Works" and the appropriate officers thereof, and whenever in any statute or law the term "executive member of the State Water Commission" or "State Water Commission" is used, it shall be construed to mean and refer to the chief of the division of water rights, except as otherwise provided in this article.

Except as in this article otherwise provided, said bodies and offices the duties, powers, purposes, responsibilities and jurisdiction of which are so transferred to and vested in the Department of Public Works, and the positions of all officers, deputies and employees thereunder are and each of them is hereby abolished and shall have no further legal existence, but the statutes and laws under which they existed and all laws prescribing their duties, powers, purposes, responsibilities and jurisdiction, together with all lawful rules and regulations established thereunder, are hereby expressly continued in force. The Department of Public Works shall also be in possession and control of all records, books, papers, offices, equipment, supplies, moneys, funds, appropriations, land and other property, real or personal, now or hereafter held for the benefit or use of said bodies, offices and officers; *provided, however*, that the California Highway Commission hereby created shall be in possession and control of all records, books, papers, offices, equipment, supplies, moneys, funds, appropriations, land or other property, real or personal, now or hereafter held for the benefit or use of the appointed members of the advisory board of the State Department of Engineering, formerly designated as the California Highway Commission.

363*f*. The California Highway Commission hereby created shall succeed to, and is hereby invested with all the duties, powers, purposes and responsibilities and jurisdiction of the appointed members of the advisory board to the Department of Engineering which formerly composed a subdivision of the Department of Engineering designated as the California Highway Commission. Whenever by the provisions of any statute or law now in force or that may be hereafter enacted, a duty is imposed or authority conferred upon the "advisory board to the Department of Engineering" or the "California Highway Commission" and the members thereof, such duty and authority are hereby imposed and conferred upon the Board of Public Works hereby created in so far as such duties and authority relate to the general functions of the Department of Public Works hereby created, but, in so far as such duties and

authority relate to highways and have heretofore or may hereafter be conferred upon the appointed members of the advisory board to the Department of Engineering or upon the California Highway Commission, such duty and authority are hereby transferred to, imposed and conferred upon the California Highway Commission hereby created. For the purposes of this article, the terms "advisory board to the State Department of Engineering" and the "California Highway Commission" respectively shall be construed to mean and refer to the Board of Public Works, hereby created, or, as the case may be, to the "California Highway Commission" hereby created, and wherever in any statute or law the term "appointed member of the advisory board to the State Department of Engineering" or "member of the California Highway Commission" is used, it shall be construed to mean and refer to the members of the "California Highway Commission" hereby created.

363*g*. The Department of Public Works is hereby invested with the power, and is charged with the duty of administering and enforcing all laws now or hereafter imposing any duty, power or function upon any offices, officers, deputies or employees herein transferred to said department.

363*h*. From and after the date upon which this act takes effect, the Department of Public Works shall be and is hereby authorized and empowered to expend the moneys in any appropriation or in any special fund in the State treasury now remaining or made available by law for the administration of the provisions of all the statutes the enforcement of which is committed to the department or for the use, support, or maintenance of any board, commission, office or officer that is abolished by the provisions of this article and whose duties, powers and functions are, by the provisions of this article, transferred to and conferred upon the Department of Public Works; *provided, however*, that the California Highway Commission hereby created is in like manner hereby authorized and empowered to expend the moneys in any appropriation or in any special fund in the State treasury, now remaining or made available by law for the use, support or maintenance of the appointed members of the advisory board to the Department of Engineering, formerly designated as the California Highway Commission. Such expenditures by the department or commission shall be made in accordance with law in carrying on the work for which such appropriations were made or such special funds created.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 890—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*c*, embracing sections 362 to 362*e*, both inclusive, relating to a Department of Education.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, line 6, after the word "normal" insert the following: "schools or teachers' colleges".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, line 10, after the word "schools" insert the following: "or teachers' colleges".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, line 15, after the word "by" insert the following: "the director of education subject to the approval of".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, line 17, after the word "by" insert the following: "the director of education subject to the approval of".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill strike out all of line 19 following the word "by" and all of line 20 preceding the word "to", and insert in lieu thereof the following: "director of education".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, line 23, after the word "schools" insert the following: "or teachers' colleges".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2 of the printed bill, line 29, after the word "schools" insert the following: "or teachers' colleges".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2 of the printed bill, line 51, after the word "schools" insert the following: "or teachers' colleges".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 3 of the printed bill strike out all of line 9 after the word "cause" and insert in lieu thereof a period.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*b*, embracing sections 361 to 361*e*, both inclusive, relating to a Department of Agriculture.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill strike out all of line 17 and all of line 18 preceding the period and insert in lieu thereof the following: "The director shall act as chief of one of the divisions without additional compensation."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, line 21, after the semicolon insert the following: "the Chief of the Division of Plant Industry shall receive an annual salary of four thousand dollars."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, line 26, strike out the period and insert a semicolon and the following: "the Chief of the Division of Forestry shall receive an annual salary of three thousand dollars, and shall be known and designated as "State Forester" and shall possess the qualifications and certifications provided for in section 2 of chapter 264 of the Statutes of 1905."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, strike out lines 27 to 35, both inclusive and insert in lieu thereof the following:

"361*b*. The State Board of Forestry is hereby continued, except that the director of the department instead of the State Forester shall be the ex officio member thereof. Said board shall continue to possess the regulatory powers with which now invested by law. Each member of such board shall serve without compensation but shall be entitled to receive the expenses necessarily incurred in the performance of duty."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, line 36, after the word "agriculture" insert the following: "except as in this act otherwise provided."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 4 of the printed bill strike out all of line 10 following the period and all of lines 11 to 17, both inclusive.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 881—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article III*g*, embracing sections 365 to 365*c*, both inclusive, relating to a Department of Professional Standards.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill strike out the letter "*g*" and insert in lieu thereof the letter "*f*".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 3, strike out the letter "*g*" and insert in lieu thereof the letter "*f*".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, line 6, strike out the letter "*g*" and insert in lieu thereof the letter "*f*".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, line 14, strike out the word "four" and insert in lieu thereof the word "five".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, line 15, strike out the word "three" and insert in lieu thereof the following: "not less than three nor more than seven".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, line 16, after the word "the" strike out the balance of the line, and all of line 17 to the period and insert the following: "particular branch of the profession concerned for which a license is authorized."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2 of the printed bill, line 25, strike out the period and insert in lieu thereof the following: "and may be allowed in addition thereto compensation not to exceed the sum of ten dollars per day."

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 3 of the printed bill strike out lines 17 to 34, inclusive, and insert in lieu thereof the following:

"365c. There is hereby created a special fund in the State treasury to be known as the "Professional Standards Fund," into which shall be paid the unexpended balances in the several special funds now remaining or made available by law for the administration of the provisions of any or all the statutes the administration of which is committed to the department, or for the use, support or maintenance of any board, commission, office or officer whose duties, powers and functions are by the provisions of this article transferred to and conferred upon the Department of Professional Standards together with all fees, fines and all other revenue accruals arising under the provisions of this article or of any of such statutes. Any and all moneys in said fund, from time to time, are hereby appropriated to be expended in accordance with law in carrying out the provisions of this article including the payment of the salaries of the director and other officers and employees of the department and all other expenses for the support of the department. At the end of each fiscal year the unencumbered balance remaining in said fund in excess of fifty thousand dollars shall be transferred to the general fund in the State treasury. The director, with the approval of the State Board of Control and without at the same time furnishing vouchers and itemized statements, may draw from the Professional Standards Fund a sum not in excess of five thousand dollars. The sum so drawn shall be used as a revolving fund where cash advances are necessary and at the close of each fiscal year or at any other time upon the demand of the State Board of Control or Controller must be accounted for and substantiated by vouchers and itemized statements by the department to the State Board of Control or Controller."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 884—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIc, embracing sections 364 to 364c, both inclusive, relating to a Department of Labor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 4 of the title of the printed bill strike out the word "sixty-four c" and insert in lieu thereof the following: "sixty-four d".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 5 of the title of the printed bill after the word "labor" insert the following: "and industrial relations".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, in line 4, of the printed bill, strike out the word "sixty-four c" and insert in lieu thereof the word "sixty-four d".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, in line 6, after the word "labor" insert the following: "and industrial relations".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1 of the printed bill strike out lines 7 to 23, inclusive; also strike out pages 2 and 3, and insert in lieu thereof the following:

"364. A department of the government of the State of California to be known as the Department of Labor and Industrial Relations is hereby created. The department shall consist of the following governmental agencies of the State of California, to wit: the Industrial Accident Commission, the Commission of Immigration and Housing, the Industrial Welfare Commission and the Bureau of Labor Statistics. Said department shall be divided into four divisions as follows:

(1) The Division of Workmen's Compensation Insurance and Safety, which shall be administered by the Industrial Accident Commission and shall succeed to and is hereby invested with all the duties, powers, purposes, responsibilities and jurisdiction now or hereafter conferred by law upon the Industrial Accident Commission.

(2) The Division of Immigration and Housing, which division shall be administered by the Commission of Immigration and Housing and shall succeed to and is hereby invested with all the duties, powers, purposes, responsibilities and jurisdiction now or hereafter conferred by law upon the Commission of Immigration and Housing.

(3) The Division of Industrial Welfare, which division shall be administered by the Industrial Welfare Commission and shall succeed to and is hereby invested with all the duties, powers, purposes, responsibilities and jurisdiction now or hereafter conferred by law upon the Industrial Welfare Commission.

(4) The Division of Labor, which division shall be administered by the Commissioner of Labor Statistics and shall succeed to and is hereby invested with all the duties, powers, purposes, responsibilities and jurisdiction now or hereafter conferred by law upon the Commissioner of Labor Statistics and the Bureau of Labor Statistics.

364*a*. On or before the first day of October, 1921, and on or before the first day of January of each and every year thereafter and at such other times in case of a vacancy, each of divisions one, two and three shall designate one of its members as its representative on the Department of Labor and Industrial Relations, and the Chief of the Division of Labor shall be the representative of the Division of Labor. Such representatives shall meet at a place to be designated by them at least once each month or oftener at the call of any two members. At their first meeting, which shall be held during the month of October, 1921, they shall organize by electing one member as chairman and one as secretary. It shall be the duty of the secretary to keep a minute record of the proceedings of each meeting.

At each meeting of the department there shall be presented for determination all problems, involving conflict of authority or activity of two or more divisions and the department shall hear, consider, and act upon any complaint or complaints of duplication of activities.

364*b*. The said Department of Industrial Relations shall make and promulgate rules and regulations that will eliminate overlapping and duplication of the activities of the several divisions and may provide for the transfer of functions and activities from one division to another in the interest of the betterment of the service of such division or divisions.

364*c*. From and after the date upon which this act takes effect, the funds now made, or which hereafter may be made available for the support of the Industrial Accident Commission shall be transferred to the Division of Workmen's Compensation Insurance and Safety; the funds now made, or which may hereafter be made available for the support of the Commission of Immigration and Housing shall be transferred to the Division of Immigration and Housing; the funds now made, or which may hereafter be made, available for the support of the Industrial Welfare Commission shall be transferred to the Division of Industrial Welfare; the funds now made, or which may hereafter be made available for the support of the Commissioner of Labor Statistics and the Bureau of Labor Statistics shall be transferred to the Division of Labor; *provided, however*, that the Department of Labor and Industrial Relations may by majority vote, and with the approval of the State Board of Control, transfer moneys from one division to another in such amounts as the department may determine to be necessary, to pay the cost and expenses of performing or carrying out any duty or activity so transferred.

364*d*. The Department of Industrial Relations shall submit a report to the Governor and to the forty-fifth session of the Legislature embodying a complete plan of reorganization and departmentalization of the activities herein mentioned.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 260.—An act to amend an act entitled "An act to provide for the periodical inspection of elevators operated in places of employment in this State; to require a permit for such operation; to make it a misdemeanor to operate such elevator without such permit; and to provide for an injunction against such operation if dangerous to the life or safety of employees, to vest in the Industrial Accident Commission the power to make such inspections and determine the competency of inspectors and require reports of inspections and to issue such permits and prescribe maximum fees therefor," approved April 6, 1917, by amending sections 1, 3, 4 and 5, and adding a new section to be known as section 7.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 3, line 37, of the printed bill, after the word "necessary" strike out the comma and insert in lieu thereof a semicolon and the following: "*provided*, that the charge for each inspection shall not exceed three dollars and fifty cents, and that no charge shall be made in any one year for more than one inspection;".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3 of the printed bill strike out the remainder of line 37 beginning with the word "not"; also lines 38 and 39 up to and including the semicolon following the word "year".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3, line 39, of the printed bill, after the comma following the word "*provided*," insert the word "*however*,".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 3, line 44, of the printed bill, strike out the period following the word "inspection" and add the word "annually" and a period.

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 4, line 1, commencing with the word "Sec." strike out the remainder of the printed bill.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 969—An act to add a new section to the Code of Civil Procedure, to be numbered 1350*b*, relating to executors.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 8 of the printed bill strike out the period and insert in lieu thereof a semicolon and add the following: "*provided*, that this section shall only apply to wills hereafter drawn."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

ASSISTANT SECRETARY G. MELVIN WARREN AT THE DESK.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 723—An act to provide for the safety and protection of railroad employees by prohibiting railroads from requiring employees to ride on top of moving freight cars except in certain cases; and prescribing penalties for violation of the provisions hereof.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Nelson moved to refer Senate Bill No. 723 to Senator Harris, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, strike out the period and insert in lieu thereof the words "or where trains are not equipped with automatic air brakes, or on grades where it is necessary for retainers to be used."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 723, with instructions to amend, respectfully reports the same back, amended as per instructions.

HARRIS, Special Committee.

Report read, and on motion of Senator Nelson adopted.

Bill ordered to print, and re-engrossment.

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article II thereof a new section, to be numbered 7, relative to suffrage.

On motion of Senator Yonkin, Senate Constitutional Amendment No. 30 was passed on file.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 630—An act to regulate and license the business of automobile and auto truck transportation in the State of California and providing penalties for the violation of the provision thereof;

Also: Senate Bill No. 893—An act authorizing the Governor of California to appoint a representative of the State of California to serve upon a joint commission composed of representatives of the states of Arizona, California, Colorado, Nevada, New Mexico, Utah, Wyoming and the United States of America, and constituted for the purpose of negotiating and entering into an agreement between the several states hereinabove mentioned and between said states and the United States of America, subject to the consent of Congress, respecting further use and disposition of the waters of the Colorado River and streams tributary thereto, and fixing and determining the rights of each of said states and rights of the United States in and to the use, benefit and disposition of the waters of said stream and its tributaries;

Also: Senate Bill No. 15—An act relating to penalties for crime and providing for the means of enforcement;

Also: Senate Bill No. 668—An act to amend sections 1, 2, 3 and 16 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts, and the assessment of property therein to pay the expense of such improvement," approved March 24, 1903, as amended, to allow the opening, extending, widening or straightening by municipalities of any one or more of any public streets, squares, lanes, alleys, courts, or places within municipalities, or any portions thereof, whether contiguous or otherwise, and the acquiring, by condemnation, of any and all property necessary or convenient for that purpose, and relating to the ordinance of intention, the giving of notice and assessments against public property;

Also: Senate Bill No. 849—An act amending sections 2605 and 2607 of the Political Code, relating to the powers and duties of the Board of State Harbor Commissioners for the bay of San Diego;

Also: Senate Bill No. 941—An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of Coronado in furtherance of navigation, commerce and fisheries and providing for the government, management and control thereof;

Also: Senate Bill No. 634—An act to add a new section to be known as 9a 34 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Senate Bill No. 458—An act to amend section 1669 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 618—An act to amend section 1582 of the Political Code, relating to the suspending or lapsing of elementary school districts;

Also: Senate Bill No. 731—An act to amend section 1608 of the Political Code, relating to powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 454—An act to amend an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended;

Also: Senate Bill No. 710—An act to amend section 21 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended;

Also: Senate Bill No. 553—An act to amend an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to repeal chapter 595 of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917, by amending section 20 hereof;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 784—An act providing for the organization and regulation of reciprocal interinsurance exchanges, to be known as the "Reciprocal Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regula-

tions therefor, and fixing a license fee, approved December 24, 1911,' approved May 26, 1917,'' as amended.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 784 passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Crowley, Eden, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—25.

NOES—Allen, and Yonkin—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

On motion of Senator Burnett, Senate Bill No. 269 was passed on file.

Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies.

On motion of Senator Burnett, Senate Bill No. 270 was passed on file.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon, Senate Bill No. 606 was passed on file.

Senate Bill No. 801—An act to amend section 628 of the Penal Code, relating to the protection of shrimp, spiny lobster and crab.

On motion of Senator Scott, Senate Bill No. 801 was passed on file.

Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled ''An act to define and regulate the business of banking,'' approved March 1, 1909, as amended.

On motion of Senator Jones, Senate Bill No. 815 was passed on file.

Senate Bill No. 622—An act to add a new section to the Political Code, to be numbered 2322*dd*.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 622 refused passage by the following vote:

AYES—Senators Canepa, Carr, F. M., Crowley, Flaherty, Ingram, McDonald, Purkitt, Sample, Scott, and Sharkey—10.

NOES—Senators Allen, Arbuckle, Breed, Carr, W. J., Duncan, Eden, Gates, Harris, Hart, Inman, Johnson, Jones, Lyon, Nelson, Osborne, Rigdon, Rominger, Shearer, Slater, and Yonkin—20.

Senate Bill No. 185—An act to amend sections 1578 and 1579 of the Code of Civil Procedure, relating to probate petitions for leave to mortgage or lease.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 185 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 958—An act to add a new section to the Civil Code, to be numbered section 410.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title, commencing with the word "to" after the word "act", strike out the remainder of the title and insert in lieu thereof the following: "to amend section 1 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance", approved May 11, 1917, as amended, relating to the terms and conditions upon which corporations may transact business in this State."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, commencing with the article "A" strike out the remainder of the bill and insert in lieu thereof the following:

"Section 1 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance", approved May 11, 1917, as amended is hereby amended to read as follows:

SECTION 1. Every corporation organized under the laws of another state, territory, or of a foreign country, which is now doing interstate or intrastate business in this State or maintaining an office herein, and which has not filed with the Secretary of State prior to the day on which this act takes effect the document or documents required by this section, or which shall hereafter do such business in this State or maintain an office herein, or which shall enter this State for the purpose of doing such business herein, must file in the office of the Secretary of State of the State of California a certified copy of its articles of incorporation, or of its charter, or of the statute or statutes, or legislative, or executive, or governmental act or acts creating it, in cases where it has been created by charter, or statute, or legislative, or executive, or governmental act, duly certified by the Secretary of State or other officer authorized by the law of the jurisdiction under which such corporation is formed to certify such copy, and must also file a certified copy thereof, duly certified by the Secretary of State of this State in the office of the county clerk of the county where its principal place of business in this State is located, and also where such corporation owns any real property. With such certified copy of its articles of incorporation, charter, or legislative, executive or governmental act creating it, such corporation shall also file with the Secretary of State an affidavit sworn to by the president or secretary of such corporation, which shall state the amount of such corporation's authorized capital stock at or within fifteen days prior to such filing. Every such corporation shall pay the Secretary of State for filing in his office such certified copy of its articles of incorporation, or of its charter, or of the statute or statutes, or legislative, or executive, or governmental act or acts creating it, a fee of seventy-five dollars; *provided*, that foreign corporations organized for educational, religious, scientific or charitable purposes and having no capital stock, and foreign nonprofit corporations shall pay a fee of five dollars for filing the document or documents hereinabove required.

Foreign corporations shall also file any amendment of or change in any of the provisions of its original articles of incorporation, or charter, or of the statute or legislative, executive or governmental act or acts creating it. Every foreign corporation subject to the tax hereinafter provided shall file with the Secretary of

State, at the time it tenders payment of said tax and any penalty which has accrued, an affidavit sworn to by its president or secretary, showing the amount of its authorized capital stock on the first day of January of the year in which said payment is made and in the event that such authorized capital stock, as shown by such affidavit, differs from the amount of such capital stock as appears from the records of the Secretary of State, then the tax hereinafter provided shall be measured by the amount of the capital stock shown in such affidavit. The license hereinafter required shall not be issued nor shall the amount so tendered be accepted until copies of any documents relating to such change in authorized capital stock, certified as required by this section, shall have been filed with the Secretary of State.

Every foreign corporation shall file with the Secretary of State a designation of some person residing within this state upon whom process issued by authority of law may be served as the representative, for such purpose, of such corporation. A copy of such designation certified by the Secretary of State is sufficient evidence of the appointment of such representative. Such process may be served on the person so designated, or, in the event that no such representative is designated, then on the Secretary of State, and such service shall be valid and binding on such corporation.

Every corporation subject to the provisions of this section and every such corporation hereafter becoming subject to the provisions thereof, which shall neglect or fail to file with the Secretary of State as herein provided, shall be subject to a fine of not less than five hundred dollars to be recovered in any court of competent jurisdiction; and it is hereby made the duty of the Secretary of State and of the State Board of Equalization, when either may be advised that corporations are doing business in contravention of this section to report the fact to the Attorney General of this State, who shall as soon as practicable institute proceedings to recover the fine provided for in this section, and the amount so recovered must be paid into the State treasury to the credit of the general fund of the State and it is hereby made the duty of the district attorney of any county in which any action shall be brought under the provisions of this act, to assist the Attorney General in the prosecution thereof.

In addition to the penalty herein provided every contract made by or on behalf of any such foreign corporation affecting the personal liability thereof or relating to property within the State shall be held void on its behalf and on behalf of its assigns, but shall be enforceable against it or them.

Every corporation which complies with the provisions of this section is thereafter entitled to the benefit of the laws of this State limiting the time for the commencement of civil actions, but any corporation created by or under the laws of any foreign state or country and that has not complied with this section is not entitled to the benefit thereof, nor can any such foreign corporation maintain or defend any action or proceeding concerning its property in this State or any intrastate business or transaction, in any court of this State or acquire or convey any legal title to any real property within this State. In any action or proceeding instituted against anybody styled as a corporation, but not created by nor under the laws of this State, evidence that such body has acted as a corporation, or employed methods usually employed by corporations, must be received by the court for the purpose of proving the existence of such corporation, the sufficiency of such evidence to be determined by the court with like effect as in other cases. Every corporation which has complied with the law requiring it to make and file a designation of the person upon whom process against it may be served, need not make or file any further designation. Any designation made may be revoked by the filing by the corporation with the Secretary of State of a writing stating such revocation. Within forty days after the death or removal from the State of any person designated by the corporation, or after the revocation of the designation, the corporation must make a new designation, or be subject to the provisions and penalties of this section: *provided, however*, that any foreign corporation which, prior to the eighth day of March, 1901, shall have complied with the provisions of the act entitled "an act to amend 'An act in relation to foreign corporations,' approved April 1, 1872," approved March 17, 1899, shall, in lieu of the provisions of this section above set forth, file the affidavit and designation of representative herein required and the license tax due from such corporation shall be measured by the authorized capital stock, as shown thereby.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 25—An act to amend sections 4295 and 4297 of the Political Code, relating to official services and fees.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, lines 13 and 14, of the printed bill, strike out the following: "except (notaries public,)".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 16, of the printed bill, after the comma following the word "county" insert the following: "except notaries public.".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 19, of the printed bill, after the comma following the word "Corps" insert the following: "or of a nurse who served in the American Red Cross or in the Army or Navy Nurse Corps,".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 27, of the printed bill, strike out the word "of" first appearing in said line and insert in lieu thereof the word "or".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 3, of the printed bill, after the period following the word "insurance" add the following sentence: "Notaries public shall not make any charge for an acknowledgment to any document that is to be filed in any pending claim in the Bureau of Pensions, Department of the Interior, or in the Bureau of War Risk Insurance, Treasury Department."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 25, of the printed bill, after the period following the word "thereto" add the following sentence: "No charge shall be made by notaries public for an acknowledgement of a claimant or a witness, in the matter of a claim pending in the Bureau of Pensions, Department of the Interior, or in the Bureau of War Risk Insurance, Treasury Department; *provided*, said acts are performed in the designated office of the notaries public."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 489—An act to prevent the flooding of highways in the State of California from waters on lands adjacent to said highways and to provide penalties for the violation thereof and the enforcement of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of the title and in lieu thereof insert the following:

"An act to amend section 588 of the Penal Code, relating to negligent, wilful and malicious injuries to, or negligently, wilfully and maliciously draining, diverting or permitting waters to flow or seep into or upon, any State or other public highway or bridge or any public way laid out by authority of law, or bridge upon any such highway or private way."

Amendment adopted.

AMENDMENT NUMBER TWO.

After the enacting clause insert the following:

"SECTION 1. Section 588 of the Penal Code is hereby amended to read as follows:

588. Every person who negligently, wilfully or maliciously digs up, removes, displaces, breaks down or otherwise injures or destroys any State or other public highway or bridge, or any private way, laid out by authority of law, or bridge upon any such highway or private way, or who negligently, wilfully or maliciously drains, diverts, or in any manner permits by seepage, overflow or otherwise, any waters thereinto or thereon from lands lying adjacent to or in the vicinity of any such State or other public highway or bridge or private way, shall be guilty of a misdemeanor."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON CONSTITUTIONAL AMENDMENTS.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment Number 33—A resolution to propose to the people of the State of California an amendment to the constitution of the State by adding a new article thereto to be numbered XXIV, establishing a State Athletic Commission and regulating boxing and sparring in the State—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be adopted, as amended.

Committee membership—9; committee vote: Ayes—6; absent—3.

SAMPLE, Chairman.

Senate Constitutional Amendment No. 33 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 1 of article IV, relating to initiative and referendum—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be adopted, as amended.

Committee vote: Ayes—5; noes—1; absent—3.

SAMPLE, Chairman.

Senate Constitutional Amendment No. 26 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 35—Relative to taxation—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee vote: Ayes—6; absent—3.

SAMPLE, Chairman.

Senate Constitutional Amendment No. 35 ordered to engrossment, and on file.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 1297—An act to amend an act entitled "An act to provide for the establishment, government, and maintenance of city planning commissions within municipalities, and prescribing their powers and duties," approved May 21, 1915—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—7; absent—2.

CARR, F. M., Chairman.

Assembly Bill No. 1297 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 902—An act to amend sections 24 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Assembly Bill No. 903—An act amending section 3 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Assembly Bill No. 974—An act to amend the title of and to revise an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes and alleys not within the territory of incorporated cities or towns; for the incidental establishment of grades thereof; for the construction therein or thereon of sidewalks, sewers, manholes, bridges, cesspools, gutters, tunnels, curbing and crosswalks; for the issue of bonds representing the costs and expenses thereof; for a special fund derived in part from the county road fund and in part by special assessment upon a district, and for the establishment of such districts," approved March 21, 1907, as amended, and to include therein provision for the doing of work adjacent to said public roads, streets, avenues, boulevards, lanes and alleys which is incidental to the work thereon;

Also: Assembly Bill No. 1268—An act authorizing municipal corporations to incur indebtedness for certain purposes, and to vote, issue and sell bonds for such purposes, and to levy and collect taxes for the payment of such bonds;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—2. Same vote on all bills.

CARR, F. M., Chairman.

Assembly Bills Nos. 902, 903, 974, and 1268 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 416—An act to amend section 5 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Assembly Bill No. 446—An act to amend section 883 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Assembly Bill No. 504—An act to amend sections 5, 6, 9, 11, 13, 14, 15, 16, 17 and 19 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915;

Also: Assembly Bill No. 802—An act to amend section 18½ of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain systems of street lights on public highways; to provide for the formation, government and operation of highway lighting districts; the calling and holding of elections in such districts; the assessment, collection, custody and disbursement of taxes therein; and the creation of ex officio boards of supervisors," approved March 20, 1909, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—2. Same vote on all bills.

CARR, F. M., Chairman.

Assembly Bills Nos. 416, 446, 504, and 802 ordered on file for second reading:

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 530—An act to validate bonds of school districts and high school districts and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Senate Bill No. 531—An act confirming and validating the change of boundaries of school districts and high school districts;

Also: Senate Bill No. 532—An act confirming and validating the organization of school districts;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—2. Same vote on all bills.

CARR, F. M., Chairman.

Senate Bills Nos. 530, 531, and 532 ordered on file for second reading.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 220—An act to repeal an act entitled "An act to provide for local improvements in or upon streets, avenues, lanes, alleys, courts, places, public ways, property, or rights of way within or belonging to municipalities, and providing for the issuance and payment of bonds to represent assessments levied for such improvements," approved May 16, 1919;

Also: Assembly Bill No. 254—An act amending section 18 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911;

Also: Assembly Bill No. 255—An act amending section 27 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911;

Also: Assembly Bill No. 415—An act to amend section 4 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—2. Same vote on all bills.

CARR, F. M., Chairman.

Assembly Bills Nos. 220, 254, 255 and 415 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Concurrent Resolution No. 27—Approving four certain amendments to the charter of the city of Napa, in the county of Napa, State of California, voted for and ratified by the qualified electors of said city of Napa at a special municipal election held therein on the twenty-eighth day of February, 1921;

Also: Assembly Concurrent Resolution No. 30—Approving the charter of the city of Glendale, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-ninth day of March, 1921; Has had the same under consideration, and respectfully reports the same back, and recommends that they be adopted.

Committee vote: Ayes—7; absent—2. Same vote on both resolutions.

CARR, F. M., Chairman.

Assembly Concurrent Resolutions Nos. 27 and 30 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 28—Relative to approval of amendments

to the charter of the city of San Diego—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee vote: Ayes—7; absent—2.

CARR, F. M., Chairman.

Senate Concurrent Resolution No. 28 ordered to engrossment, and on file.

ON COMMERCE AND NAVIGATION.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 960—An act granting to the United States of America the submerged lands lying between the easterly boundary line of the city and county of San Francisco, said line being also the westerly boundary line of the city of Alameda, and the pier head lines westerly thereof as established at present—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—5; noes—1; absent—3.

INMAN, Chairman.

Senate Bill No. 960 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 129—An act granting to the city of Manhattan Beach the tidelands and submerged lands of the State of California with the boundaries of the said city—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—8; absent—1. INMAN, Chairman.

Assembly Bill No. 129 ordered on file for second reading.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 25—Relative to the cooperation of the national government in securing for the American petroleum industry foreign sources of supply—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—5.

EDEN, Chairman.

Senate Joint Resolution No. 25 ordered to engrossment, and on file.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 208—An act appropriating money for the support of the State Board of Health in the joint establishment of whole time county health departments during the seventy-third and seventy-fourth fiscal years—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Finance.

Committee membership—11; committee vote: Ayes—7; absent—4.

CROWLEY, Chairman.

Senate Bill No. 208 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 341—An act directing the Commission of Immigration and Housing to investigate and propose legislation for the acquisition and building of homes for workingmen, with the financial assistance of the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—7; absent—4. CROWLEY, Chairman.

Senate Bill No. 341 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 211—An act to amend section 1207 of the Civil Code, relating to defectively acknowledged instruments;

Committee membership—17; committee vote: Ayes—8; absent—9;

Also: Senate Bill No. 215—An act to amend the Code of Civil Procedure, by adding thereto a new section to be numbered 1871, relating to experts, their appointment by the court, or a judge thereof, and providing for their compensation and manner of examination as witnesses;

Committee vote: Ayes—7; noes—1; absent—9;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JONES, Chairman.

Senate Bills Nos. 211 and 215 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 1245—An act to amend section 1600 of the Code of Civil Procedure, relating to estates of decedents has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—9; absent—8. JONES, Chairman.

Assembly Bill No. 1245 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 647—An act declaring bonds and coupons negotiable instruments;

Committee vote: Ayes—7; noes—2; absent—8;

Also: Senate Bill No. 365—An act to amend section 224 of the Civil Code, relating to adoption of children;

Committee vote: Ayes—9; absent—8;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

JONES, Chairman.

Senate Bills Nos. 647 and 365 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 307—An act to cure defects in maps or plats filed for record prior to January 1, 1921, and in deeds or conveyances referring to such maps;

Also: Assembly Bill No. 122—An act transferring the sum of one hundred thousand dollars, heretofore appropriated by an act approved May 26, 1913, to the use of the "State Compensation Insurance Fund," from said "State Compensation Insurance Fund" to the general fund of the State;

Also: Assembly Bill No. 1104—An act to amend section 56 of the Civil Code, relating to the capability of minors to contract marriage;

Also: Assembly Bill No. 244—An act to add a new section to the Penal Code, to be numbered 931, relating to the duties of grand jurors;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—8; absent—9. Same vote on all bills.

JONES, Chairman.

Assembly Bills Nos. 307, 122, 1104 and 244 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 705—An act to repeal section 680 of the Political Code, relating to creation of deficiencies by the Board of Control has had the same under consideration, and respectfully reports the same back, and recommends that it do not pass.

Committee vote: Ayes—7; noes—6; absent—4.

JONES, Chairman.

Senate Bill No. 705 ordered on file for second reading.

ON ELECTIONS.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Elections, to which was referred Assembly Bill No. 36—An act to amend sections 1207 and 1264 of the Political Code of California, relating to elections;

Committee membership—11; committee vote: Ayes—7; absent—4;

Also: Assembly Bill No. 33—An act to add a new section to the Political Code to be numbered 1252*a*, relating to the conduct of elections;

Committee vote: Ayes—6; absent—5;

Also: Assembly Bill No. 999—An act to amend section 1142 of the Political Code, relating to elections;

Committee vote: Ayes—6; absent—5.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SLATER, Chairman.

Assembly Bills Nos. 36, 33 and 999 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Elections, to which was referred Senate Bill No. 965—An act to amend section 1333 of the Political Code, relating to filling vacancies in the office of United States Senator—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—6; absent—5.

SLATER, Chairman.

Senate Bill No. 965 ordered on file for second reading.

RECESS.

The hour of twelve o'clock and thirty minutes p.m. having arrived, the President declared the Senate at recess until two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1110—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of ways in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

In the absence of Senator Harris, Assembly Bill No. 1110 was passed on file.

Assembly Bill No. 502—An act to amend section 35 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885.

In the absence of Senator Carr, F. M., Assembly Bill No. 502 was passed on file.

Assembly Bill No. 741—An act to amend section 42 of the act known as the "Improvement Act of 1911," approved April 7, 1911, as amended.

In the absence of Senator Carr, F. M., Assembly Bill No. 741 was passed on file.

Assembly Bill No. 875—An act to amend sections 67, 68, 69, 70, 71, 72, 73, 74, 75 and 76 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure.

In the absence of Senator Lyon, Assembly Bill No. 875 was passed on file.

Assembly Bill No. 876—An act to amend section 28 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

In the absence of Senator Lyon, Assembly Bill No. 876 was passed on file.

Assembly Bill No. 517—An act to add a new section to the Penal Code, to be numbered 111*a*, relating to the expense of holding coroner's inquests and post mortem examinations on bodies of convicts.

In the absence of Senator Inman, Assembly Bill No. 517 was passed on file.

Assembly Bill No. 1273—An act declaring the existence of inflammable vegetable matter constituting a fire menace, to be a public nuisance; providing for its abatement, and prescribing the manner of collecting the expense thereof.

In the absence of Senator Carr, W. J., Assembly Bill No. 1273 was passed on file.

Assembly Bill No. 439—An act to amend sections 1760 and 1761 of the Political Code, relating to the appropriation and apportionment of State high school funds.

In the absence of Senator Sharkey, Assembly Bill No. 439 was passed on file.

Assembly Bill No. 456—An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code, relating to schools and school revenues.

In the absence of Senator Sharkey, Assembly Bill No. 456 was passed on file.

Assembly Bill No. 794—An act to amend section 2267 of the Political Code, relating to the experience required of the principal in the art of teaching the deaf or the blind.

In the absence of Senator Breed, Assembly Bill No. 794 was passed on file.

Assembly Bill No. 321—An act to provide for the reversion of unexpended balances of certain appropriations.

In the absence of Senator Lyon, Assembly Bill No. 321 was passed on file.

Assembly Bill No. 654—An act to amend section 4283 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-fourth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, after the period add the following: "Said county clerk is hereby allowed one deputy whose salary shall be paid by said county clerk."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, strike out words "one thousand eight" and insert in lieu thereof the following: "two thousand one".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 17, of the printed bill, strike out the words "a jailer" and insert the words "one deputy".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 18, of the printed bill, strike out the word "fifty" and insert in lieu thereof the word "seventy-five".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, line 21, of the printed bill, strike out the words "he shall also have one deputy" and all of lines 22 and 23.

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 1, of the printed bill, strike out the word "six" and insert in lieu thereof the word "nine".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 14, of the printed bill, strike out the word "seven" and insert in lieu thereof the word "ten".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 21, strike out the period and insert in lieu thereof a comma and the following: "and there is hereby allowed one deputy for three months of each

year at a salary of seventy-five dollars per month to be paid out of the salary fund of said county".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2, line 22, of the printed bill, strike out the word "eighteen" and insert in lieu thereof the word "twelve".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 753—An act providing for the establishment and administration of industrial farms or industrial road camps in the counties of the State and the commitment thereto and discipline of persons charged with or convicted of public offenses.

In the absence of Senator Carr, W. J., Assembly Bill No. 753 was passed on file.

Assembly Bill No. 740—An act creating a reclamation district to be called and known as "Benicia Reclamation District"; providing for the management and control thereof and dissolving all reclamation districts lying wholly within the boundaries of said Benicia Reclamation District, and providing for the liquidation and winding up of said dissolved districts, and excluding from any reclamation district any land lying within the boundaries of said Benicia Reclamation District.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 449—An act to amend sections 1 and 5 of an act entitled "An act creating a Department of Agriculture, providing for its organization and declaring its functions; transferring to said department the powers and duties of various State agencies and the unexpended balances of their appropriations and funds; prohibiting certain acts, and prescribing penalties for violations of the provisions hereof," approved May 16, 1919.

In the absence of Senator Rigdon, Assembly Bill No. 449 was passed on file.

Assembly Bill No. 897—An act to protect domestic live stock from contagious and infectious diseases, to prescribe the duties of officials to carry into effect the provisions of this act, to provide for the appointment of a veterinarian, and to repeal an act entitled "An act to protect domestic live stock from contagious and infectious diseases, to provide for the appointment and duties of officials to carry into effect the provisions of this act, and to provide an appropriation therefor," approved March 18, 1899, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1183—An act to amend section 2 of an act entitled "An act to regulate the sale of commercial fertilizers or materials used for manurial purposes, and to provide penalties for the infraction thereof, and means for the enforcement of the act," approved March 20, 1913, and acts amendatory thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1293—An act to establish standards for the packing, marketing and sale of apples, forbidding the sale of certain infected and diseased apples, providing for the inspection and certification thereof, and for its enforcement, fixing penalties for its violation and repealing an act entitled "The Standard Apple Act of 1917," approved May 7, 1917, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 380—An act to amend section 2319*i* and section 2319*j* of the Political Code, relating to issuance by the Director of Agriculture of licenses to sell nursery stock.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, strike out the semicolon following the word "stock" and insert in lieu thereof a semicolon after the word "acre".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 443—An act to amend section 402 of the Penal Code, relating to sale or exposure of animals having glanders, farcy, tuberculosis and prescribing penalties for violation of the provision hereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, after the word "notification" insert the words "of its condition".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed bill, after the word "notification" insert the words "of its condition" and omit the words "licensed veterinarian or".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 15, of the printed bill, omit the word "cattle" and insert in lieu thereof the words "bovine animal".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 840—An act to amend section 2322*a* of the Political Code, relating to county horticultural commissioners.

Assembly Bill No. 840 was passed on file.

Assembly Bill No. 1302—An act providing for the pasteurization of skim milk, whey, buttermilk, or other milk by-products used for feeding purposes for farm animals, and providing a penalty for the violation hereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, after the word "unlawful" insert the words: "for any person, firm, copartnership, or corporation referred to in section one of this act".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 1005—An act to amend section 7 of the Civil Code, relating to holidays.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, before the comma following the word "State" insert the following: "except a general primary election".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 1006—An act to amend section 10 of the Code of Civil Procedure, relating to holidays.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, before the comma following the word "State" insert the following: "except a general primary election".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 630—An act to add a new section to the Penal Code, to be numbered 1559, relating to the payments out of the general fund of the county by order of the superior court for advance expense for returning fugitives.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1227—An act to amend sections 671 and 674, and to repeal section 671*a*, of the Code of Civil Procedure, relating to judgment liens, the docketing thereof, and recording transcripts of such dockets.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 323—An act to amend section 1304 of the Civil Code, relating to bequests or devises of property in wills.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 225—An act to amend section 4135*b* of the Political Code, relating to indexing deeds and certain other documents once recorded.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 500—An act to amend section 4137 of the Political Code, relating to the indorsement and recording of documents filed for record.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1179—An act to amend section 1557 of the Penal Code, relating to accounts for returning fugitives.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 819—An act to amend section 4239 of the Political Code, relating to the compensation of officers of counties of the tenth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 5, line 33, of the printed bill, after the numeral "14" strike out the word "Constables."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 6, line 3, of the printed bill, after the numeral "15" strike out the word "Supervisors."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 6, line 43, of the printed bill, strike out the word "this" and insert in lieu thereof the word "each".

Amendment adopted.

AMENDMENTS FROM THE FLOOR.

During second reading of the bill, the following amendments were offered and their adoption moved by Senator Eden:

AMENDMENT NUMBER ONE.

On page 3, line 28, of the amended printed bill, strike out the word "one" and insert in lieu thereof the word "two".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 5, line 6, of the amended printed bill, strike out the word "six" and insert in lieu thereof the word "eight".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 5, line 45, of the amended printed bill, beginning with the word "*provided*" strike out everything to and including the word "also" in line 47.

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 915—An act to add a new section, to be numbered section 19*x* 42, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 837—An act amending section 4240 of the Political Code, relating to salaries and compensation of officers in counties of the eleventh class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 917—An act to add a new section, to be numbered section 19*c* 38, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1114—An act to amend section 632 of the Penal Code, relating to the protection of fish.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the amended printed bill, strike out the words "May fifteenth" and insert in lieu thereof "April thirtieth".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 87—An act to amend sections 1768, 1770, 1777, 1778, 1788, 1789, and 1791 of the Code of Civil Procedure, and to repeal sections 1781, 1782, 1783, 1784, 1785, 1786, 1787 and 1790 of the Code of Civil Procedure, all relating to the sale by a guardian of real property belonging to the estate of his ward, and the disposition of the proceeds of the sale.

Bill read third time, previously.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 87 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Duncan, Eden, Flaherty, Harris, Ingram, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 8—An act to recognize and declare valid the Crooks Canyon Irrigation District and all proceedings in relation thereto and to the organization thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 8 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Duncan, Eden, Flaherty, Gates, Harris, Ingram, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Slater, and Yonkin—23.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 208—An act to recognize and declare valid all proceedings in Hot Spring Valley Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 208 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Duncan, Eden, Flaherty, Gates, Harris, Ingram, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 397—An act to amend section 3 of an act entitled "An act to provide for the development of electrical power by irrigation districts," approved May 21, 1919, relating to the issuance of bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 397 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, McDonald, Osborne, Otis, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 841—An act to amend section 1 of an act entitled "An act to provide for the development of electrical power by irrigation districts," approved May 21, 1919.

On motion of Senator Irwin, Assembly Bill No. 841 was passed on file.

Assembly Bill No. 787—An act amending the Political Code by amending section 4043 thereof, relating to the protection of highways from damage by floods.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 787 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Dennett, Duncan, Eden, Gates, Harris, Hart, Inman, Irwin, Johnson, Jones, McDonald, Osborne, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 815—An act to recognize and declare valid the proceedings creating the Rannells permanent road division in Riverside County, and to validate the bonds issued for the improvement of the division.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 815 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Hart, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 739—An act authorizing the establishment and government of municipal port districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts, providing the method of payment therefor, providing for the levy and collection of taxes and special assessments therefor and for the issuance of bonds therefor and for the payment thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 739 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Harris, Hart, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 881—An act to add a new section, to be numbered section 19½ 24, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee

to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 881 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Harris, Hart, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 960—An act to add a new section, to be numbered section 19*x* 16, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 960 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Harris, Hart, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 646—An act to amend section 4281 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-second class.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 646 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Flaherty, Harris, Hart, Irwin, Johnson, Lyon, Nelson, Osborne, Otis, Rush, Sample, Scott, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 657—An act to add a new section, to be numbered section 19*x* 33, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 657 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 846—An act to amend section 4258 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-ninth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 846 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 74—An act to amend section 4286 of the Political Code, relating to counties of the fifty-seventh class, and salaries of officers thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 74 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 845—An act to add a new section, to be numbered section 19*x* 29, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 845 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Dennett, Flaherty, Gates, Inman, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 858—An act to amend section 4257 of the Political Code, relating to the compensation of officers in counties of the twenty-eighth class.

In the absence of Senator Purkitt, Assembly Bill No. 858 was passed on file.

Assembly Bill No. 685—An act to add a new section, to be numbered section 19*x* 32, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years;

and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

In the absence of Senator Ingram, Assembly Bill No. 685 was passed on file.

Assembly Bill No. 906—An act to amend section 3366 of the Political Code, relative to the powers of boards of supervisors, city councils and town trustees, in their respective counties, cities and towns to impose a license tax.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 906 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Inman, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 926—An act to add a new section, to be numbered section 19*x* 46, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 926 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 653—An act to add a new section, to be numbered section 19*x* 35, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 653 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 927—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-sixth class.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 927 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Inman, Irwin, Johnson, McDonald, Nelson, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 859—An act adding a new section to the Political Code, to be numbered 4257*a*, relating to additional compensation allowed

to the sheriff in counties of the twenty-eighth class and to the appointment and compensation of a deputy sheriff in said counties.

In the absence of Senator Purkitt, Assembly Bill No. 859 was passed on file.

RE-REFERENCE OF ASSEMBLY BILL.

On motion of Senator Dennett, Assembly Bill No. 924 was ordered re-referred to Committee on County Government.

Assembly Bill No. 676—An act to amend section 4285 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 676 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Inman, Irwin, Johnson, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 679—An act to add a new section, to be known as 9*a* 55, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 679 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Harris, Hart, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 257—An act to add a new section to the Political Code, to be numbered 1764*b*, relating to the raising of a tuition fund in counties having high school pupils attending school in an adjoining state.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 257 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Hart, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 173—An act to amend section 1599 of the Political Code, relating to school elections.

On motion of Senator Nelson, Assembly Bill No. 173 was passed on file.

THIRD READING OF SENATE BILLS—(RESUMED).

SENATE CONCURRENT RESOLUTION No. 27.

Relative to the examination of denuded areas, and directing the State Board of Forestry to examine such areas and to report to the Legislature, at its next regular session, the situation and approximate acreage of such areas as are most valuable for reforestation or recovering with other protective cover, together with a plan for such reforestation or covering with other protective cover.

WHEREAS, It is reported that there are large and rapidly increasing areas in this State which have been and are being denuded of timber and other vegetable protective covering, and which, because of such denudation, are not only a present and rapidly increasing economic loss to the people of the State, but are also causing a rapidly increasing destruction of streams and harbors, and are also interfering with and threatening to destroy, with constantly increasing rapidity, the availability of water for domestic, irrigation, hydro-electric power, mining, navigation, and other necessary purposes; be it

Resolved by the Senate, the Assembly concurring, That the State Board of Forestry be and hereby is directed to examine such areas and to report to the Legislature, at its next regular session, the situation and approximate acreage of such areas as are most valuable for reforestation or recovering with other vegetable protection, and to report a plan whereby they may be reforested or otherwise covered with protective vegetation.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 27 adopted by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Harris, Hart, Inman, Johnson, McDonald, Nelson, Osborne, Rigdon, Rominger, Sample, Scott, Sharkey, and Slater—23.

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 27 ordered transmitted to the Assembly.

Senate Bill No. 275—An act to amend section 29 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act and amendments thereto."

Bill read third time.

On motion of Senator Harris, Senate Bill No. 275 was passed on file.

Senate Bill No. 440—An act to amend section 10 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions;

to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended.

On motion of Senator Breed, Senate Bill No. 440 was passed on file.

Senate Bill No. 207—An act providing for the establishment of a whole time health department in those counties of the State wherein a whole time health department does not exist; defining a whole time health department; to enable the State Board of Health to contract with any person or corporation and such county for the establishment, support and maintenance of such whole time health department.

In the absence of the author, Senate Bill No. 207 was passed on file.

Senate Bill No. 210—An act to repeal sections 3094 and 3095 of the Political Code, relating to the dissection of dead bodies, and all other acts or portions of acts in conflict with this act, and to substitute therefor, the following act to prevent unauthorized use and disposition of, and traffic in human bodies, to prescribe the keeping of proper records; and to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead and to provide penalties for the violation of this act.

In the absence of the author, Senate Bill No. 210 was passed on file.

Senate Bill No. 304—An act to amend section 402c of the Penal Code, relating to protection of labor engaged in the construction, alteration, repairing, painting or cleaning of houses, buildings or structures, by including provision for the enforcement thereof by the Industrial Accident Commission.

In the absence of the author, Senate Bill No. 304 was passed on file.

Senate Bill No. 305—An act to amend an act entitled "An act to regulate the construction, operation and maintenance of elevators in buildings during the course of construction and providing for the inspection of same by the Bureau of Labor Statistics, and providing for a penalty for violation thereof" (chapter 275, Laws 1913), approved June 7, 1913, by amending sections 2 and 3 thereof.

In the absence of the author, Senate Bill No. 305 was passed on file.

Senate Bill No. 306—An act to amend an act entitled "An act to regulate certain scaffolding or staging for the protection of workmen; requiring that in addition to the duties imposed by any law upon employers using or directing or permitting the use of scaffolding or staging swung or suspended from an overhead support such employers shall be subject to the provisions of this act; fixing penalties for a violation hereof to be the same as provided in section 402c of the Penal Code; and providing for the enforcement of this act by the Commis-

sioner of the Bureau of Labor Statistics" (chapter 48, Laws 1913), approved April 22, 1913.

In the absence of the author, Senate Bill No. 306 was passed on file.

Senate Bill No. 295—An act to require employers to keep records of the working hours and wages of women and minors in certain cases; providing for the inspection of such records by certain authorities, their deputies and agents; and providing penalties for the violation thereof.

On motion of Senator McDonald, Senate Bill No. 295 was passed on file.

Senate Bill No. 65—An act limiting the hours of labor of females employed as personal or domestic servants and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act and for permitting or suffering any overseer, superintendent, foreman, housekeeper, or any other agent of any such employer to violate the provisions of this act.

On motion of Senator McDonald, Senate Bill No. 65 was passed on file.

Senate Bill No. 499—An act to accept the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States Congress assembled and approved February 25, 1920, entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium of the public domain" and setting aside the funds received by the State under the provisions of said act of Congress.

On motion of Senator Harris, Senate Bill No. 499 was passed on file.

Senate Bill No. 347—An act to amend section 515 of the Political Code, relating to the salaries of assistants in the office of the Superintendent of Public Instruction.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 347 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Crowley, Eden, Flaherty, Harris, Inman, Johnson, McDonald, Osborne, Otis, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 348—An act to amend section 7 of an act entitled "An act to provide for the organization and supervision of courses in physical education in the elementary, secondary and normal schools of the State and appropriating $10,000 therefor," approved May 26, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 348 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Harris, Hart, Ingram, Inman, Johnson, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—21.

NOES—Senators Rominger, and Yonkin—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR CARR, F. M., IN THE CHAIR.

At three o'clock and thirty five minutes p.m., Senator Carr, F. M., of the Thirteenth District was called to the chair.

Senate Bill No. 628—An act to add a new section numbered section 1612*a*, and relating to school district budgets and school district taxes is hereby added to the Political Code of the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 628 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Flaherty, Harris, Ingram, Inman, Johnson, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 954—An act declaring the county road extending from San Simeon to Cambria to be a State highway and providing for the maintenance thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 954 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Flaherty, Hart, Ingram, Inman, Johnson, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 297—An act to amend sections 8, 10, 11 and 18½ of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended.

In the absence of the author, Senate Bill No. 297 was passed on file.

Senate Bill No. 786—An act to amend an act entitled "An act to provide for proceedings against and liquidation of delinquent insurance corporations and associations," approved April 30, 1919, by adding thereto a new section to be numbered 2*a*, relating to proceedings against and liquidation of delinquent insurance corporations and associations.

In the absence of the author, Senate Bill No. 786 was passed on file.

Senate Bill No. 172—An act to add a new section to the Civil Code to be numbered 402, relating to the determination of the identity of directors of dissolved corporations and settlement of affairs of such corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 172 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Hart, Ingram, Inman, Johnson, McDonald, Nelson, Osborne, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Dennett asked for and was granted unanimous consent to take up Senate Bill No. 297 for third reading at this time, out of the regular order.

Senate Bill No. 297—An act to amend sections 8, 10, 11 and 18½ of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 297 passed by the following vote:

AYES—Senators Allen, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, McDonald, Nelson, Osborne, Rush, Sample, Scott, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 378, An act to amend section 1609 of the Political Code, relating to the powers and duties of boards of school trustees, and city, and city and county boards of education;

Also: Assembly Bill No. 913, An act to amend section 4237 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the eighth class.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Canepa:

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to authorize the State Board of Charities and Corrections to provide for the expenses of returning persons indicted or informed against for failure to support minor children, and making an appropriation for that purpose.

Request referred to Committee on Rules.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 315—An act to amend an act entitled "An act creating a State Land Settlement Board and defining its powers and duties and making an appro-

priation in aid of its operations," approved June 1, 1917, as amended, by amending sections 4, 11, 22 and 26 thereof;

Also: Senate Bill No. 921—An act to amend sections 5, 6 and 9 of the act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended and to add new sections thereto to be numbered 5*a*, 23*a* and 36, relating to the management, control and operation of the projects and works of the Sacramento and San Joaquin Drainage District and to the election, powers, and duties of the officers and employees thereof;

Also: Senate Bill No. 487—An act to add a new section to the Political Code, to be numbered 3493*a*, providing for the recall of trustees of reclamation districts;

Also: Senate Bill No. 307—An act to amend an act entitled "An act to amend an act entitled 'An act to provide for temporary floors in buildings more than three stories high in the course of construction and for the protection of the life and limb of workmen employed in such buildings from falling through joists or girders, and from falling bricks, rivets, etc.,' approved March 6, 1909, and to make the act apply to buildings more than two stories high in the course of construction," approved April 26, 1911, by amending sections 1, 2, 3, 4 and 5 of said act, and repealing sections 6 and 7 thereof;

Also: Senate Bill No. 175—An act to be known as the "Inheritance Tax Act," to establish a tax on gifts, legacies, inheritances, bequests, devices, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the "Inheritance Tax Act," and to repeal all acts and parts of acts in conflict with this act;

Also: Senate Bill No. 962—An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act;

Also: Senate Bill No. 69—An act to amend section 10 of the Political Code, relating to holidays;

Also: Senate Bill No. 251—An act amending section 17 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Senate Bill No. 226—An act to amend section 1238 of the Code of Civil Procedure, relating to eminent domain;

Also: Senate Bill No. 736—An act to provide for the alteration of county boundary lines and for the adjustment of county debts and liabilities when such boundaries are changed;

Also: Senate Bill No. 264—An act to amend section 1751 of the Political Code, relating to qualifications for admittance to California high schools;

Also: Senate Bill No. 816—An act to amend sections 1585, 1586, 1587, 1589, 1589*a*, 1590, 1591, 1591*a* of the Political Code and to repeal section 1589*b* of the Political Code, relating to union elementary school districts;

Also: Senate Bill No. 538—An act to amend section 1519*a* of the Political Code, relating to the powers and duties of the State Board of Education;

Also: Senate Bill No. 968—An act creating a reclamation district to be called and known as "Bay Farm Island Reclamation District," providing for the management and control thereof, and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation and winding up of any such said dissolved district;

Also: Senate Bill No. 30—An act to amend section 759 of the Political Code, relating to the appointment of phonographic reporters for the District Courts of Appeal, and prescribing the duties and compensation of such reporters;

Also: Senate Bill No. 648—An act to amend sections 1, 2, 3 and 4 of an act entitled "An act to provide for the formation, organization and classification of new counties, for locating the county seats, for the election and appointment of officers and for the adjustment and fulfillment of the rights and obligations arising

between such new counties and other counties," approved March 15, 1907, as amended;

Also: Senate Bill No. 37—An act to amend section 862*a* of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks;

Also: Senate Bill No. 498—An act to add a new section to be numbered 25*a* to the act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, relating to tests for butter fat content of milk;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 316—An act to authorize the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to carry out the provisions of the Land Settlement Act, approved June 1, 1917, and of any and all acts amendatory thereof or supplemental thereto; to provide ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; to create a State Land Settlement Finance Committee the members of which are to serve without compensation; to define the powers and duties of said State Land Settlement Finance Committee and of other State officers in relation to this act; to appropriate money for the expense of preparing and of advertising the sale of the bonds herein authorized to be issued; and to provide for the submission of this act to a vote of the people at the general election to be holden in the month of November, 1922—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 6—Relative to enemy aliens—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—5.

EDEN, Chairman.

Assembly Joint Resolution No. 6 ordered on file.

ON ROADS AND HIGHWAYS.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Senate Bill No. 789—An act to amend sections 8 and 9 of the "Vehicle Act", approved May 10, 1915, as amended;

Also: Senate Bill No. 805—An act to amend an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917;
Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.
Committee membership—15; committee vote: Ayes—8; absent—7. Same vote on both bills.

JOHNSON, Chairman.

Senate Bills Nos. 789 and 805 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Senate Bill No. 551—An act making an appropriation to assist in the construction of a boulevard upon Telegraph Hill in the city and county of San Francisco—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Finance.
Committee vote: Ayes—8; absent—7.

JOHNSON, Chairman.

Senate Bill No. 551 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 41—An act concerning the registration, numbering, and use of air craft, and the licensing of operators thereof;
Also: Assembly Bill No. 219—An act relating to the paving of highways within municipalities, and requiring the board of supervisors of any county to pave such highways whenever they constitute part of a county highway system, and the funds therefor have been raised by a bond issue or special tax;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.
Committee vote: Ayes—8; absent—7. Same vote on both bills.

JOHNSON, Chairman.

Assembly Bills Nos. 41 and 219 ordered on file for second reading.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:
By Senator Sample:

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:
An act to recognize and declare valid Reclamation District No. 1618, in the county of Kings, State of California.

Request referred to Committee on Rules.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Assembly Bill No. 962—An act to amend sections 6, 9, 13, 19, 19*a*, 21, 22, 82, and 97 of the California Irrigation District Act—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.
Committee membership—9; committee vote: Ayes—5; absent—4.

IRWIN, Chairman.

Assembly Bill No. 962 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 669—An act to amend section 57 of the California Irrigation District Act, relating to compensation of officers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—5; absent—4.

IRWIN, Chairman.

Senate Bill No. 669 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Assembly Bill No. 163—An act to amend section 28 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—5; absent—4.

IRWIN, Chairman.

Assembly Bill No. 163 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 600—An act to amend section 14 of the California Irrigation District Act, to repeal sections 32½ and 34 of said act and to insert in said act a new section, to be numbered 12*a*, relating to assessments—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—5; absent—4.

IRWIN, Chairman.

Senate Bill No. 600 ordered on file for second reading.

ADJOURNMENT.

At four o'clock p.m., on motion of Senator Slater, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Thursday, April 14, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, April 13, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the following teachers and students of the Civics Class of the Berkeley High School:

Teachers: Mrs. Ida Blechman, Miss Mary B. Clayes, Miss Margaret E. Bennett, Mr. C. L. Biedenbach (principal), Mr. A. A. Gray, Miss Margaret M. Alltucker.

Students—Narciso Abella, Austin Armer, Lillian Arnold, Elma Auze, Elizabeth Barndt, Sarah-Ellen Beeny, Faith Bell, Nettie Bennett, Norma Bloor, Majorie Bond, Pearl Boyden, George Brandner, Majorie Bridge, Margeret Brown, Alfred Bruck, Doris Bryant, Constance Buckmaster, Lawton Butler, Edward Carlson, David Carr, Marian Church, Edwin Cole, Isabel Cooper, James Cowan, Erato Delmel, Alan Dennison, Ernest de Reynier, Bertha Devore, Mildred Ehlert, Erma Erbe, Eddie Esmond, Lloyda Esterly, Hazel Falconer, John Faut, Kenneth Ferguson, Evelyn Flaherty, Grace Foster, Miriam Friedman, Marguerite Muney, Annie Murphy, Margaret Neighbor, Ruth Norton, Daniel Nutting, Twila Oliver, Elmer Pearson, Virginia Peck, Edna Peterson, Thomas Philpot, Frances Purnell, Jean Quirie, John Railton, Lillian Reilly, William Root, Robert Ross, James Samper, Talcott Seaver, Irving Fromer, Jeanette Garver, Helen Gayner, Eleanore Gimno, Hawthorne Grady, Jack Gompertz, Grace Harrison, Phyllis Harroun, Eldridge Haynes, Norman Hayes, Arthur Hiscox, Howard Hitch, Evelyn Holte, Doris Hosselkuss, Ursula Howard, Irma Hutchison, Gladys Ingalls, Frances Ingles, Dorothy Jarman, Roy Jones, Darrold Kahn, Philip Kearney, Marian Kidder, Maxine Kiefer, Kermit Kirkbride, Herman Koepsel, Edward Kresher, Dorothy Laird, Viva Long, Fred Malmsten, Ida Malmsten, Harriet Marshall, Edward McEneany, Anna McLaughlin, Lillian Meilink, Newell Mell, Marion Metcalf, Josephine Miller, Keith Stebbins, Roy Stuart, Mary Surr, Arthur Thorsen, George Toll, Garnetta Veitch, Walter Tait, Gladys Towers, Leonard Turney, William Walton, Mildred Wells, Norman Wells, Elinore Wiley, Flossie Wilkerson, Harvel Wilson, Royce Wilson, Helen Wood, Curtis Wright, Helen Squires, Chu Ju Siang, Miriam Yates, Louise Yeaman.

On request of Senator Inman, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the following teachers and students of Harkness School at Sacramento:

Teachers: Miss Madge Woodman, and Mrs. Grace Sahlberg.

Students: Maude McAdams, Odetta Marvin, Ida Banta, Bernice de Baek, Harriet Brooks, Adela Heisel, Esther Rasmussen, Rose Pierini, Ada Biancalana, Rosalie Marino, Mary Driver, Daisy Paul, Agnes Torkelson, Raymond Russell, William Borchers, Clifford Thebaut, Bertram Gordon, Aldace Appleton, Preston Greene, Henry Heisch, Raymond Stevens, Russel Chan, Henry Rodegerdts, Elvin Lindfelt, Lauren Addison, La Mar Treaster, Arthur Busch, Clarence Godfrey, Stephen Smedley, Emmanuel Schwab, Manville E. Pendleton, Dagny Jensen, Dorothy Scanlon, Mona Basene, Mildred Searey, Dorothy Danforth, Verna Johnston, Harold Clark, Bertram Chappell, George Stam, Carl Koch, Lucille Rose, Oliver Hughes, Marshall Hopkins, Warren Hunter, William Boden, Maxine Sturdavant, Elizabeth Anater, Inez Cecchettini, Earleen Evins, Elizabeth Brown, Milton Thomas, Jerreld Fritz, Paul Mollet, Howard Zanders, Taylor White, Raymond Howard, Joseph Flynn, Frank Blake, John H. McKenna, Frank Yasui, Alaric Sheldon, Richard Butler, Yoshiaki Matsuda, Shogern Matsuda, Clark Woods, Joe Pine, Bill Howe, James Tredinnick, Thelma Powers, Helen Greer, Josie Glero, Helen Macdonald, Pearl Needham, Dudley Gipson, Cora Eldred, Frances Sullivan, Ruth Stead, Catherine Scully, Ruth Gooding, Deborah Mehren, Kenneth Pollock, Merwin McDonnell, Everett Patterson, Victor Radonich, Charles Wesley Frazier Jr., George Frederick Wilson Jr., Edgar Louis Norris Sr., Harold Albert Du Frene Sr., William H. Mannix, Douglas Sheffield, William F. Rose, Paul Sims Jr., Erven Sinderman, Gus Kennedy, Howard Baxter, Wayne Betty, Harold Bunker, Virgil Schneider, Wesley Bennetts, Elwood Gilson, Jack Fingade, Joseph Blair, Barbara Beach, Lucile Johnston, Helene Cox, Flynn Humphrey, Hazel Beebe, Doris Hollenbeck, Ruby Harris, Carl Heucken, Clinton Lee, Herschel Beauchamp, Chas. Kendall, Raymond Whitters, Tyrus Chan, Etta Williams, Josephine Mae Swain, Eleanor Campbell, California Johns, Dorothy Fuller, Myra Keisling, Alta Peart, Gussie Greenewald, Spencer

Avery, Wilbert Wong, Jack Varcoe, Howard Jan, Francis Gerbode, Albert Wise, Lawrence Erwin, Harrison Slawson, R. Triplett, Paul Cuilla, John Maxwell, Wilma Haller, Sadie Blumberg, Dolores Mollenhauer, Gladys Lowell, Clovys Court, Ruby Brasher, Irene Utley, Freda Herman, Dorathea Manica, Elwood Ticoulet, Dorothy Doyle, Florence Abegglen, Elvira Cortopassi, Ethel King, Lois Beskeen, Hazel Hansen, Marguerite Ashford, Eunice Hamm, Chas. Van Alstine, Morton Goddard, Arthur Roth, Fred Roth, Moran Dahl, Francis Burke, Clifford Cooper, Shirley Abramson, Earl Van Tassel, and G. Casali.

On request of Senator Gates, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. S. C. Evans of Riverside.

On request of Senator Chamberlin, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. and Mrs. Abner Robertson of Los Angeles, bride and groom, on their way to South America.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to John F. Galvin, of the Richmond Daily Independent.

On request of Senator Dennett, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the following teachers and pupils of the civics class of Hughson High School: F. F. Otto, teacher; Mrs. F. F. Otto, and Elizabeth Bergthold, Geneva Hossfield, William Northway and Grace Tomlinson, pupils.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Senator Scott:

WHEREAS, There are now pending before the Legislature of the State of California certain bills relating to the reorganization of the State government with the purpose of consolidating and abolishing many State boards and organizations, including the California Historical Survey Commission; and

WHEREAS, The said California Historical Survey Commission was organized in 1915 at the urgent insistence of the order of the Native Sons of the Golden West and at the suggestion of the late Henry Morse Stephens and since that time has been and is now engaged in work of recognized scholarship and of material value to the State, not only in the interest of the very romantic history of our State, but also in matters dealing with the safety and preservation of its archives and other historical records; and

WHEREAS, The said California Historical Survey Commission is at the present time engaged in work which would be disrupted if the said commission were abolished and which said work will be completed within the next two years; and

WHEREAS, The said California Historical Survey Commission, as it is now composed, is a nonpartisan body which serves entirely without financial remuneration, and which has during the past biennium, notwithstanding its efficient work, drawn only the insignificant sum of $105.85 for expenses; and

WHEREAS, The work of the California Historical Survey Commission is scientific and educational in character and should be carried on free from any political consideration, and furthermore does not overlap the work of any other commission; therefore be it

Resolved, That Senate Bill No. 876 and Assembly Bill No. 350 should be so amended that the California Historical Survey Commission be excepted from the provisions of the said bills and that the said commission be retained in its present independent position; and be it further

Resolved, That the recommendation of the Budget Committee for the appropriation of the sum of fifteen thousand dollars by the State Legislature for carrying on the work of the California Historical Survey Commission is hereby endorsed; and be it further

Resolved, That copies of this resolution be forwarded to Honorable William D. Stephens, to the chairmen of the committees in charge of the proposed legislation, and to other members of our State government for their consideration and support.

HISTORY COMMITTEE OF THE NATIVE SONS OF THE GOLDEN WEST.

WM. J. HAYES, Chairman.

FRANK C. MERRITT, Secretary.

PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Senator King:

Copy of resolutions from Lillian J. Lewis, chairman Legislative Committee, Woman's Improvement Club, Corona, California, protesting against the abandonment of the Home for Delinquent Women.

Resolutions filed.

Also:

We the undersigned citizens and legal voters in the State of California vitally interested in vehicle laws, do hereby respectfully petition the Senate and Assembly of the State Legislature to enact into law Assembly Bill No. 945, and only such amendments thereto as do not alter the regulation of weights, speeds and fees of motor vehicles.

C. R. FRAZIER, San Bernardino,
And 247 others.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 13, 1921, adopted as amended, Senate Concurrent Resolution No. 24—Relative to the retirement of Major General Hunter Liggett from active service in the United States Army—and respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Concurrent Resolution No. 24—Relative to the retirement of Major General Hunter Liggett from active service in the United States Army.

AMENDMENT NUMBER ONE.

On page 1, line 28, of the printed resolution, strike out the comma following the word "headquarters" and insert in lieu thereof the words "at San Francisco, California".

The question being: "Shall the Senate concur in Assembly amendment to Senate Concurrent Resolution No. 24?"

The roll was called, and Assembly amendment to Senate Concurrent Resolution No. 24 concurred in by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Godsil, Hart, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Rominger, Rush, Sample, Scott, Slater, and Yonkin—23.

NOES—None.

Senate Concurrent Resolution No. 24 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 13, 1921, passed the following:

Assembly Bill No. 956—An act to add a new section to be numbered section 19*e*12 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the

punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 1046—An act to amend section 2 of an act entitled "An act to provide for maintenance of county highways, improved under bond issues in the counties of the State, and empowering the boards of supervisors to levy taxes therefor," approved May 1, 1911, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 956 read first time, and referred to Committee on County Government.

Assembly Bill No. 1046 read first time, and referred to Committee on Roads and Highways.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 13, 1921, adopted Senate Joint Resolution No. 26—Relative to immigration.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Joint Resolution No. 26 ordered to enrollment.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 827—An act to add a new section to be numbered 13944½ of the Political Code, relating to fees and rates of tuition of nonresident students of the University of California;

Also: Senate Bill No. 597—An act providing for the preparation and filing by county engineers, county surveyors, flood control engineers, road commissioners, city engineers, superintendents of streets, commissioners of public works, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the engineer for any reclamation or irrigation district within the State, or of the Debris Commission, supervising or superintending the construction or improvement of public work within the State, by day's labor or force account, of plans and specifications and estimates of costs prior to the commencement of such work and of a certificate or report showing the completion and costs of such work excepting therefrom emergency and maintenance work and work the cost of which is not more than ten thousand dollars;

Also: Senate Bill No. 590—An act to amend title XXI of part IV of division I of an act entitled "An act to establish a Civil Code," approved March 21, 1872, relating to nonprofit cooperative agricultural, viticultural and horticultural associations by amending sections 653*m*, 653*n*, 653*p*, 653*q*, 653*s* and by adding three new sections to be numbered section 653*sa*, section 653*sb* and section 653*sc*;

Also: Senate Bill No. 591—An act to amend title XXII of part IV of division I of an act entitled "An act to establish a Civil Code," approved March 21, 1872, relating to nonprofit cooperative corporations by amending sections 653*u*, 653*v*, 653*w*, 653*x*, 653*z*, 653*zb* and adding a new section to be numbered 653*zc* and adding a new section to be numbered 653*zd*;

Also: Senate Bill No. 500—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein;

OSBORNE, Chairman.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 100—An act to provide for work in and upon highways,

streets, avenues, lanes, courts, places and sidewalks in the unincorporated territory of counties, and upon property and rights of way owned by counties, and for establishing and changing the grades of any such highways, streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of highway improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds;

Also: Assembly Bill No. 755—An act to provide for the organization, incorporation, and government of municipal utility districts, authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and collect taxes to pay the principal and interest thereon;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—9; committee vote: Ayes—7; absent 2. Same vote on both bills.

CARR, F. M., Chairman.

Assembly Bills Nos. 100 and 755 ordered on file for second reading.

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 192—An act creating an irrigation and water conservation district to be known as Santa Clara County Irrigation District, subject to the approval of the electors residing in said district; providing for an election to determine whether said district shall be organized; providing for the election of a board of trustees and the management and control of said district by said board of trustees and defining the powers and duties of said board; authorizing said district to acquire water rights, to acquire and hold property, to sue and be sued and to have and exercise all rights and powers of a public corporation; providing for the levy and collection of assessments; and providing for the issuance and payment of bonds;

Also: Senate Bill No. 296—An act declaring the irrigation of arid and semiarid lands a public use, and providing for the exercise of the power of eminent domain in aid thereof whether by private individuals for their own immediate private benefit or by public or quasi-public corporations;

Also: Senate Bill No. 646—An act to provide for the investigation by the State of California of the possibilities of the storage, control and diversion of water for public use and public protection in the State of California, and making an appropriation for said purpose;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—9; committee vote: Ayes—5; absent—4. Same vote on all bills.

IRWIN, Chairman.

Senate Bills Nos. 192, 296 and 646 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 242—An act providing for the organization and government of water conservation districts, and for the acquisition, appropriation, diversion, storage, and distribution of water for irrigation of lands in such districts, for drainage and reclamation connected therewith, and for the generation, disposition, and sale of hydro-electric energy developed incidental to such storage and distribution; and for the acquisition of lands or rights therein and the acquisition, construction, and maintenance of works to carry into effect the provisions of this act; and creating a board to be known as the "Water Conservation Board" to carry out the purposes of said act and defining its duties and powers; and repealing the California Irrigation Act approved June 4, 1915, and all acts amendatory thereof—has had the same under consideration, and respectfully reports the same back, with amendments, and without recommendation.

Committee membership—9; committee vote: Ayes—5; absent—4.

IRWIN, Chairman.

Senate Bill No. 242 ordered on file for second reading.

ON LABOR AND CAPITAL.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Labor and Capital, to which was referred Assembly Bill No. 601—An act to regulate the moving of certain boxes, baskets and other receptacles used in mills, workshops, packing, canning and other mercantile establishments where women are employed; and providing penalties for its violation;

Also: Assembly Bill No. 728—An act to prohibit the use or display of the genuine

label, trade mark, insignia, seal, device, or form of advertisement of any association or labor organization in any manner not authorized by the by-laws of such association or labor organization; and providing a penalty for its violation;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—6; absent—5. Same vote on both bills.

FLAHERTY, Chairman.

Assembly Bills Nos. 601 and 728 ordered on file for second reading.

ASSISTANT SECRETARY G. MELVIN WARREN AT THE DESK.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:
By Senator Eden:

Resolved, That Senate Bill No. 952 be withdrawn from Judiciary Committee and immediately placed on file.

The question being on the adoption of the resolution.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Eden, Duncan, and Irwin.
The roll was called, and the resolution refused adoption by the following vote:

AYES—Senators Boggs, Dennett, Duncan, Eden, Hart, Inman, Irwin, Jones, and King—9.

NOES—Senators Allen, Arbuckle, Burnett, Canepa, Carr, E. M., Carr, W. J., Chamberlin, Crowley, Flaherty, Gates, Godsil, Harris, Ingram, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 1056—An act to amend sections 12, 14 and 21 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a Reclamation Board and defining its powers," approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, said new amendments relating to the disposition of lands and property no longer needed for flood control works, to the collections of assessments, to the conducting of delinquent sales, and to maintenance and operation of flood control works and structures by the State Department of Engineering;

Also: Assembly Bill No. 1240—An act to amend sections 1, 6, 12, 16 and 24 of an act entitled "An act to promote the drainage of wet, swamp and overflowed lands, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919, and to add six new sections to said act to be numbered 6*a*, 12*a*, 12*b*, 12*c*, 23*a* and 24*a*;

Also: Assembly Bill No. 1248—An act to authorize the sale and conveyance by the State Board of Control of any land required by the State for right of way for any river improvement work or flood control and determined by the Reclamation

Board to be in excess of what is required for that purpose, and to credit the proceeds of such sale to such fund as the Reclamation Board may direct;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—9; committee vote: Ayes—6; absent—3. Same vote on all bills.

RUSH, Chairman.

Assembly Bills Nos. 1056, 1240 and 1248 ordered on file for second reading.

ON COMMERCE AND NAVIGATION.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 698—An act granting in trust to the city and county of San Francisco the interest of the State in and to, and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—5; noes—4.

INMAN, Chairman.

Assembly Bill No. 698 ordered on file for second reading.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Otis:

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act authorizing the payment of the claim of John F. Tyler, trustee for William E. Tucker, Mary A. Blass, John H. Crumrine, Eugene B. Stanley, and Charles H. Adams, against the State of California, and making an appropriation therefor.

Request referred to Committee on Rules.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 530—An act to validate bonds of school districts and high school districts and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 531—An act confirming and validating the change of boundaries of school districts and high school districts.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 532—An act confirming and validating the organization of school districts.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 341—An act directing the Commission of Immigration and Housing to investigate and propose legislation for the acquisi-

tion and building of homes for workingmen, with the financial assistance of the State of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 211—An act to amend section 1207 of the Civil Code, relating to defectively acknowledged instruments.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 215—An act to amend the Code of Civil Procedure, by adding thereto a new section to be numbered 1871, relating to experts, their appointment by the court, or a judge thereof, and providing for their compensation and manner of examination as witnesses.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 647—An act declaring bonds and coupons negotiable instruments.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On line 1, page 1, of the printed bill, strike out everything after the figure "1" down to and including all of line 8, and insert in lieu thereof the following: "Bonds payable to bearer or holder shall be negotiable, notwithstanding any condition contained therein or in the mortgage, deed of trust or other instrument securing the same."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 365—An act to amend section 224 of the Civil Code, relating to adoption of children.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, strike out the word "declared" and insert in lieu thereof the word "declaring".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 705—An act to repeal section 680 of the Political Code, relating to creation of deficiencies by the Board of Control.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 965—An act to amend section 1333 of the Political Code, relating to filling vacancies in the office of United States Senator.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 669—An act to amend section 57 of the California Irrigation District Act, relating to compensation of officers.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 960—An act granting to the United States of America the submerged lands lying between the easterly boundary line of the city and county of San Francisco, said line being also the westerly

boundary line of the city of Alameda, and the pier head lines westerly thereof as established at present.

Bill read second time, ordered engrossed, and on file for third reading.

UNFINISHED BUSINESS.

Senate Bill No. 656—An act to add a new section to the Political Code of the State of California, to be numbered 1734*b* and relating to high school districts.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Eden moved to refer Senate Bill No. 656 to Senator Ingram, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed bill, strike out the period and insert in lieu thereof a semicolon and the following: "*and provided, further*, that no common school district shall be annexed unless the nearest point of such common school district lies within ten miles of a high school district."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 656, with instructions to amend, respectfully reports the same back, amended as per instructions.

INGRAM, Special Committee.

Report read, and on motion of Senator Eden adopted.

Bill ordered to print, and re-engrossment.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Canepa to introduce a bill entitled "An act to authorize the State Board of Charities and Corrections to provide for the expenses of returning persons indicted or informed against for failure to support minor children, and making an appropriation for that purpose"—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Canepa: Senate Bill No. 977—An act to authorize the State Board of Charities and Corrections to provide for the expenses of returning persons indicted or informed against for failure to support minor children, and making an appropriation for that purpose.

Bill read first time, and referred to Committee on Public Charities and Corrections.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Sample to introduce a bill entitled—An act to recognize and declare valid Reclamation District No. 1618, in the county of Kings, State of California—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Sample: Senate Bill No. 978—An act to recognize and declare valid Reclamation District No. 1618, in the county of Kings, State of California.

Bill read first time, and referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 97—An act providing adjusted compensation for persons who served their country during the late war, providing for the issuance and sale of State bonds to create a fund for the purpose of carrying out the provisions hereof, providing for the payment of said bonds and for the submission of this act to a vote of the people.

On motion of Senator Scott, Senate Bill No. 97 was passed on file.

Senate Constitutional Amendment No. 30—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article II thereof a new section, to be numbered 7, relative to suffrage.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Yonkin moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—35.

The Secretary announced the absentees.

Time, twelve o'clock noon.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Otis to introduce a bill entitled—An act authorizing the payment of the claim of John F. Tyler, trustee for William E. Tucker, Mary A. Blass, John H. Crumrine, Eugene B. Stanley, Charles H. Adams, against the State of California, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—4; absent—1.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Otis: Senate Bill No. 979—An act authorizing the payment of the claim of John F. Tyler, trustee for William E. Tucker, Mary A. Blass, John H. Crumrine, Eugene B. Stanley, Charles H. Adams, against the State of California, and making an appropriation therefor.

Bill read first time, and referred to Committee on Finance.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At twelve o'clock and five minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Yonkin.

The Secretary was directed to call the roll on the adoption of the constitutional amendment, of the Senators who had not answered to their names.

The roll was called, and Senate Constitutional Amendment No. 30 finally refused adoption by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Gates, Hart, Inman, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, and Scott—21.

NOES—Senators Allen, Boggs, Canepa, Dennett, Flaherty, Godsil, Harris, Ingram, McDonald, Nelson, Sharkey, Shearer, Slater, and Yonkin—14.

NOTICE OF MOTION TO RECONSIDER.

Senator Yonkin gave notice that on the next legislative day he would move to reconsider the vote by which Senate Constitutional Amendment No. 30 was refused adoption.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 13, 1921, adopted Assembly Concurrent Resolution No. 32—Relative to protection of the State's interest in federal power sites.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Concurrent Resolution No. 32 referred to Committee on Federal Relations.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 53 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Otis, Purkitt, Sample, Scott, Shearer, and Yonkin—29.

NOES—Senators Inman, Sharkey, and Slater—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 5—An act to amend section 1609 of the Political Code, relative to the powers of school trustees and city boards of education.

On motion of Senator Johnson, Senate Bill No. 5 was passed on file.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon, Senate Bill No. 606 was passed on file.

Senate Bill No. 597—An act providing for the preparation and filing by county engineers, county surveyors, flood control engineers, road commissioners, city engineers, superintendents of streets, commissioners of public works, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the engineer for any reclamation or irrigation district within the State, or of the Debris Commission, supervising or superintending the construction or improvement of public work within the State, by day's labor or force account, of plans and specifications and estimates of costs prior to the commencement of such work and of a certificate or report showing the completion and costs of such work, excepting therefrom, emergency and maintenance work and work the cost of which is not more than $10,000.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 597 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Scott, Sharkey, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 827—An act to add a new section, to be numbered 1394½ of the Political Code, relating to fees and rates of tuition of non-resident students of the University of California.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 827 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Sharkey, Shearer, and Slater—30.

NOES—Senators Eden, Johnson, and Jones—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until twelve o'clock and forty minutes p.m.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Johnson, Senate Bill No. 5 was ordered withdrawn from the file, and re-referred to Committee on Education.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Lyon, Senate Bill No. 35 was ordered withdrawn from the file, and re-referred to Committee on Judiciary.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 789—An act to amend sections 8 and 9 of the "Vehicle Act," approved May 10, 1915, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill strike out the "s" in the word "sections"; also strike out the rest of the title, and insert in lieu thereof the following:

"fifteen of "An act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act, approved May 11, 1915, as amended."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out all of line 1 after the period; also strike out lines 2 and 3, and insert in lieu thereof the following:

"Section 15 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act", approved May 11, 1915, as amended, is hereby amended to read as follows:

Sec. 15. (*a*) Other than on vehicles actually engaged at the time in construction or repair work on public highways, no tire on any motor or other vehicle operated on or over any public highway or bridge shall have on its periphery any block, stud, flange, cleat, ridge, bead or any other protuberance of metal or wood which projects beyond the tread or traction surface of the tire; but this section shall not be so construed as to prohibit the use of tire chains of reasonable proportions on motor vehicles when required for safety because of snow, ice or other conditions tending to cause such motor vehicle to slide or skid; *provided, however*, that traction engines or tractors the propulsive power of which is exerted not through wheels resting upon the ground but by means of a flexible band or chain, known as a movable track, may be operated upon the public highways with transverse corrugations upon the periphery of said movable tracks, on condition that a permit shall first have been obtained as hereinafter in this section provided.

(*b*) No motor or other vehicle shall be operated on or over any public highway or bridge, nor shall any object be moved over or upon any public highway or bridge on wheels, rollers, or otherwise, except when transported in or upon vehicles running exclusively on stationary rails or tracks, in excess of a total weight, including load, of thirty thousand pounds, when said motor or other vehicle or contrivance is equipped with four wheels running on the highway, or in excess of a total weight,

including load, of forty thousand pounds when said motor or other vehicle or contrivance shall be equipped with six wheels running on the highway and with three axles not less than ninety-six inches apart, without first obtaining a permit as hereinafter in this section provided.

(c) No motor or other vehicle or other object, or contrivance for moving loads, except as hereinafter otherwise provided, shall be operated or moved upon or over any public highway or bridge, the weight including the load of which resting upon the surface of said highway or bridge exceeds seven hundred pounds upon any inch of the channel base width of tire, when said vehicle is equipped with tires made of other material than metal; and no motor or other vehicle, object, or contrivance for moving loads shall be operated or moved upon or over any public highway or bridge the weight including the load of which resting upon the surface of said highway or bridge exceeds five hundred pounds upon any inch of width of tire, roller, wheel, or other object supported on the surface thereof when such tires or the rolling surface of such rollers, wheels, or other objects are made in whole or in part of metal, without first obtaining a permit as hereinafter in this section provided; *provided, however*, that traction engines or tractors the propulsive power of which is exerted not through wheels resting upon the ground but by means of a flexible band or chain, known as a movable track, shall not be subject to the foregoing limitations upon permissible weights per inch of width of tire if the portions of the movable tracks in contact with the surface of the highway present plane surfaces; *and provided, further*, that cities heretofore or hereafter organized under freeholders' charters may permit or prohibit the increase, beyond the maximum weight per inch of width of tire hereinabove prescribed, of the weight of loads carried within the limits of such cities in or upon metal-tired vehicles drawn by muscular power, but where any such city has not by proper and suitable ordinance or other regulation permitted or prohibited such increase of maximum weight of loads, the regulations and limitations prescribed by this act shall not apply.

No solid rubber tire shall be used on any motor or other vehicle or contrivance for moving loads over any public highway or bridge unless such tire has rubber on its entire traction surface at least one inch thick above the edge of the flange.

The supervisors of any county shall have power to require a lighter load on county roads in their respective counties. Any person violating the provisions of this subsection shall be guilty of a misdemeanor and is liable to a penalty of twenty dollars for each full ton in excess of the limitation herein imposed, and any peace officer making the arrest of the owner or driver of any vehicle violating the provisions of this subsection shall keep said vehicle with its load in his custody until such time as said penalty shall have been paid; *provided*, that the owner or driver of any such vehicle may give to said peace officer a bond in favor of the State of California in case of state highways, and in the name of the county in which the offense has occurred in the case of county roads, conditioned to secure the payment of said penalty within the time prescribed in said bond. Furthermore, any peace officer may require the owner or the driver to drive any such vehicle to the nearest public scales to be designated by such peace officer for the purpose of establishing the weight and the load of any such vehicle.

(d) No motor vehicle shall be operated or driven over any public highway or bridge drawing or having attached thereto more than two trailers; *provided*, that all four-wheeled trailers excepting light camping trailers shall be equipped with suitable brakes.

(e) Anything to the contrary herein notwithstanding, upon application in writing to the State Department of Engineering, said Department of Engineering in its discretion may issue a special permit to the owner or operator of any vehicle allowing heavier or wider loads than hereinabove in this section or elsewhere in this act permitted to be moved or carried over and on the public highways and bridges, or allowing more than two trailers to be drawn by a motor vehicle; and may also issue such special permit to increase the permissible weights per inch of width of tire and may also permit the use of corrugations on the periphery of the movable tracks of traction engines or tractors propelled not by wheels resting upon the ground but by flexible bands or chains. Such permits shall be in writing and they may limit the time of use and operation over the particular highways and bridges which may be traversed and may contain such special conditions and provisions and require such undertaking or other security as the said Department of Engineering shall deem to be necessary to protect the public highways and bridges from injury, or provide indemnity for any injury resulting from such operation. All such special permits shall be carried in the vehicles to which they refer and shall upon demand be open to the inspection of any peace officer, any authorized agent of the Department of Engineering or of the Motor Vehicle Department, or any officer or employee charged with the care or protection of the public highways. It shall be unlawful for any person to violate, or to cause or permit to be violated, the limitations or conditions of such special permits and any such violation shall be deemed for all purposes to be a violation of the provisions of this act.

(f) Anything to the contrary herein notwithstanding, the State Department of Engineering may in its discretion limit the maximum load to be carried over or on

any public bridge, causeway, viaduct, trestle or dam, below the maximum established by law; *provided, however*, that in such event said Department of Engineering shall cause suitable signs to be erected and maintained, specifying such limitation of load, such signs to be placed at a distance of not less than one hundred feet nor more than one hundred fifty feet from the approaches to such bridge, causeway, viaduct, trestle or dam.

(*g*) Anything to the contrary in this act notwithstanding, the owner and the operator, driver or mover of any vehicle, object or contrivance over a public highway or bridge, shall be jointly and severally responsible for all damages which said highway or bridge may sustain as the result of so operating or driving or moving such vehicle and the amount of such damages may be recovered in an action at law by the authorities in control of such highway or bridge."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 805—An act to amend an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In the title of the printed bill, in line 1, after the word "amend" insert the following:

"Sections 2, 3, 4, 5, 6, 7, 9, 11, 15 and 36 of".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out lines 1 to 9, inclusive, and insert in lieu thereof the following:

"SECTION 1. Section 2 of the act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917, is hereby amended to read as follows:"

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, in line 23, strike out the words "to the advisory board of the State Engineering"; and in line 24, strike out the words "Department of the State of California, and".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill strike out lines 3 to 32, inclusive; and on page 3 strike out lines 1 to 13, inclusive, and insert in lieu thereof the following:

"SEC. 2. Section 3 of said act is hereby amended to read as follows:

Sec. 3. Upon receipt of a copy of the resolution adopted as aforesaid, the boards of supervisors of the several counties affected shall proceed to consider the advisability of forming said joint highway district. Each county board of supervisors, as soon as it has given tentative approval, shall notify the board initiating the proceedings. The latter board, as soon as it has received satisfactory evidence of tentative approval of the formation of the district by the several counties affected, shall notify the clerk of each board of supervisors of that fact.

SEC. 3. Section 4 of said act is hereby amended to read as follows:

Sec. 4. Upon the receipt of such notice it shall be the duty of each of the boards of supervisors to name and appoint one of its members as a member of the board of directors of the joint highway district. When but two counties comprise a district the two directors thus chosen shall in turn select a third member of the board of directors.

SEC. 4. Section 5 of said act is hereby amended to read as follows:

Sec. 5. It shall be the duty of each of the persons so appointed to meet within thirty days after notice of their appointment, and to organize by selecting a president or chairman and secretary from their membership.

SEC. 5. Section 6 of said act is hereby amended to read as follows:

Sec. 6. Said board of directors shall furthermore have power to employ such assistance as may be necessary in the preparation of plans and estimates and in the making of preliminary surveys in order to furnish the several counties adequate engineering data before the district is completely organized. The cost and expenses of such investigation, estimates and reports shall be defrayed out of such moneys as may be allotted to the district board by the several boards of supervisors from time to time.

SEC. 6. Section 7 of said act is hereby amended to read as follows:

Sec. 7. Said board of directors shall tentatively fix the route of the proposed district highway, determine the approximate total cost thereof, and the portion thereof that should be borne by each county respectively. The board shall make and file a copy of said report with the board of supervisors of each of the counties affected. Within thirty days of the receipt of such report, each board of supervisors shall adopt or reject the proposal for formation of the joint highway district. Failure of a board of supervisors to act within said time shall be deemed a rejection. A certified copy of each such ordinance shall be forthwith transmitted to the board which initiated the proceedings, whereupon the latter board shall make a finding as to the final approval or disapproval of the formation of the district, and notify the clerks of the several counties as to the result. In case the several boards vote in favor of formation of the district, a certified copy of such notice of finding shall be filed with the Secretary of State, whereupon the said joint highway district shall be deemed created and organized, and shall exercise all the powers granted by this act, and shall be a public corporation under the designation of "Joint Highway District No. ------ of the State of California". Districts shall be numbered in the order of their creation."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 3 of the printed bill strike out lines 14 to 21 and insert in lieu thereof the following:

"SEC. 7. Section 9 of said act is hereby amended to read as follows:"

Amendment adopted

AMENDMENT NUMBER SIX.

On page 3 of the printed bill, lines 26 and 27, strike out the words "either from its members or other suitable person" and insert in lieu thereof the following: "from its members, and in case the district is composed of but two counties, a third member shall be chosen by the two members chosen by the counties."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 3 strike out lines 32 to 49, inclusive, and insert in lieu thereof the following:

"SEC. 8. Section 11 of said act is hereby amended to read as follows:"

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 4, in line 2, strike out the words "section three of".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 4 strike out lines 21 to 52, inclusive; also strike out all of pages 5 to 10, inclusive, and lines 1 to 12, inclusive, on page 11, and insert in lieu thereof the following:

"SEC. 9. Section 36 of said act is hereby amended to read as follows:"

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 11, in line 18, of the printed bill, after the comma insert the following: "if the boards of supervisors of the several counties concerned assent to the relinquishment and transfer of such management and control,".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 11 of the printed bill strike out lines 25 to 32, inclusive, and also strike out all of page 12.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 600—An act to amend section 14 of the California Irrigation District Act, to repeal sections 32½ and 34 of said act and to insert in said act a new section, to be numbered 42*a*, relating to assessments.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title strike out all after the word "to" and all the remainder of said title and insert in lieu thereof the following: "repeal section 32½ and to add to said act two new sections to be numbered respectively 42*a* relating to assessments and 62*a* relating to joint work by two or more districts."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of said line and all the remainder of said page and all of page 2 of the printed bill and insert in lieu thereof the following:

"SECTION 1. Section 32½ of the California Irrigation District Act is hereby repealed.

SEC. 2. A new section is hereby added to said California Irrigation District Act to be numbered 42*a* and to read as follows:

SEC. 42*a*. In case the board of directors of any district shall find that any property has been assessed in any year more than once or has been assessed by reason of a clerical error for more than its full cash value, or that any property assessed was not in the district when so assessed, the board may authorize the collector to cancel or modify such assessment, as may be proper, and in case of any such change in any assessment, the secretary shall credit the collector with the amount of said assessment if it is cancelled, or the amount by which it is reduced if it is modified. If an assessment, or any part thereof, levied upon any property erroneously assessed as aforesaid has been paid, the board of directors, upon a satisfactory showing of the facts in the case, shall refund the amount so paid by drawing a warrant upon the treasurer of the district for said amount to the order of the person making such payment.

SEC. 3. A new section is hereby added to said California Irrigation Act to be numbered 62*a*, to read as follows:

SEC. 62*a*. Whenever two or more irrigation districts organized or existing under this act may, in the opinion of the boards of directors thereof, have a common interest in the acquisition or storage of any water or in the construction, maintenance and operation of any works or distribution of any water therefrom or electrical energy developed thereby the said districts may, by a two-thirds vote of the board of directors of each district interested, form a commission as provided herein for carrying out the said purposes.

Each board of directors taking part shall appoint one member of the commission who need not be a member of any of said boards and who shall hold office at the pleasure of the appointing board.

The commission so appointed shall have full power to enter upon and carry on the work above specified, subject to the provisions of this section, and the members shall give bonds and have compensation as provided in this act for members of boards of directors. They shall also fix the salary of the trustees hereinafter provided for and the bonds to be given by them.

It shall be the duty of the Governor, upon being notified of the formation of said commission, to appoint three disinterested persons as trustees to serve for four years or at the pleasure of the Governor. Such appointment shall be subject to confirmation by the aforesaid commission herein provided for.

Such trustees, with the consent and advice of said commission, shall have full power to perform all acts necessary for the acquisition, conservation, storage and control of said waters and the construction, operation and management of said works, and the distribution of said water and the development and distribution of any electrical energy that may be generated, in an equitable manner to each interest taking part therein.

Said trustees when appointed shall also have all of the authority conferred upon, and shall take the place of, the Water Commission provided for in section 62 of this act.

Any other political subdivision, company, corporation or individual entitled to a part of the water so acquired or conserved or to the energy so generated may make contracts with the foregoing board of trustees for their individual interests.

The trustees shall fix all other bonds and salaries of all employees employed in the work herein provided for, fill all vacancies that may occur and shall have all the authority possessed by boards of directors under section 15 of this act so far as the same shall be necessary for performing the work provided for in and carrying out the purposes of this section.

The trustees shall apportion to each district taking part in any of the work provided for in this section, according to the benefit derived by such district, its proportion of all the costs of such project, including the salaries and expenses of the commission and trustees. Each district participating in said work shall finance its own proportion of the cost of the project and shall be responsible except as hereinafter provided only for such proportionate costs. Should the board of directors of any district fail within thirty days after a notification by said trustees of the work proposed to be done to indicate its willingness to assume its proportion of the cost or fail within ninety days after the apportionment of such cost to make arrangements satisfactory to the said trustees for the financing of its proportion of the said project then said district shall not be entitled to participate in the benefits and shall forfeit all rights with regard thereto and the other districts may proceed with the construction and provide for the financing thereof without regard to the district so failing to participate.

The said trustees herein provided for shall have all authority necessary for carrying out the provisions of the act providing for the development of electrical power by irrigation districts approved May 21, 1919, so far as such power may be developed as a part of or incidental to said joint work and said act and all acts amendatory thereof shall apply to the work authorized by this section and any power developed shall be apportioned to each participating interest in a fair and equitable manner."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 153—An act to establish standards for grain, providing for grading and inspection, defining the powers and duties of the Director of Agriculture in respect thereto, prescribing penalties for violation of the provisions hereof and making an appropriation to carry out the provisions of this act—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—6; absent—3.

RIGDON, Chairman.

Senate Bill No. 153 ordered on file for second reading.

ON MINES AND MINING.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Mines and Mining, to which was referred Assembly Bill No. 1116—An act to provide for the organization and government of

transportation districts and to provide for the acquisition or construction and maintenance thereby of roads, railroads, pipe lines and other transportation facilities—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Oil Industries.

Committee membership—5; committee vote: Ayes—5.

SHEARER, Chairman.

Assembly Bill No. 1116 re-referred to Committee on Oil Industries.

ON INSURANCE.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Insurance, to which was referred Senate Bill No. 414—An act to amend section 6025 of the Political Code, relating to a classification of risks, premium rates and schedule ratings for insurance carriers insuring employers or employees under Workmen's Compensation, Insurance and Safety Act, chapter 176, Laws of 1913; to permit the issuance of compensation participating policies and requiring annual reports to the State Insurance Commissioner; authorizing the State Insurance Commissioner to enforce the provisions of this act and providing penalties for its violation—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do not pass, as amended.

Committee membership—9; committee vote: Ayes—5; noes—2; refused to vote—1; absent—1.

BURNETT, Chairman.

Senate Bill No. 414 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 795—An act to amend section 2239 of the Political Code, relative to extending the benefits of this school to persons not residents of this State;

Also: Assembly Bill No. 588—An act to amend section 1618 of the Political Code, relating to special classes for the deaf and crippled children;

Also: Assembly Bill No. 826—An act to amend sections 1617, 1663, 1720, 1750, and 1750*a*, of the Political Code, relating to public schools;

Also: Assembly Bill No. 836—An act to add a new section to the Political Code to be numbered 1534, relating to the government of private foreign language schools;

Also: Assembly Bill No. 82—An act to amend section 1770 of the Political Code, relating to duties of county boards of education;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—15; committee vote: Ayes—12; absent—3. Same vote on all bills.

HARRIS, Chairman.

Assembly Bills Nos. 795, 588, 826, 836 and 82 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 914—An act providing for free textbooks at California Polytechnic School; Committee vote: Ayes—12; absent—3.

Also: Senate Bill No. 225—An act to amend section 1750 of the Political Code, relating to adoption of course of study and textbooks by high school boards; Committee vote: Ayes—11; absent—4.

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

HARRIS, Chairman.

Senate Bills Nos. 914 and 225 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 455—An act to amend section 1750*c* of the Political Code, relating to high schools;

Also: Senate Bill No. 456—An act to amend section 1552 of the Political Code, relating to the county superintendent of schools;

Also: Senate Bill No. 457—An act to amend section 1607 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 206—An act to amend section 1521 of the Political Code, relating to the per diem of members of the State Board of Education and the compensation of the assistant superintendents of public instruction;

Also: Senate Bill No. 775—An act to provide for the issuance of bonds by junior college districts;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—12; absent—3. Same vote on all bills.

HARRIS, Chairman.

Senate Bills Nos. 455, 456, 457, 206 and 775 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 457—An act to amend sections 1545 and 1859 of the Political Code, relating to the length of term in elementary school districts;

Also: Assembly Bill No. 1091—An act to add a new section to the Political Code to be numbered 1546*a*, relating to emergency schools;

Also: Assembly Bill No. 1090—An act to amend section 1581 of the Political Code, relating to the opening of schools in elementary school districts;

Also: Assembly Bill No. 942—An act to add a new section to the Political Code, to be numbered 1885*a*, relating to the issuance of school bonds;

Also: Assembly Bill No. 1207—An act to add a new section to the Political Code to be numbered 1746*a*, relating to the execution of bonds of high school districts;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—12; absent—3. Same vote on all bills.

HARRIS, Chairman.

Assembly Bills Nos. 457, 1091, 1090, 942 and 1207 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 214—An act to amend section 16 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended;

Also: Senate Bill No. 956—An act to amend section 1742 of the Political Code, relating to high schools;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—12; absent—3. Same vote on both bills.

HARRIS, Chairman.

Senate Bills Nos. 214 and 956 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 992—An act to amend "An act authorizing the board of trustees of the Whittier State School to maintain a department for the clinical diagnosis of inmates of the school and other institutions, and to inquire into the causes and consequences of delinquency and mental deficiency, and related problems," as approved May 11, 1917, by adding thereto new sections numbers 3, 4, 5 and 6—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—12; absent—3.

HARRIS, Chairman.

Assembly Bill No. 992 ordered on file for second reading.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 257—An act appropriating money for repairs and improvements to the buildings and grounds and equipment for the Santa Barbara State Normal School;

Also: Senate Bill No. 328—An act appropriating money for furniture and equipment for the Hastings College of the Law;

Also: Senate Bill No. 332—An act appropriating money for the construction of a building or buildings for manual arts and home economics and the equipping and furnishing of the same at the San Jose State Normal School;

Also: Senate Bill No. 333—An act appropriating money for repairs and improvements including a new well and equipment at the San Jose State Normal School;

Also: Senate Bill No. 336—An act appropriating money for the erection of a school room and assembly building at the Sonoma State Home;

Also: Senate Bill No. 357—An act appropriating money for the completion of buildings, improvements to grounds and the purchase of equipment at the Humboldt State Normal School;

Also: Senate Bill No. 361—An act appropriating money for the erection of cottages for employees for San Quentin State Prison;

Also: Senate Bill No. 379—An act appropriating money for general improvements on the property of the State situated in Napa County and known as the Napa State Farm;

Also: Senate Bill No. 380—An act appropriating money for a cottage and equipment for patients at the Napa State Hospital;

Also: Senate Bill No. 381—An act appropriating money for repairs, improvements, equipment and furnishings for the Veterans' Home at Yountville;

Also: Senate Bill No. 387—An act appropriating money to carry out the building and development program at Whittier State School, and for repairs, improvements and equipment;

Also: Senate Bill No. 391—An act appropriating money for the housing and training of patients at the Southern California State Hospital;

Also: Senate Bill No. 405—An act appropriating money to be used for malaria control by the State Board of Health;

Also: Senate Bill No. 407—An act appropriating money to be used for plague parasitology by the State Board of Health;

Also: Senate Bill No. 421—An act appropriating money for repairs, improvements and equipment for the Stockton State Hospital;

Also: Senate Bill No. 422—An act appropriating money for the erection and equipment of a receiving and psychopathic building at the Stockton State Hospital;

Also: Senate Bill No. 425—An act to appropriate money to be expended by and under the direction of the Department of Engineering for the purpose of rectifying and improving the channels of the Sacramento, San Joaquin and Feather rivers and such other waters of the State as the Department of Engineering may determine; improving the navigability of such waters and acquiring land for necessary rights of way therefor; making surveys, investigations and report upon the feasibility of canalizing the rivers of the State and constructing canals for navigation, and making surveys, investigations and plans for flood control; the examination and supervision of dams and the investigation of rainfall, snowfall, runoff, and stream flow affecting navigation, flood control or irrigation and preventing and repairing damage in certain cases;

Also: Senate Bill No. 430—An act appropriating money for office furniture and equipment for the Secretary of State's office;

Also: Senate Bill No. 431—An act appropriating money for repairs, improvements and the completion of buildings and extension of the wall at the Folsom State Prison;

Also: Senate Bill No. 432—An act making appropriation for the purchase of a building site and the erection of a building for the State Printing Office;

Also: Senate Bill No. 433—An act appropriating money to cover rental and other expense necessary toward the maintenance of offices for State departments in Sacramento and Los Angeles;

Also: Senate Bill No. 469—An act appropriating money to be used for the support and maintenance of the division of public health nurses by the State Board of Health;

Also: Senate Bill No. 472—An act to amend sections 2 and 3 of an act entitled "An act to provide for the establishment and maintenance of a bureau of tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons affected with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended;

Also: Senate Bill No. 497—An act appropriating money for improvements to streets and grounds at Fresno State Normal School;

Also: Senate Bill No. 546—An act appropriating money for repairs, improvements, furniture and equipment for the Industrial Home for the Adult Blind;

Also: Senate Bill No. 555—An act appropriating the sum of seventy-five thousand dollars to defray the expense, during the seventy-third and seventy-fourth fiscal years, of organizing, controlling, equipping, instructing and maintaining the high school cadet companies in the State of California and for promoting rifle practice in said companies and to further carry out the purposes of an act entitled "An act to provide for the organization, control and equipment of high school cadet com-

panies and for the promotion of rifle practice therein, and appropriating the sum of five thousand dollars therefor;"

Also: Senate Bill No. 564—An act appropriating money to pay the cost of printing, publishing and distributing State textbooks free to the school children of the State in accordance with the provisions of the constitution;

Also: Senate Bill No. 585—An act appropriating money for the erection of a receiving building and for the equipment and service in connection thereto for Mendocino State Hospital;

Also: Senate Bill No. 586—An act appropriating money to purchase additional land for the Mendocino State Hospital and to improve the same;

Also: Senate Bill No. 637—An act appropriating money to purchase a new site for the Women's Relief Corps Home;

Also: Senate Bill No. 757—An act appropriating money for repair or exchange of the State automobile of the Governor's office;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—10; absent—7.

GATES, Chairman.

Senate Bills Nos. 257, 328, 332, 333, 336, 357, 361, 379, 380, 381, 387, 391, 405, 407, 421, 422, 425, 430, 431, 432, 433, 469, 472, 497, 546, 555, 564, 585, 586, 637, and 757 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 471—An act making an appropriation to carry out the purposes of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California" and amendatory acts thereto—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass, as amended.

Committee membership—17; committee vote: Ayes—10; absent—7.

GATES, Chairman.

Senate Bill No. 471 ordered on file for second reading.

ON PUBLIC UTILITIES.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Senate Bill No. 495—An act making it the duty of railroad companies operating in whole or in part within the State of California to provide first medical aid to injured passengers, employees or other persons; requiring employees in charge of trains and engines to report after the use of the medical supplies furnished under this act; and providing penalties for its violation—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that same do pass, as amended.

Committee membership—11; committee vote: Ayes—6; absent—5.

DENNETT, Chairman.

Senate Bill No. 495 ordered on file for second reading.

RECESS.

At 12 o'clock and forty minutes p.m., on motion by Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1110—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of ways in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill as amended in the Assembly March 16, 1921, strike out lines 24 to 32, both inclusive, and insert in lieu thereof the following: "tain a provision to that effect; *provided, however*, that any such sum or sums which may be assessed against any such lots, pieces or parcels of land so owned and used, shall not be payable by the city when such sum or sums are paid by the owner of or the governing body controlling such lots, pieces or parcels of land. After all sales provided for in section 14 of this act have been made the superintendent of streets shall report to the city treasurer the amount collected."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 502—An act to amend section 35 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885.

In the absence of Senator Carr, F. M., Assembly Bill No. 502 was passed on file.

Assembly Bill No. 741—An act to amend section 42 of the act known as the "Improvement Act of 1911," approved April 7, 1911, as amended.

In the absence of Senator Carr, F. M., Assembly Bill No. 741 was passed on file.

Assembly Bill No. 875—An act to amend sections 67, 68, 69, 70, 71, 72, 73, 74, 75 and 76 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill as amended in the Assembly March 24, 1921, in line 5 of said page, preceding the word "Section" insert the following: "Sec. 2."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3, in line 5, preceding the word "Section" insert the following: "Sec. 3."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3, in line 13, preceding the word "Section" insert the following: "Sec. 4."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 3, in line 46, preceding the word "Section" insert the following: "Sec. 5."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 4, in line 7, preceding the word "Section" insert the following: "Sec. 6."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 4, in line 24, preceding the word "Section" insert the following: "Sec. 7."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 4, in line 38, preceding the word "Section" insert the following: "Sec. 8."

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 5, in line 28, preceding the word "Section" insert the following: "Sec. 9."

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 5, in line 36, preceding the word "Section" insert the following: "Sec. 10."

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 4, line 13, strike out the word "on" and insert in lieu thereof the word "and".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 876—An act to amend section 28 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of

street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 3 of the printed bill as amended in the Assembly March 16, 1921, strike out lines 24 to 34, both inclusive, and insert in lieu thereof the following: "the principal. Such reassessment shall be collectible and payable in the same manner as an original assessment and shall be enforcible by suit in the same manner provided in this act for enforcing an original assessment. In the event that bonds issue under the original assessment they shall also issue upon the reassessment for such sum as may be reassessed against the lot, piece or parcel of land covered thereby. The lien of such reassessment shall hold its relative rank as to other special assessment liens as of the date of the original assessment."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 517—An act to add a new section to the Penal Code, to be numbered 111*a*, relating to the expense of holding coroner's inquests and post mortem examinations on bodies of convicts.

In the absence of Senator Inman, Assembly Bill No. 517 was passed on file.

Assembly Bill No. 1273—An act declaring the existence of inflammable vegetable matter constituting a fire menace to be a public nuisance; providing for its abatement, and prescribing the manner of collecting the expense thereof.

In the absence of Senator Carr, F. M., Assembly Bill No. 1273 was passed on file.

Assembly Bill No. 439—An act to amend sections 1760 and 1761 of the Political Code, relating to the appropriation and apportionment of State high school funds.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 37, strike out the words "his county" and insert in lieu thereof the words "the State".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, lines 43 to 50, beginning with the words "draw his order", on line 43, strike out all reading matter down to and including line 50, and insert in lieu thereof the following reading matter: "certify to the State Controller the amount apportioned to each high school district. Thereupon, the State Controller must draw a warrant in favor of the treasurer of each county or city and county for the amount so apportioned to the high school districts of that county or city and county. The treasurer of the county or of the city and county shall immediately place the amount received on account of each high school district in his county to the credit of the account of said district."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 456—An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code, relating to schools and school revenues.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 4 of the printed bill, beginning with line 20 with the word "On", strike out all that follows and down to and including line 16, on page 5, and insert in lieu thereof the following:

"On the order of the board of school trustees, or board of education of any city having a board of education, to draw his requisition upon the county auditor for all necessary expenses against the school fund of any district. The requisitions must be drawn in the order in which the orders therefor are filed in his office. Each requisition must specify the purpose for which it is drawn, but no requisition shall be drawn upon the order of the board of school trustees or board of education against the funds of any district except the teachers' or janitors' salaries, unless such order is accompanied by an itemized bill showing the separate items, and the price of each, in payment for which the order is drawn; nor shall any requisition for teachers' or janitors' salaries be drawn unless the order shall state the monthly salary of teacher or janitor, and name the months for which such salary is due. Upon the receipt of such requisition the auditor shall draw his warrant upon the county treasurer in favor of the parties for the amount stated in such requisition. The order of the board of school trustees, or board of education, shall be made only on the form of blank prescribed by the county superintendent of schools and approved by the superintendent of public instruction; *provided*, that said blanks shall be printed and furnished to the school districts by the board of supervisors of the respective counties of the State, and when signed by at least two members of the board of trustees, or the officials authorized to sign orders for the board of education, shall be transmitted to the superintendent, who shall, in case he approve such demand, indorse upon it, "examined and approved," together with the number and date when approved, and shall, in attestation thereof, affix his signature thereto, and deliver the same to the claimant, or his order, who shall transmit the same to the auditor, who shall, in case he allows said demand, indorse upon it "allowed," together with the number and date when allowed, and shall, in attestation thereof, affix his signature thereto, and deliver the same to the claimant and make a proper record thereof and charge against the particular fund of the particular district against which such demand was allowed; and said demand when so approved and signed by the superintendent, and when so allowed and signed by the auditor, shall constitute the requisition on the auditor, and the warrant on the treasury within the meaning of this act; *and provided, further*, that the county superintendent of schools, after examining and approving any demand, may transmit the same directly to the county auditor, who after allowing such demand shall return the same to the governing superintendent of schools, who shall thereupon return said demand to the governing board of the school district, which shall issue said demand to the claimant or to his order."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 6 of the printed bill, in line 8, after the word "California" strike out the period and insert in lieu thereof a comma and the following: "or a credential issued by the State Board of Education recommending the holder to receive a kindergarten primary certificate."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 6 of the printed bill, line 13, after the word "education" strike out the period and insert in lieu thereof a comma and the words "or a credential issued by the State Board of Education recommending the holder to receive an elementary certificate."

Amendment adopted.

AMENDMENT NUMBER FOUR.

Between the lines 31 and 32, on page 6, of the printed bill insert the following: "(e) A temporary health and development certificate, or an attendance officer certificate, or junior high school certificate, may be issued on credentials approved or granted by the State Board of Education recommending the holder to receive such certificate."

Amendment adopted.

AMENDMENT NUMBER FIVE.

In line 32, on page 6, of the printed bill, before the words "A temporary" insert the letter "(f)".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 8 of the printed bill, in line 28, after the period insert the following: "Any required amount of any money so received from the national government may be used to provide suitable housing quarters for the teacher or teachers and to meet the necessary expenses of erecting, equipping and caring for the school property; and also for the purpose of purchasing food or clothing or both for Indian children in attendance upon the schools of the district in cases of absolute necessity and want."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 9, line 19, beginning with the word "The", strike out all matter in line 19 and all matter in lines 20 to 28, inclusive, and insert in lieu thereof the following: "The board of education of every city or city and county and the board of trustees of every school district in this State wherein reside five or more children who are crippled in such a manner that it is impracticable for them to attend the regular classes in the public school, who are not below normal mentality and who are not exempted from attendance by the proper educational authorities, may establish and maintain separate classes in the primary and grammar grades of the public schools wherein such pupils shall be taught such subjects as shall be suitable to their needs; also said boards shall be permitted to employ home teachers who shall perform the duties provided for the education of crippled children in this paragraph. Every county and city and county superintendent of schools must apportion state and county school moneys to districts maintaining separate classes for the instruction of cripples upon the same basis provided in section one thousand eight hundred fifty-eight of this code for districts maintaining separate classes for the instruction of the deaf. Wherever necessary the district shall provide for the transportation of such pupils to and from school."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 794—An act to amend section 2267 of the Political Code, relating to the experience required of the principal in the art of teaching the deaf or the blind.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of line 1 of the title following the word "hundred", all of lines 2, 3, and 4, and insert in lieu thereof the following: "fifty-five of the Political Code relating to the powers and duties of the board of directors of the California School for the Deaf and the Blind."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 1, strike out the word "sixty-seven" and insert in lieu thereof the word: "fifty-five".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill strike out all of lines 3 and 4 and insert in lieu thereof the following:

"2255. The powers and duties of the board are as follows:

1. To make by-laws not inconsistent with the laws of the State, for their own government and the government of the school.
2. To elect a superintendent.
3. To elect a treasurer who shall not be a member of the board of directors.
4. To remove at pleasure any officer, teacher, or employee.
5. To fix the compensation of all officers, teachers and employees.
6. To keep a record of their proceedings.
7. To report to the governor a statement of the receipts and expenditures, the condition of the school, the number of pupils, and such other matters concerning the school as they deem advisable."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 321—An act to provide for the reversion of unexpended balances of certain appropriations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 15, strike out the period following the word "agreements" and insert thereafter the words "or under contract."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, in line 16, after the period following the numeral "2" strike out all of lines 16 and 17, and insert in lieu thereof the following: "Appropriations made prior to 1921 shall not lapse until six years have expired from the date they became available."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 753—An act providing for the establishment and administration of industrial farms or industrial road camps in the counties of the State and the commitment thereto and discipline of persons charged with or convicted of public offenses.

In the absence of Senator Carr, W. J., Assembly Bill No. 753 was passed on file.

Assembly Bill No. 449—An act to amend sections 1 and 5 of an act entitled "An act creating a Department of Agriculture, providing for its organization and declaring its functions; transferring to said department the powers and duties of various State agencies and the unexpended balances of their appropriations and funds; prohibiting certain acts, and prescribing penalties for violations of the provisions hereof," approved May 16, 1919.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 840—An act to amend section 2322*a* of the Political Code, relating to county horticultural commissioners.

In the absence of Senator Rigdon, Assembly Bill No. 840 was passed on file.

Assembly Bill No. 1297—An act to amend an act entitled "An act to provide for the establishment, government, and maintenance of city planning commissions within municipalities, and prescribing their powers and duties," approved May 21, 1915.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 902—An act to amend sections 24 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 903—An act amending section 3 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 974—An act to amend the title of and to revise an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes and alleys not within the territory of incorporated cities or towns; for the incidental establishment of grades thereof; for the construction therein or thereon of sidewalks, sewers, manholes, bridges, cesspools, gutters, tunnels, curbing and crosswalks; for the issue of bonds representing the costs and expenses thereof; for a special fund derived in part from the county road fund and in part by special assessment upon a district, and for the establishment of such districts," approved March 21, 1907, as amended, and to include therein provision for the doing of work adjacent to said public roads, streets, avenues, boulevards, lanes and alleys which is incidental to the work thereon.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1268—An act authorizing municipal corporations to incur indebtedness for certain purposes, and to vote, issue and sell bonds for such purposes, and to levy and collect taxes for the payment of such bonds.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 416—An act to amend section 5 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 446—An act to amend section 883 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 504—An act to amend sections 5, 6, 9, 11, 13, 14, 15, 16, 17 and 19 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 802—An act to amend section 18*b* of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain systems of street lights on public highways; to provide for the formation, government and operation of highway lighting districts; the calling and holding of elections in such districts; the assessment, collection, custody and disbursement of taxes therein; and the creation of ex officio boards of supervisors," approved March 20, 1909, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 220—An act to repeal an act entitled, "An act to provide for local improvements in or upon streets, avenues, lanes, alleys, courts, places, public ways, property, or rights of way within or belonging to municipalities, and providing for the issuance and payment of bonds to represent assessments levied for such improvements," approved May 16, 1919.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 254—An act amending section 18 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 255—An act amending section 27 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 415—An act to amend section 4 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost

thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 129—An act granting to the city of Manhattan Beach the tidelands and submerged lands of the State of California with the boundaries of the said city.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1245—An act to amend section 1600 of the Code of Civil Procedure, relating to estates of decedents.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 307—An act to cure defects in maps or plats filed for record prior to January 1, 1921, and in deeds or conveyances referring to such maps.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 122—An act transferring the sum of $100,000, heretofore appropriated by an act approved May 26, 1913, to the use of the "State Compensation Insurance Fund," from said "State Compensation Insurance Fund" to the general fund of the State.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1104—An act to amend section 56 of the Civil Code, relating to the capability of minors to contract marriage.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 244—An act to add a new section to the Penal Code, to be numbered 931, relating to the duties of grand jurors.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 36—An act to amend sections 1207 and 1264 of the Political Code of California, relating to elections.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 33—An act to add a new section to the Political Code, to be numbered 1252*a*, relating to the conduct of elections.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 999—An act to amend section 1142 of the Political Code, relating to elections.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 41—An act concerning the registration, numbering, and use of air craft, and the licensing of operators thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 219—An act relating to the paving of highways within municipalities, and requiring the board of supervisors of any county to pave such highways whenever they constitute part of a county highway system, and the funds therefor have been raised by a bond issue or special tax.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 962—An act to amend sections 6, 9, 13, 19, 19*a*, 21, 22, 82, and 97 of the California Irrigation District Act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out lines 1 and 2 of the title of the printed bill, as amended March 17, 1921, and insert in lieu thereof the following: "An act to amend sections 13, 21, 22, 82, and 90—".

Amendment adopted.

AMENDMENT NUMBER TWO.

Strike out lines 1 to 23, inclusive, on page 1 and lines 1 to 26, inclusive, on page 2.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, strike out line 27 and insert in lieu thereof the following:
"SECTION 1. Section 13 of the California Irrigation District Act is hereby amended so".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 strike out lines 14 to 32, inclusive, strike out all of page 3 and lines 1 to 3, inclusive, on page 4.

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 4, in line 4, strike out the figure "6" and insert in lieu thereof the figure "2".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 4, in line 26, strike out the figure "7" and insert in lieu thereof the figure "3".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 4, line 45, strike out the figure "8" and insert in lieu thereof the figure "4".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 5, line 1, strike out the figure "9" and insert in lieu thereof the figure "5".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 163—An act to amend section 28 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 517—An act to add a new section to the Penal Code, to be numbered 111*a*, relating to the expense of holding coroner's inquests and post mortem examinations on bodies of convicts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, beginning with the word "county" strike out the remainder of the bill and insert in lieu thereof the words "State of California."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF ASSEMBLY BILLS.

Senator Arbuckle asked for and was granted unanimous consent to take up Assembly Bill No. 909 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 909—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Arbuckle moved to refer Assembly Bill No. 909 to Senator Lyon, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 7 of the printed bill, line 17, after the word "hundred" insert the word "twenty-five".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 909, with instructions to amend, respectfully reports the same back, amended as per instructions.

LYON, Special Committee.

Report read, and on motion of Senator Arbuckle adopted.

Bill ordered to print.

Senator Lyon asked for and was granted unanimous consent to take up Assembly Bill No. 39 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 39—An act to amend section 4153 of the Political Code, relating to the duties of the district attorney.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Lyon moved to refer Assembly Bill No. 39 to Senator Yonkin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 22, of the printed bill, strike out the period after the word "party" and insert in lieu thereof the following: "and to perform all the duties mentioned in subdivisions 6 and 7 of this section."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 39, with instructions to amend, respectfully reports the same back, amended as per instructions.

YONKIN, Special Committee.

Report read, and on motion of Senator Lyon adopted.

Bill ordered to print.

Senator Jones asked for and was granted unanimous consent to take up Assembly Bill No. 1227 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 1227—An act to amend sections 671 and 674, and to repeal section 671*a*, of the Code of Civil Procedure, relating to judgment liens, the docketing thereof, and recording transcripts of such dockets.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Assembly Bill No. 1227 to Senator Scott, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, after the period following the word "ceases" insert the following sentence: "Judgment liens upon after-acquired property shall rank, in priority, according to the priority of the docketing of the judgment."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 1227, with instructions to amend, respectfully reports the same back, amended as per instructions.

SCOTT, Special Committee.

Report read, and on motion of Senator Jones adopted.

Bill ordered to print.

Assembly Bill No. 841—An act to amend section 1 of an act entitled "An act to provide for the development of electrical power by irrigation districts," approved May 21, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 841 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Dennett, Duncan, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 858—An act to amend section 4257 of the Political Code, relating to the compensation of officers in counties of the twenty-eighth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 858 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Dennett, Duncan, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Purkitt, Rigdon, Rominger, Sharkey, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 685—An act to add a new section, to be numbered section 19*x*32, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 685 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Dennett, Duncan, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR JONES IN THE CHAIR.

At two o'clock and fifty minutes p.m., Senator Jones of the Twenty-eighth District was called to the chair.

Assembly Bill No. 859—An act adding a new section to the Political Code, to be numbered 4257*a*, relating to additional compensation allowed to the sheriff in counties of the twenty-eighth class and to the appointment and compensation of a deputy sheriff in said counties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 859 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 173—An act to amend section 1599 of the Political Code, relating to school elections.

In the absence of Senator Shearer, Assembly Bill No. 173 was passed on file.

Assembly Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution

of said State by amending section 16½ of article XI thereof, relating to deposits of public moneys.

Assembly Constitutional Amendment No. 26 passed on file.

Assembly Constitutional Amendment No. 13—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article II thereof, relating to the right of suffrage.

On motion of Senator Otis, Assembly Constitutional Amendment No. 13 was passed on file.

Assembly Concurrent Resolution No. 4—Relative to the compilation of the laws of California.

On motion of Senator Irwin, Assembly Concurrent Resolution No. 4 was passed on file.

Assembly Bill No. 88—An act to amend section 1704 of the Code of Civil Procedure, relating to entry in minute book of orders and decrees made by the court or a judge thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 88 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Duncan, Flaherty, Godsil, Harris, Hart, Irwin, Johnson, Jones, King, Nelson, Otis, Purkitt, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 42—An act to amend sections 288, 289, 291 and 299 of the Code of Civil Procedure, and to add a new section to said code, to be numbered 300, relating to the suspension and disbarment of attorneys.

Assembly Bill No. 42 passed on file.

Assembly Bill No. 69—An act to amend section 338 of the Code of Civil Procedure, relating to limitations of actions.

Assembly Bill No. 69 passed on file.

Assembly Bill No. 1212—An act to add a new section to the Political Code, to be numbered 4095*a*, relating to the destruction of county auditor, county treasurer, records which are more than ten years old.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1212 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rush, Scott, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 83—An act to amend sections 940, 941 and 953 and to repeal sections 941*a*, 941*b* and 941*c* of the Code of Civil Procedure, relating to notices and undertakings on appeal.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 83 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 86—An act to amend section 4300*a* of the Political Code, relating to the payment of calendar fees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 86 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Dennett gave notice that on the next legislative day he would move to reconsider the vote by which Assembly Bill No. 83 was passed.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 243—An act to amend section 1310 of the Civil Code, relating to devisees or legatees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 243 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Dennett, Duncan, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, and Slater—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Dennett gave notice that on the next legislative day he would move to reconsider the vote by which Assembly Bill No. 243 was passed.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 324—An act to amend section 1388 of the Civil Code, relating to succession.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 324 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Dennett, Duncan, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, and Slater—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 844—An act to add a new section to be known as 9*a*29 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems.' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 844 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 484—An act to amend section 635 of the Penal Code, relating to the killing of fish with explosives and by pollution of waters, and prescribing a penalty therefor.

Assembly Bill No. 484 passed on file.

Assembly Bill No. 488—An act to amend section 626*h* of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 488 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 465—An act to amend section 626*s* of the Penal Code, relating to the protection of fish and game.

On motion of Senator Johnson, Assembly Bill No. 465 was passed on file.

Assembly Bill No. 296—An act to amend section 1261 of the Civil Code, relating to homesteads.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 296 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Inman, Irwin, Johnson, Jones,

King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1198—An act authorizing suits against the State to quiet title against it to real property entitled to be purchased under the provisions of an act entitled "An act to survey and dispose of certain marsh and tide lands belonging to the State of California," approved March 30, 1868, or any of the acts supplementary thereto and amendatory thereof, and regulating the procedure therein.

Assembly Bill No. 1198 passed on file.

Assembly Bill No. 516—An act to amend section 4 of an act entitled "An act defining industrial loan companies, providing for their incorporation, powers and supervision," approved May 18, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 516 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 656—An act to add a new section, to be known as 9*a*33, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 656 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample Scott, Slater, and Yonkin—30.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 934—An act to add a new section, to be numbered section 19*r*31, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method

of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 934 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 678—An act to add a new section, to be known as 9*a*50, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 678 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Flaherty, Godsil, Hart, Johnson, Jones, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 809—An act to add a new section, to be numbered section 19*a*9, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Assembly Bill No. 809 passed on file.

Assembly Bill No. 647—An act to add a new section, to be numbered section 19.52, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 647 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Flaherty, Godsil, Hart, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 971—An act to amend section 4256 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-seventh class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 971 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Flaherty, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Sample, Scott, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 968—An act to add a new section, to be numbered section 19.37, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have

been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 968 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Crowley, Dennett, Flaherty, Godsil, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 575—An act to amend section 4300*b* of the Political Code, relating to sheriff's fees.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Crowley moved to refer Assembly Bill No. 575 to Senator Flaherty, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended April 12, 1921, in line 22 strike out the words "notice of publication" and insert in lieu thereof the following: "publication of notice".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 575, with instructions to amend, respectfully reports the same back, amended as per instructions.

FLAHERTY, Special Committee.

Report read, and on motion of Senator Crowley adopted.

Bill ordered to print.

Assembly Bill No. 972—An act to add a new section, to be numbered section 19*b*27, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have

been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 972 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis, Rigdon, Rush, Scott, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 677—An act to add a new section, to be numbered section 19r50, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 677 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 884—An act to amend section 4272 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-third class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 884 passed by the following vote:

AYES—Senators Allen, Boggs, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 578—An act to add a new section, to be numbered section 19½28, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 578 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 120—An act to recognize and declare valid all proceedings in Foothill Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 120 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Scott, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1197—An act to confirm and declare valid all proceedings on the organization of Kasson Irrigation District and recognizing and validating said district.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1197 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Sharkey, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 164—An act recognizing and declaring valid the Naglee Burk Irrigation District and approving and declaring valid all proceedings on formation and organization of said district.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 164 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Sharkey, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1200—An act to confirm and declare valid all proceedings on the organization of Banta-Carbona Irrigation District and recognizing and validating said district.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1200 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Scott, Sharkey, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT (OUT OF ORDER).

Senator Dennett asked for and was granted unanimous consent to take up Assembly Constitutional Amendment No. 26 for reading at this time, out of the regular order, for the purpose of amendment.

Assembly Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 16½ of article XI thereof, relating to deposits of public moneys.

AMENDMENTS FROM THE FLOOR.

During reading of the constitutional amendment, the following amendments were offered and their adoption moved by Senator Dennett:

AMENDMENT NUMBER ONE.

On page 1, line 20, of the printed bill, strike out the word "or" at the end of the line and insert a comma.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 21, of the printed bill after the word "municipality" insert the words "or other political subdivision".

Amendment adopted.

Constitutional amendment ordered to print.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 152—An act to amend sections 198, 199, 200, 201, 202, 204, 204c, 210, 214, 219 and 246 of the Code of Civil Procedure, relating to jurors;

Also: Senate Bill No. 967—An act validating the proceedings on the formation and organization of Sewer District No. 1 of the city of Burbank, under the provisions of an act of the Legislature entitled "An act to provide for the division of municipalities into sewer districts, and for the construction of, or acquisition and maintenance of sewers therein, providing a system of district sewer bonds to pay the cost of such construction of, or acquisition and also for the payment of such bonds," approved April 14, 1911, as amended, and for the issuance of Sewer District No. 1 bonds of the city of Burbank, authorized at a special election held in said city, February 23, 1921, and establishing such sewer district;

Also: Senate Bill No. 366—An act to amend section 15*a* of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Senate Bill No. 676—An act to amend section 4014 of the Political Code, relative to township officers;

Also: Senate Bill No. 834—An act to amend section 2 of an act entitled "An act providing for the publication of an index of the laws of California and making an appropriation therefor," approved May 24, 1919;

Also: Senate Bill No. 477—An act to amend section 359 of the Civil Code, relating to corporations;

Also: Senate Bill No. 866—An act to amend section 2 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended;

Also: Senate Bill No. 870—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II, embracing sections 348 to 359*a*, both inclusive, relating to public officers and employees;

Also: Senate Bill No. 876—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*a*, embracing sections 360 to 360*g*, both inclusive, relating to a Department of Finance;

Also: Senate Bill No. 973—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*g*, embracing sections 366 to 366*e*, both inclusive, relating to a Department of Institutions;

Also: Senate Bill No. 896—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*d*, embracing sections 363 to 363*g*, both inclusive, relating to a Department of Public Works;

Also: Senate Bill No. 890—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIc, embracing sections 362 to 362*e*, both inclusive, relating to a Department of Education;

Also: Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIb, embracing sections 361 to 361*e*, both inclusive, relating to a Department of Agriculture;

Also: Senate Bill No. 881—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIf, embracing sections 365 to 365*e*, both inclusive, relating to a Department of Professional Standards;

Also: Senate Bill No. 884—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIe, embracing sections 364 to 364*d*, both inclusive, relating to a Department of Labor and Industrial Relations;

Also: Senate Bill No. 260—An act to amend an act entitled "An act to provide for the periodical inspection of elevators operated in places of employment in this State; to require a permit for such operation; to make it a misdemeanor to operate such elevator without such permit; and to provide for an injunction against such operation if dangerous to the life or safety of employees, to vest in the Industrial Accident Commission the power to make such inspections and determine the competency of inspectors and require reports of inspections and to issue such permits and prescribe maximum fees therefor," approved April 6, 1917, by amending sections 1, 3, 4 and 5, and adding a new section to be known as section 7;

Also: Senate Bill No. 969—An act to add a new section to the Code of Civil Procedure to be numbered 1350*b*, relating to executors;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 723—An act to provide for the safety and protection of railroad employees by prohibiting railroads from requiring employees to ride on top of moving freight cars except in certain cases; and prescribing penalties for violation of the provisions hereof—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Constitutional Amendment No. 35—Relative to taxation;

Also: Senate Concurrent Resolution No. 28—Relative to approval of amendments to the charter of the city of San Diego;

Also: Senate Joint Resolution No. 25—Relative to the cooperation of the national government in securing for the American petroleum industry foreign sources of supply.

Also: Senate Bill No. 958—An act to amend section 1 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 11, 1917, as amended, relating to the terms and conditions upon which corporations may transact business in this State;

Also: Senate Bill No. 25—An act to amend sections 4295 and 4297 of the Political Code, relating to official services and fees;

Also: Senate Bill No. 489—An act to amend section 588 of the Penal Code, relating to negligent, wilful and malicious injuries to, or negligently, wilfully and maliciously draining, diverting or permitting waters to flow or seep into or upon, any State or other public highway or bridge or any public way laid out by authority of law, or bridge upon any such highway or private way;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 956—An act to add a new section to be numbered section 19*a* 12 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment

of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 1037—An act to add a new section to be numbered section 19x19 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—6; absent—5.

Same vote on both bills.

DUNCAN, Chairman.

Assembly Bills Nos. 956 and 1037 ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 400—An act to amend section 2 of an act entitled "An act to prevent blindness from ophthalmia; to vest certain powers and duties in the State Board of Health and health officers; to impose certain duties upon physicians, midwives, nurses and other persons; and to provide for the enforcement of this act, and the repeal of chapter XIV of the Statutes of 1897 entitled 'An act to regulate medical practice, to prevent blindness in infants,' and other acts in conflict herewith approved June 11, 1915;"

Also: Senate Bill No. 401—An act to amend sections 10 and 11 of the State Medical Practice Act;

Also: Senate Bill No. 939—An act to amend sections 2, 3, 4, 8, 11, 13 and 15 of an act entitled "An act defining mattresses; regulating the making, remaking and sale thereof; prohibiting the use of insanitary and unhealthy materials therein; requiring that materials used shall be accurately described and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—9; absent—2. Same vote on all bills.

CROWLEY, Chairman.

Senate Bills Nos. 400, 401 and 939 ordered on file for second reading.

ON COMMERCE AND NAVIGATION.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 368—An act to amend an act entitled "An act providing for the improvement, development, or protection of any harbor, bay, inlet, or other arm of the sea existing within any county of this State, providing for the appoint-

ment of a harbor commission by the board of supervisors of any such county to have charge and control of the improvement, development, or protection thereof, and the voting, issuance and sale of the bonds of such county to pay the cost thereof," by amending section 2 thereof, and adding three new sections to be numbered sections 13, 14, and 15;

Committee membership—9; committee vote: Ayes—6; absent—3;

Also: Senate Bill No. 370—An act granting certain tidelands and submerged lands of the State of California to the city of Newport Beach, upon certain trusts and conditions;

Committee vote: Ayes—5; noes—1; absent—3;

Also: Senate Bill No. 374—An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said state upon certain trusts and conditions;

Committee vote: Ayes—5; noes—1; absent—3.

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

INMAN, Chairman.

Senate Bills Nos. 368, 370 and 374 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 946—An act to add one new section, to be numbered 1617*c*, to the Political Code, providing for the cooperative purchase of staple apparatus and supplies by trustees of common school districts, high school boards and boards of education of city school districts through the county purchasing agent or the office of the county superintendent of schools—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—15; committee vote: Ayes—6; noes—5; absent—4.

HARRIS, Chairman.

Senate Bill No. 946 ordered on file for second reading.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Rominger asked for and was granted unanimous consent to take up Assembly Bill No. 114 for third reading at this time, out of regular order, for the purpose of amendment.

Assembly Bill No. 114—An act to amend sections 4190, 4198, 4201 and 4202 of the Political Code, relating to law libraries.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Rominger moved to refer Assembly Bill No. 114 to Senator Eden, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended March 23, 1921, in line 18 strike out the period and insert in lieu thereof a semicolon and the following: "*provided*, that no branch law library may be established or maintained except in a county of the first class and in a city therein, other than the county seat, at which special sessions of the superior court are held."

AMENDMENT NUMBER TWO.

On page 2 of the printed bill as amended March 23, 1921, in line 15 strike out the words "the State" and insert in lieu thereof the word "said".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 114, with instructions to amend, respectfully reports the same back, amended as per instructions.

EDEN, Special Committee.

Report read, and on motion of Senator Rominger adopted.
Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Carr, F. M., asked for and was granted unanimous consent to take up Assembly Bill No. 870 for third reading at this time, out of regular order, for the purpose of amendment.

Assembly Bill No. 870—An act to amend section 8*a* of an act entitled "An act to provide for the levy and collection of taxes by and for the use of municipal corporations and cities incorporated under the laws of the State of California, except municipal corporations of the first class, and to provide for the consolidation and abolition of certain municipal offices, and to provide that their duties may be performed by certain officers of the county, and fixing the compensation to be allowed for such county officers for the services so rendered to such municipal corporations," approved March 27, 1895, as amended.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Carr, F. M., moved to refer Assembly Bill No. 870 to Senator Lyon, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title of the printed bill, strike out the word "section" and insert in lieu thereof the words "sections one and".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, in line 1, strike out the word "eight *a*" and insert in lieu thereof the word "two".

AMENDMENT NUMBER THREE.

On page 1, line 11, of the printed bill, after the word "follows" insert the following:

"SEC. 2. The board of trustees, common council, or other legislative body of any municipal corporation or city in this State, except municipal corporations of the first class, shall have the power to elect that the duties of the city treasurer of such city or municipal corporation, shall be performed by the county treasurer of the county in which such city or municipal corporation is situated; and whenever such board of trustees, common council or other legislative body shall by ordinance so determine such duties shall be performed by the treasurer of the county in which such city or municipal corporation is situated, until such ordinance is repealed. Certified copies of such ordinance and of any ordinances repealing such ordinance shall be served on the auditor, tax collector and treasurer of such county, and such ordinance shall also prescribe the manner in which money shall be drawn out of the various funds belonging to said city or municipal corporation, in the hands of the treasurer.

SEC. 2. Section 8*a* of said act is hereby amended to read as follows:"

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 870, with instructions to amend, respectfully reports the same back, amended as per instructions.

LYON, Special Committee.

Report read, and on motion of Senator Carr, F. M., adopted.
Bill ordered to print.

REPORT OF SENATE, SITTING AS A COMMITTEE OF THE WHOLE, PURSUANT TO THE RESOLUTION OF FEBRUARY 24, 1921, ON INVESTIGATION OF THE PROPOSED STATE BUDGET, ITEM BY ITEM.

To the Senate of the State of California.

The Senate, sitting as a Committee of the Whole, commenced hearings on the proposed State budget on the afternoon of February 28, and closed them on the afternoon of March 28, sitting each afternoon of every legislative day between and including said dates.

In accordance with the requirements of said resolution of February 24, the following named gentlemen were ordered and subpœnaed to appear before the Senate, sitting as a Committee of the Whole, to furnish it with any information or suggestions they might have bearing upon possible reductions or eliminations in the proposed State budget:

Wigginton E. Creed, president Pacific Gas and Electric Company.
Paul Shoup, vice president Southern Pacific Company.
Herbert W. Clark, counsel San Francisco-Oakland Terminal Railways.
Clarence M. Oddie, western representative American Short Line Railroad Association.
B. C. Carroll, general agent Pacific Telephone and Telegraph Company.
Frank Karr, chief counsel Pacific Electric Railway Company.
Champ F. Vance, vice president Los Angeles Gas and Electric Corporation.
A. H. Payson, assistant to the president Santa Fe Railroad.
W. R. Alberger, vice president and general manager San Francisco-Oakland Terminal Railways.
Jesse B. McCargar, president California Bankers' Association.
Mortimer Fleishhacker, president Anglo-California Trust Company.
Wm. Sproule, president Southern Pacific Company.
Frank B. Anderson, President Bank of California.
R. H. Ballard, vice president Southern California Edison Company.
Harry Chandler, editor and manager Los Angeles Times.
W. W. Wood, vice president First National Bank of Los Angeles.
A. B. Cass, president Southern California Telephone and Telegraph Company.
W. L. Blauer, vice president Bank of Italy of San Jose.
J. H. Miller, cashier First National Bank, Healdsburg, California.
Thos. E. Connolly, cashier Stockton Savings and Loan Bank of Stockton, California.
W. E. Benz, president First National Bank of Bakersfield.
A. H. Smith, president First National Bank of Chico.
Wm. Clayton, vice president San Diego Electric Railway.
Max Thelen.
Will H. Fischer.
George Skaller.
Atholl McBean.

Of the number thus subpœnaed, the following were excused by the Senate upon their making and filing written requests to be excused, setting forth in general that they had no personal information which would be of any assistance in the investigation:

Frank B. Anderson.
W. E. Blauer.
William F. Woods.
Mortimer Fleishhacker.
Thomas E. Connolly.
Arthur H. Smith.
W. Clayton.
George Skaller.
Atholl McBean.
Mr. Payson was excused because of sickness.

Of the persons thus subpœnaed, the following appeared in person and made statements:

Wigginton E. Creed.
Paul Shoup.
Herbert W. Clark.
Clarence M. Oddie.
B. C. Carroll.
Champ F. Vance.
W. R. Alberger.
R. H. Ballard.
Frank Karr.
Max Thelen.
Will H. Fischer.

The remainder of the persons subpœnaed who were not specifically excused, as stated above, or who did not appear, were excused from the mandatory requirements of the subpœna, but were requested if possible to appear before the Senate, sitting as a Committee of the Whole, during the course of the hearings to make any suggestions or recommendations and to present any information they had looking to reductions or eliminations in the proposed budget.

Each of said persons who appeared before the committee was specifically urged and requested to remain in attendance upon the hearings, and to feel free to make any suggestions which might occur to him.

Although none of the gentlemen above named did participate in the hearings after the day of their appearance, they were represented almost continually at the hearings by their attorney, Mr. Max Thelen, and occasionally by Mr. Will H. Fischer.

In addition to the persons above named, who appeared before the Senate, sitting as a Committee of the Whole, the following named persons appeared and made statements bearing upon various items in the budget:

Robert G. Sproul, University of California.
David P. Barrows, president, University of California.
G. W. McInerney, regent, University of California.
Guy C. Earl, regent, University of California.
Dr. J. P. Iverson, Department of Agriculture.
Clyde M. Seavey, Board of Control.
Mr. M. DeMotte, Board of Control.
G. H. Hecke, State Department of Agriculture.
H. S. Smith, State Department of Agriculture.
Dr. H. W. Walker, Federation Farm Bureau.
W. S. Conger, superintendent Capitol Buildings and Grounds.
John S. Chambers, State Controller.
H. W. Levers, Department of Agriculture.
A. M. Robson, Associated Dairymen of California.
R. N. Wilson, secretary Agricultural Legislative Committee.
Dr. J. A. Reily, superintendent Southern California State Hospital.
Dr. R. L. Richards, superintendent Mendocino State Hospital, Ukiah.
Mr. T. Boyd, member board of managers, Mendocino State Hospital, Ukiah.
Mr. B. F. Lancaster, member board of managers, Mendocino State Hospital, Ukiah.
Mr. N. S. Buige, member board of managers, Mendocino State Hospital, Ukiah.
Mr. H. J. McCurry, member of board of managers, Napa State Hospital.
Dr. A. C. Matthews, member of board of managers, Napa State Hospital.
Dr. Leonard Stocking, medical superintendent Agnews State Hospital, Agnew, California.
Dr. A. C. Mathews, superintendent Agnews State Hospital, Agnew, California.
Mr. Owen Duffy, business manager Napa State Hospital, Napa.
Dr. Fred P. Clark, medical superintendent Stockton State Hospital, Stockton
Dr. C. F. Applegate, superintendent Norwalk State Hospital, Norwalk.
Mr. W. S. James, manager Norwalk State Hospital.
Dr. F. O. Butler, medical superintendent Sonoma State Home.
Dr. W. C. Rappleye, superintendent Pacific Colony.
Captain Duncan Matthewson, chief of detectives, Police Department, San Francisco.
Hon. Fred C. Nelles, superintendent Whittier State School.
Mrs. Clark Hetherington of Sacramento.
Mr. O. H. Close, superintendent Preston State School.
Dr. L. M. Terman, Stanford University.
Mrs. Mary A. Hill, superintendent California School for Girls, Ventura, California.
Mrs. Nellie C. Pierce, attorney for Tax Payers Association of California.
Geo. W. Pierce, president California Almond Exchange.
H. C. Dunlap, secretary California Prune and Apricot Growers' Association.
E. A. Gammon, California Fruit Exchange.
W. F. McClure, State Engineer, Sacramento.
Elizabeth McManus, Social Service Director, Hygiene Department.
Mrs. Aaron Schloss, president California Women's Clubs.

Mrs. C. Nielsen, representing Potato Growers' Association.
Fred H. Bixby, ex president California Cattlemen's Association.
Sam. H. Greene, secretary-manager California Dairy Council.
Col. R. C. Martin, Commandant Veterans' Home, Napa, California.
Mr. W. H. Spaulding, director Industrial Home for the Blind.
Mr. J. S. McCollough, secretary California School for Deaf and Blind.
Mr. C. L. Neumiller, director State Prisons of California.
Mr. Ed. H. White, State Parole Officer of California.
Mr. Fletcher Hamilton, State Mineralogist of California.
Mr. Keith, superintendent Blind Home.
Mr. M. J. Ferguson, State Librarian, Sacramento.
Hon. Will C. Wood, State Superintendent of Schools, Sacramento.
Mr. E. C. Cox, president California Teachers' Association, Oakland.
Hon. Frederick Burke, president San Francisco Normal School.
Hon. E. L. Hardy, president San Diego Normal School.
Hon. W. W. Kemp, president San Jose Normal School.
Hon. C. M. Osenbaugh, president Chico Normal School.
Hon. C. L. McLane, president Fresno Normal School.
Hon. C. L. Phelps, president Santa Barbara Normal School.
Hon. N. B. Van Matre, president Humboldt Normal School.
Col. R. W. Ryder, director California State Polytechnic School, San Luis Obispo.
Archbishop Edward J. Hanna, member of Immigration and Housing Commission, San Francisco.
Hon. Samuel J. Lubin, member of Immigration and Housing Commission, San Francisco.
Father Chas. A. Ramm, president State Board of Charities and Corrections, San Francisco.
Mr. John P. McLaughlin, State Labor Commissioner, San Francisco.
Mr. A. B. C. Dohrmann, member Industrial Welfare Commission, San Francisco.
Mrs. Katherine Edson, secretary Industrial Welfare Commission, San Francisco.
Miss Amy G. Steinhardt, Chief Agent Orphans' Aid, San Francisco.
Dr. George W. Ebright, president State Board of Health, San Francisco.
Dr. W. M. Dickie, secretary State Board of Health, San Francisco.
Mr. A. J. McKinney, member Canners' League of California, Sacramento.
Mrs. A. T. Thompson, director Bureau of Tuberculosis, San Francisco.
Frank R. Devlin, president Railroad Commission, San Francisco.
H. G. Mathewson, assistant secretary Railroad Commission, San Francisco.
Hugh Gordon, attorney for Railroad Commission, San Francisco.
R. Sachse, chief engineer, Railroad Commission, San Francisco.
Chas. H. Lee, president Water Commission, San Francisco.
H. C. Jastro, State Agricultural Society.
Prof. Howard, Deciduous Fruit Experimental Station.
Albert Paul and W. N. Harris, Sixth Agricultural District.
S. H. Williams, State Board Forestry Commission.

A complete stenographic record of all proceedings has been kept and is on file with the Secretary of the Senate.

While the aggregate of the proposed State budget is stated as $81,387,692.51, this should be reduced by $1,064,553.78, on account of appropriations actually made during January of this year to cover deficiency items for the present biennium. Thus, the true aggregate of the budgeted items for the ensuing biennium, as to which this investigation has been had, is $80,323,138.73.

This, of course, does not include any further appropriations which may be made by the present Legislature in addition to budgeted items. Such appropriation will have to be added to the amount of the budgeted items, which may be appropriated, to make up the total appropriations for the next biennium.

The aggregate of the proposed budget of two years ago was $47,580,153.66. There was, however, appropriated by the Legislature two years ago for the present biennial period $52,673,255.66, being $5,093,102.00, in addition to the aggregate of the budget recommendations. If we add to this amount the deficiency appropriations referred to above, we have a total of appropriations for the present biennium of $53,737,809.44.

Thus, the proposed budget for the ensuing biennium is $32,742,985.07 in excess of the budget of two years ago, and $26,585,329.29 in excess of total appropriations for budgeted and nonbudgeted items for present biennium.

Of the appropriations of two years ago of nonbudgeted items, as indicated above, nearly all are reflected in substantially like amounts in the budget for the ensuing period. Eighteen million dollars of this increase is accounted for by a vote of the people at the last general election.

The balance of this increase, to wit: $8,585,329.29, is represented quite largely by items for buildings, repairs and improvements of the State, the total budget recommendations for this purpose being $5,043,622.50.

A larger provision for this purpose than usual is clearly necessitated by reason of the fact that during the preceding years, because of extraordinary conditions, practically no building has been done at the State institutions.

Outstanding features of the proposed budget are the large amounts represented by so-called "fixed charges"; that is to say, continuing charges provided for either by constitution or statute, and the large amount returned to the counties, municipalities and school districts for local expenditure and distribution.

Thus, in the category of fixed charges are to be found such items as the following:

Principal and interest on highway and building bonds and Sutter Basin assessment	$6,172,400 00
Support of schools and University	34,041,479 15
Support of orphans	2,838,000 00
Principal and interest, county bonded indebtedness	1,500,000 00
Miscellaneous fixed charges	357,870 00
Total	$44,909,749 15

And in the category of amounts returned to the localities and expended there are found the following:

(These are nearly all included in the foregoing table.)

Smith-Hughes education fund	$224,600 00
Free text books	527,000 00
Orphan aid department	78,312 00
Principal and interest on highway bonds	4,800,000 00
Elementary school fund	24,924,725 00
High school fund	5,077,255 00
Teachers' retirement fund	400,000 00
Support of orphans	2,838,000 00
Principal and interest, county indebtedness	1,500,000 00
Tuberculosis aid	600,000 00
Total	$40,969,892 00

It developed at the hearings that there has been a surprisingly large turnover in the State's employees during the past two years, over 95 per cent of them having been attracted to other fields of occupation by higher wages and salaries.

It is impracticable for the Senate, sitting as a Committee of the Whole, at this time to make specific findings as to each item of the budget. As a result, however, of the hearings, the Senate, sitting as a Committee of the Whole, has reached certain general conclusions which are expressed in the following declarations or findings, adopted by the vote set after each:

DECLARATION NUMBER ONE.

It is the sense of the Senate, sitting as a Committee of the Whole, after having been fully advised in respect to the suggestion that a special election be called for the purpose of incurring a bonded indebtedness for the construction of buildings urgently and immediately needed, that such plan is unwise, and financially unsound at this time.

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—36.

NOES—None.

DECLARATION NUMBER TWO.

It is the sense of the Senate, sitting as a Committee of the Whole, that the long continued and firmly established policy of the State of California to care for the building program of the State out of its current revenues, rather than to burden future generations with bonds and interest, should be adhered to. Bonded indebtedness should be incurred only for extraordinary capital requirements or under extraordinary revenue conditions.

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—Senators Chamberlin, Gates, and Lyon—3.

DECLARATION NUMBER THREE.

It is the sense of the Senate, sitting as a Committee of the Whole, that the State Budget Board was and is justified in reducing and eliminating the various requests for appropriations in the manner and in the amount expressed in the report of the Budget Board, and that there should be no increase in any of the amounts recommended by the Budget Board, and that there should be

no appropriations for any of the budgetable items disallowed by the Budget Board.

Tabled with the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Chamberlin, Crowley, Flaherty, Gates, Godsil, Hart, Ingram, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Shearer, and Yonkin—22.

NOES—Senators Allen, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Harris, Inman, Irwin, Jones, King, Rigdon, Scott, Sharkey, and Slater—15.

NEW DECLARATION NUMBER THREE.

It is the sense of the Senate, sitting as a Committee of the Whole, that the State Budget Board was and is justified in reducing and eliminating the various requests for appropriations in the manner and in the amount expressed in the report of the Budget Board, and that there should be no increase in any of the amounts recommended by the Budget Board, and that there should be no appropriations for any of the budgetable items disallowed by the Budget Board, unless new or additional evidence, other than evidence produced before Committee of the Whole, shall be introduced warranting a change in any of the items mentioned in the budget.

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Rigdon, Rush, Sample, Scott, Shearer, and Yonkin—30.

NOES—Senators Chamberlin, and Rominger—2.

DECLARATION NUMBER FOUR.

It is the sense of the Senate, sitting as a Committee of the Whole, in view of present financial conditions and the tendency of prices to fall, that none of the items recommended in the budget should cover or include any amount for any increase in the present salary or wage scale of the State, with the exception of the salaries of teachers in Normal Schools and other State educational institutions. The increases in these cases are necessary to bring the salaries up to a level with the salaries paid in the common schools and high schools.

AYES—Senators Allen, Boggs, Burnett, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Harris, Inman, Irwin, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rush, and Slater—19.

NOES—Senators Arbuckle, Breed, Chamberlin, Flaherty, Gates, Godsil, Hart, Ingram, Jones, Lyon, McDonald, Rominger, Sample, Scott, Sharkey, Shearer, and Yonkin—17.

DECLARATION NUMBER FIVE.

It is the sense of the Senate, sitting as a Committee of the Whole, that the apparent decline in the prices of food, clothing and like commodities, entering into the items of support for the various State institutions, as recommended in the budget, since the preparation thereof, justify a slightly further decrease, to wit: a decrease of 5 per cent in addition to the decrease of approximately 8 per cent already reflected in the budget recommendations for support.

AYES—Senators Allen, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.

NOES—Senators Arbuckle, Chamberlin, Eden, Gates, Hart, McDonald, Rominger, and Shearer—8.

DECLARATION NUMBER SIX.

It is the sense of the Senate, sitting as a Committee of the Whole, that only such bills not budgeted should be reported as shall call for expenditures for urgent needs of the State, and that the policies of entering upon any new activities at the present time should be discouraged.

AYES—Senators Allen, Boggs, Burnett, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Osborne, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—Senators Arbuckle, Breed, Chamberlin, Crowley, Hart, McDonald, Nelson, Otis, Rominger, Sharkey, and Shearer—11.

DECLARATION NUMBER SEVEN.

It is the sense of the Senate, sitting as a Committee of the Whole, that in preparing its budget report for subsequent sessions of the Legislature, the Budget Board should report separately as to each State agency all proposed appropriations, whether general, special or emergency, together with any other

funds available for its support; also, under appropriate and uniform heads, a detailed statement under subheads all expenditures; also, under such heads, its own recommendations for expenditures during each of the ensuing two years; also, the information as to wages and salaries to show all proposed increases as well as new positions; also, all anticipated revenue accruals; also, explanatory notes to show the reason for the Budget Board's recommendations.

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Osborne, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

GRACE S. STOERMER, Secretary.

ADJOURNMENT.

At four o'clock p.m., on motion of Senator Breed, the Acting President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Friday, April 15, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—38.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, April 14, 1921, the further reading was dispensed with, on motion of Senator Rush.

PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Senator Jones:

We the undersigned citizens and legal voters in the State of California, vitally interested in vehicle laws, do hereby respectfully petition the Senate and Assembly of the State Legislature to enact into law Assembly Bill No. 945 and only such amendments thereto as do not alter the regulation of weights, speeds and fees of motor vehicles.

R. F. BENSON, San Jose.
And 250 others.

A petition of similar nature was presented by Senator Boggs, signed by E. J. Oranges, Stockton, and 100 others.

PRIVILEGE OF THE FLOOR.

On request of Senator Otis, the privilege of the floor of the Senate Chamber for the day was unanimously extended Mrs. Helen Roos of Oakland.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 530—An act to validate bonds of school districts and high school districts and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Senate Bill No. 531—An act confirming and validating the change of boundaries of school districts and high school districts;

Also: Senate Bill No. 532—An act confirming and validating the organization of school districts;

Also: Senate Bill No. 341—An act directing the Commission of Immigration and Housing to investigate and propose legislation for the acquisition and building of homes for workingmen, with the financial assistance of the State of California;

Also: Senate Bill No. 211—An act to amend section 1207 of the Civil Code, relating to defectively acknowledged instruments;

Also: Senate Bill No. 215—An act to amend the Code of Civil Procedure, by adding thereto a new section to be numbered 1871, relating to experts, their appointment by the court, or a judge thereof, and providing for their compensation and manner of examination as witnesses;

Also: Senate Bill No. 647—An act declaring bonds and coupons negotiable instruments;

Also: Senate Bill No. 365—An act to amend section 224 of the Civil Code, relating to adoption of children;

Also: Senate Bill No. 705—An act to repeal section 680 of the Political Code, relating to creation of deficiencies by the Board of Control;

Also: Senate Bill No. 965—An act to amend section 1333 of the Political Code, relating to filling vacancies in the office of United States Senator;

Also: Senate Bill No. 669—An act to amend section 57 of the California Irrigation District Act, relating to compensation of officers;

Also: Senate Bill No. 960—An act granting to the United States of America the submerged lands lying between the easterly boundary line of the city and county of San Francisco, said line being also the westerly boundary line of the city of Alameda, and the pier head lines westerly thereof as established at present;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 656—An act to add a new section to the Political Code, to be numbered 1734*b*, relating to high school districts—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

ON PUBLIC MORALS.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR PRESIDENT: Your Committee on Public Morals, to which was referred Assembly Bill No. 849—An act to enforce the provisions of article XVIII of the amendments to the constitution of the United States; prohibiting all acts or omissions prohibited by the Volstead act; imposing duties on courts, prosecuting attorneys, sheriffs and other officers, and extending their jurisdiction; and providing for the disposition of fines and forfeitures—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—7; committee vote: Ayes—5; noes 2.

BOGGS, Chairman.

Assembly Bill No. 849 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 936—An act to add a new section to be known as 9a 19 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled, 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act, approved February 25, 1911, as amended, said section relating to salaries of county librarians"—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—15; committee vote: Ayes—8; absent—7.

HARRIS, Chairman.

Senate Bill No. 936 ordered on file for second reading.

ON REAPPORTIONMENT.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Reapportionment, to which was referred Senate Bill No. 1—An act to amend sections 78 and 90 of the Political Code, relating to the division of the State into legislative districts and defining and establishing such districts and to repeal all acts in conflict with this act—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—15; committee vote: Ayes—12; noes—1; absent—2.

INGRAM, Chairman.

Senate Bill No. 1 ordered on file for second reading.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 192—An act creating an irrigation and water conservation district to be known as Santa Clara County Irrigation District, subject to the approval of the electors residing in said district; providing for an election to determine whether said district shall be organized; providing for the election of a board of trustees and the management and control of said district by said board of trustees and defining the powers and duties of said board; authorizing said district to acquire water rights, to acquire and hold property, to sue and be sued and to have and exercise all rights and powers of a public corporation; providing for the levy and collection of assessments; and providing for the issuance and payment of bonds.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 12 of the printed bill as amended March 8, strike out all of lines 43, 44, and 45, and insert in lieu thereof the following: "to be elected by the electors of the first division, two to be elected by the electors of the second division, one to be elected by the electors of the third and fourth divisions together, two to be elected by the electors of the fifth division, and one to be elected by the electors of the sixth division."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 13, line 11, of the printed bill, as amended March 8, strike out the following: "their respective divisions" and insert in lieu thereof the following: "the first and sixth divisions, respectively, the person receiving the highest number of

votes in the third and fourth divisions together, and the persons receiving the highest and the second highest vote in the second and fifth divisions, respectively.".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 14, line 37, of the printed bill, as amended March 8, strike out the word "January" and insert in lieu thereof the word "February".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 14, line 51, of the printed bill, as amended March 8, after the word "works" insert the following: ", reservoirs, dams, wells, pumping plants, and any and all other means for the development, collection and storage of water."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 14, line 51, of the printed bill, as amended March 8, after the comma after the word "canals" insert the following: "pipe line or pipe lines, siphons, and structures of all kinds, and any and all other means for the measurement, transportation and delivery of water".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 15, line 28, of the printed bill, as amended March 8, strike out the following: "dams, reservoirs, and works for the collection" and insert in lieu thereof the following: "works of all kinds necessary or proper for the conservation, collection, storage and distribution".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 15, between lines 50 and 51, of the printed bill, as amended March 8, insert a new section, as follows:

"SEC. 14*a*. Whenever it shall appear that adequate drainage for lands irrigated or to be irrigated under the provisions of this act shall be necessary for the efficient or safe irrigation of such lands, then all works necessary or proper for such drainage by open ditches, covered drains, pumping, or other proper means, shall be considered a part of the necessary irrigation works and, as such, subject to all the provisions of this act."

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 16, line 9, of the printed bill, as amended March 8, before the word "change" insert the words "fix or".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 16, line 11, of the printed bill, as amended March 8, strike out the word "change" and insert in lieu thereof the following: "fixing or changing".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 16, line 49, of the printed bill, as amended March 8, after the word "thereto" strike out the period and insert the following: "; *provided*, that at any election when two directors are to be elected from any one division, the person receiving the highest and the person receiving the second highest number of votes in such division shall be elected."

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 17, line 7, of the printed bill, as amended March 8, strike out the word "the" and insert in lieu thereof "a".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 18, line 29, of the printed bill, as amended March 8, after the word "desire" insert the following: "and when a name is written in such blank space the vote shall be counted for the person whose name is so written in."

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 19, lines 31 and 32, of the printed bill, as amended March 8, strike out the following: "having the highest number of votes given for each office" and insert in lieu thereof the following: "elected according to the provisions of this act."

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 19, line 35, of the printed bill, as amended March 8, after the word "to" insert the word "each".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 19, line 41, of the printed bill, as amended March 8, strike out the following: "and freeholder of" and insert in lieu thereof the following: "of and owner of irrigable land within".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 22, line 27, of the printed bill, as amended March 8, strike out the words "a tax" and insert in lieu thereof the words "an assessment".

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 22, line 29, of the printed bill, as amended March 8, strike out the word "tax" and insert in lieu thereof the word "assessment".

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 22, line 40, of the printed bill, as amended March 8, before the word "and" insert the following: "and for the purpose of reimbursing the general fund of the district for money expended for surveys, examinations, drawings, and plans, in this section provided for,".

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 23, line 35, of the printed bill, as amended March 8, after the word "to" insert the word "the".

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 25, line 23, of the printed bill, as amended March 8, strike out the word "any" where said word first occurs in said line, and insert in lieu thereof the word "the".

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 28, line 13, of the printed bill, as amended March 8, strike out the word "nine" and insert in lieu thereof the word "eight".

Amendment adopted.

AMENDMENT NUMBER TWENTY-TWO.

On page 28, line 14, of the printed bill, as amended March 8, strike out "five" and insert in lieu thereof "four".

Amendment adopted.

AMENDMENT NUMBER TWENTY-THREE.

On page 40, line 46, of the printed bill, as amended March 8, strike out the following: "storage reservoirs, and works," and insert in lieu thereof the following: ", storage reservoirs, or works of any kind,".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FOUR.

On page 42, line 43, of the printed bill, as amended March 8, before the word "general" insert the word "district".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FIVE.

On page 49, line 12, of the printed bill, as amended March 8, strike out the article "a" where said article appears before the word "district" and insert in lieu thereof the word "the".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SIX.

On page 49, line 37, of the printed bill, as amended March 8, strike out the word "any" where said word appears the second time in said line, and insert in lieu thereof the word "the".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SEVEN.

On page 49, line 41, of the printed bill, as amended March 8, strike out the word "seven" and insert in lieu thereof the word "six".

Amendment adopted.

AMENDMENT NUMBER TWENTY-EIGHT.

On page 49, line 47, of the printed bill, as amended March 8, strike out the following: ", as the board may deem necessary" and insert in lieu thereof the following: "by the board of directors in the manner hereinbefore provided."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 296—An act declaring the irrigation of arid and semiarid lands a public use, and providing for the exercise of the power of eminent domain in aid thereof whether by private individuals for their own immediate private benefit or by public or quasi-public corporations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the words "water rights" and also the word "and", being the first word of line 12, page 1, of the printed bill.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 21, of the printed bill, strike out the word "water" and the comma following the same.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 21, of the printed bill, strike out the words "and other", being the last two words of said line, and strike out the word "properties", being the first word of line 22 on page 1 of the printed bill.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 646—An act to provide for the investigation by the State of California of the possibilities of the storage, control and diversion of water for public use and public protection in the State of California, and making an appropriation for said purpose.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out the word "engineer" and insert in lieu thereof the words "engineering department".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, strike out the word "engineer" and insert in lieu thereof the words "engineering department".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 16, of the printed bill, strike out the word "engineer" and insert in lieu thereof the words "engineering department".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 17, of the printed bill, strike out the words "to accomplish the above purpose" and insert in lieu thereof the following: "for the accomplishment of the maximum conservation, control, storage, distribution and application of all the waters of the State."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, line 22, of the printed bill, strike out the words "The State Engineer" and insert in lieu thereof the following: "In carrying out the provisions of this act the State Engineering Department".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 2, of the printed bill, strike out the word "his" and insert in lieu thereof the word "its".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 3, of the printed bill, strike out the period and insert in lieu thereof the following: ", and to cooperate with any department, bureau, office, service, or division of the United States, or of the State or counties, or with any municipality, irrigation, reclamation, conservation, drainage, flood control, levee, or other district agency for irrigation, reclamation, drainage or flood control purposes, or for the development of hydro-electric power; or with any interested association, company or individual; *provided, further*, that the Engineering Department has the power and is hereby expressly authorized to accept, receive and use any funds or monies contributed to it from irrigation districts, reclamation districts, water and conservation districts and any political subdivisions of the State of California or persons for the purpose of cooperating in the work aforesaid and carrying out the purposes of this act."

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 5, of the printed bill, strike out the word "engineer" and insert in lieu thereof "Engineering Department".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2, line 6, of the printed bill, strike out the words "his judgment he", and insert in lieu thereof "its judgment it".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 2, after line 11, of the printed bill, insert the following:

"SEC. 7. This act shall not in any way be construed so as to deprive persons, corporations, or districts of vested rights."

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 2, line 12, of the printed bill, strike out the figure "7" and insert in lieu thereof the figure "8".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 2, line 16, of the printed bill, strike out all of lines 16 and 17, and insert in lieu thereof the following:

"SEC. 9. Any section or portion of a section of any act, statute or law of the State of California in conflict with the provisions of this act is hereby repealed."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 242—An act providing for the organization and government of water conservation districts, and for the acquisition, appropriation, diversion, storage, and distribution of water for irrigation of lands in such districts, for drainage and reclamation connected therewith, and for the generation, disposition, and sale of hydro-electric energy developed incidental to such storage and distribution; and for the acquisition of lands or rights therein and the acquisition, construction, and maintenance of works to carry into effect the provisions of this act; and creating a board to be known as the "Water Conservation Board" to carry out the purposes of said act and defining its duties and powers; and repealing the California Irrigation Act approved June 4, 1915, and all acts amendatory thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out after the word "organization" to words "and government of," and also strike out all of the balance of the title, and in lieu thereof insert the following:

"operation, maintenance, and government of water storage districts, and for the acquisition, appropriation, diversion, storage, conservation, and distribution of water for irrigation of lands in such districts, for drainage and reclamation connected therewith, and for the generation, disposition, and sale of hydroelectric energy developed incidental to such storage and distribution; and for the acquisition of lands or rights therein and the acquisition, construction, operation, and maintenance of works to carry into effect the provisions of this act; and conferring upon the State Engineer certain additional duties and powers in connection with the carrying out of the purposes of said act and providing for the appointment of directors to assist the State Engineer in so doing and defining said duties and powers; and repealing the California Irrigation Act, approved June 4, 1915, and all acts amendatory thereof."

Amendment adopted.

AMENDMENT NUMBER TWO.

Strike out all of lines 1 and 2 of the printed bill.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 3, of the printed bill, after the number 1 strike out the balance of said line 3 and the entire balance of page 1; also all of pages 2 to 42, inclusive, and in lieu thereof insert the following:

"The State Engineer shall have the powers and duties in this act conferred upon him, in addition to the other powers and duties possessed by or imposed upon him by law, and shall also possess and exercise such further powers and authority as may be necessary to enable him to fully perform the duties imposed upon him by this act, including the employment of such engineers, attorneys, superintendents, inspectors and other assistants as he may deem necessary, and the fixing of their compensation, which together with the cost and expense of all work done in connection with the performance of such duties under this act shall be paid by the districts to be formed hereunder as hereinafter provided for payment of other expenses of the district

SEC. 2. For the purpose of facilitating and expediting the performance of the duties in this act imposed upon the State Engineer and to provide against interference with the performance of the other duties imposed upon him by law, and to provide for the equalization of assessments in this act provided for, the Governor shall within thirty days after the date upon which this act takes effect name and designate two persons to be known and hereinafter referred to as executive directors, one of whom shall have at least five years practical experience in irrigation and the other of whom shall have had at least five years experience in administration and both of whom shall be residents of this state and continue to be such residents during their term of office, which term shall be four years, and until their successors have been named and have qualified. Their successors shall be named and designated in like manner. Each of said executive directors shall receive as compensation the sum of twenty dollars per day for each day employed by him in the performance of duties under this act, and shall receive actual traveling expenses while engaged in such duties, which shall be chargeable as a part of the cost of the project of the district for which such duties are performed. The powers and duties herein conferred and imposed upon the State Engineer may be exercised by said executive directors under the direction of the State Engineer.

SEC. 3. A majority in number of the holders of title or evidence of title to lands already irrigated or susceptible of irrigation from a common source and by the same system of storage and irrigation works and representing a majority in value of said lands may by written petition propose the organization of a water storage district under the provisions of this act which shall comprise lands so irrigated or susceptible of irrigation and may include therein lands situated in other distinctive district agencies of the State including other water storage districts having different plans and purposes and the object of which is not the same; organization of such a district under the provisions of this act may also be proposed by written petition signed by not less than five hundred petitioners who are holders

of title or evidence of title to lands therein; *provided*, that the said petitioners must include the holders of title or evidence of title to not less than ten per cent in value of the lands within said proposed district. Such lands proposed to be organized into a water storage district need not consist of contiguous parcels but must include the major portion of the lands situated within two or more district agencies of the State.

SEC. 4. In order to propose the organization of a water storage district, a petition signed as provided in the preceding section setting forth generally the boundaries of the proposed district or describing the lands situated therein, and the location proposed for the storage of water to be used for such irrigation, any drainage or reclamation connected therewith, and any incidental development of hydro-electric energy, and the nature of the proposed works, and praying that the territory embraced within said proposed district may be organized as a water storage district under the provisions of this act, shall be presented to the State Engineer. The petition may consist of any number of separate instruments, and must be accompanied with a good and sufficient undertaking, to be approved by the State Engineer, in double the amount of the probable cost of organizing such district as estimated by said State Engineer, conditioned that the sureties shall pay all of said costs in case said organization shall not be finally effected, and said State Engineer shall have power to require the furnishing of any additional undertaking, or undertakings, or payments of money, in case he should deem the same necessary. Upon the presentation and filing of said petition and undertaking in the office of the said State Engineer the said engineer shall forthwith fix a time and place at which he will hear said petition, which time shall be not less than twenty nor more than thirty days after the presentation and filing of said petition. Said petition, together with a notice stating the time and place of the hearing so fixed by said Engineer, shall be published in each county in which any of the lands of said proposed district are situate by said State Engineer once a week for four successive weeks before said hearing. Said notice shall be issued by said State Engineer, shall refer to said petition, and shall be directed to the persons named as petitioners therein, and to all other persons holding title or evidence of title to any lands included within the water conservation district proposed in said petition, and to all persons having or claiming any right, title, or interest in and to the waters proposed to be stored, acquired, or used as set out in said petition, and to all other persons who may be interested in or affected by the project contemplated in said petition, and shall be substantially in the following form:

Before the State Engineer, State of California.

To the persons named as petitioners in the foregoing petition, to all persons holding title or evidence of title to lands included within the water storage district proposed therein; to all persons having or claiming any right, title, or interest in or to the waters proposed to be stored, acquired, or used as set out in said petition; and to all other persons who may be interested in or affected by the project contemplated in said petition:

You, and each of you, are hereby notified that the foregoing petition was filed with the State Engineer on the _____day of _____, _____, and will be heard by said engineer at _____ on the _____day of _____, _____ at the hour of _____, _____ M. of that day, at which time and place said engineer will hear and receive evidence in support of said petition or any objections which may be presented thereto, and will hear and determine the right of all parties holding title or evidence of title to lands not included in the water storage district proposed in said petition, but which lands are already irrigated or susceptible of irrigation from the same common source and by the same system of storage and irrigation works as are particularly referred to and described in said petition, to have said lands included in said district.

This notice is given pursuant to the provisions of an act, approved _____, and known as California Water Storage District Act, to which said act particular reference is hereby made.

Dated:_____

_____

State Engineer.

When contained upon more than one instrument one copy only of such petition need be published but the names attached to all said instruments must appear in such publication. Signatures to the petition may be withdrawn at any time before the publication is commenced as in this section required, by filing a declaration signed by the petitioner, with the State Engineer, stating that it is the intention of the petitioner to withdraw therefrom, which declaration shall be acknowledged in the same manner as conveyances of real estate are required to be acknowledged.

HEARING ON PETITION.

SEC. 5. At the time and place fixed in said notice the State Engineer shall proceed to hear said petition and to determine whether or not the same complies with the requirements hereinbefore set forth and whether or not the notice required herein has been published as required, and must hear all competent and relevant testimony offered in support of or in opposition thereto. Said hearing may be adjourned from time to time for the determination of said facts, not exceeding two weeks in all. No defect in the contents of the petition or in the title to or form of the notice or signatures, and no lack of signatures thereto, or to the petition as published, shall vitiate any proceedings thereon; *provided*, such petition or petitions have a sufficient number of qualified signatures attached thereto. The determination of said engineer shall be expressed by an order establishing the facts. If said State Engineer shall determine that any of the requirements hereinbefore set forth have not been complied with the matter shall be dismissed, but without prejudice to the right of the proper number of persons to present a new petition covering the same matter or to present the same petition with additional signatures, if such additional signatures are necessary to comply with the requirements of this act. If the State Engineer shall determine that all the said requirements have been complied with the said engineer shall forthwith proceed to hear said petition and all evidence offered in support of the petition and in support of said written objections, and the written application of any holder of title or evidence of title to lands included in said proposed water storage district to have said lands excluded therefrom, and to also receive the written application of the holder of title or evidence of title to other lands already irrigated or susceptible of irrigation from the common source and by the same system of storage and irrigation works in said petition more particularly referred to and described, to have said lands included in said district and to participate in the benefits of such water storage district. Said engineer shall ascertain and determine the practicability, feasibility, and utility of the proposed project set forth in said petition, and for that purpose may make, or cause to be made, all necessary studies, examinations, surveys, plans, and estimates of cost, and in connection therewith said State Engineer may employ all necessary engineers, attorneys, and other assistants, or acquire and use estimates, surveys, and reports theretofore made, for the accomplishment of said purposes, and the cost thereof shall not in the aggregate exceed a sum in dollars equal in amount to one-fourth the number of acres in such proposed district and shall be deemed a part of the expense of said project, and said State Engineer may require the same to be paid by the proponents of said district or may issue warrants therefor and which payment and warrants shall be considered and treated in all respects as warrants of the district and which shall be payable out of the funds of said district when the organization thereof has been completed, and the same, if necessary, may be included in any bond issue authorized for the purposes of said district. If said district shall, as a result of any election hereinafter provided for, be not organized, any warrants issued by said State Engineer or board of directors of said district upon the funds of the district shall be a charge upon the undertaking, or undertakings, hereinbefore and in section 4 of this act provided for, and shall thereupon become due and payable by the sureties therein named, and the holders of said warrants shall have a cause of action against said sureties thereon.

SEC. 6. Upon the final hearing of said petition the state engineer shall make an order reaffirming his conclusions as to the genuineness and sufficiency of the petition, affirming the regularity and sufficiency of the notice of hearing thereon, and determining the practicability, feasibility, and utility of the proposed project. The said engineer shall also in his said order establish the boundaries of the proposed district or describe the lands included therein, specify the location proposed for the storage of water to be used for any of the purposes of this act, and provide an estimate of the probable cost of the proposed project; and in so doing shall make such changes in any of the matter or proposals set forth in said petition as he may deem advisable. The said state engineer also shall in his said order divide said proposed district into five, seven, nine, or eleven divisions in such manner as to segregate into separate divisions lands possessing the same general character of water rights or interests in and to the waters of such common source, which divisions shall be numbered first, second, third, fourth, and fifth, and sixth, seventh, eighth, ninth, tenth, or eleventh, according to the number of such divisions. The order of said state engineer, made as in this section provided, shall be signed by him and entered in full upon the records kept by him. A copy of such order certified by said state engineer, together with a map showing the exterior boundaries of the district and indicating the lands if any excluded therefrom, shall forthwith be filed for record in the office of the county recorder of each county in which any of the lands within the said district are situated. The finding of said state engineer in favor of the genuineness and sufficiency of the petition and the regularity and sufficiency of the notice of hearing thereon shall be final and conclusive against all persons except the State of California upon suit commenced by the Attorney General. Any such suit must be commenced within ninety days after the date of first filing in the office of any county recorder of such certified copy of said order as hereinabove required.

SEC. 7. Said State Engineer shall, within sixty days after the filing of said order, give notice of an election to be held in the proposed district for the purpose

of determining whether or not the same shall be organized under the provisions of this act. Such notice shall describe the boundaries so established, or the lands so included, and the divisions so created, and shall designate a name for the proposed district, and said notice shall be published once a week for at least three weeks previous to such election in each county in which any land in the proposed district is situated. Such notice shall require ballots to be cast which shall contain the words "Water storage district -Yes" or "Water storage district -No", or words equivalent thereto, and also the names of persons to be voted for at said election. For the purposes of said election the State Engineer must establish a convenient number of election precincts in said proposed district and define the boundaries thereof and at least one such precinct must be established for each division of said district and said State Engineer, at the time of calling said election, shall in his order designate voting places and appoint three landholders of the district to act as a board of election at each voting place. Such election shall be conducted as nearly as practicable in accordance with the general water storage district election as in this act provided, but no particular form of ballot shall be required. Nominating petitions for officers to be elected at such election shall be filed as provided in section 39 of this act except that the same shall be filed in the office of the State Engineer.

SEC. 8. At such election there shall be elected a board of directors corresponding in number to the number of divisions in the district, and a treasurer. None of said directors shall be elected by the district at large, but one director shall be elected by each division to represent such division. Said officers shall qualify in the same manner as is provided for the qualification of the same officers elected at a general water storage district election as hereinafter in this act provided.

SEC. 9. No person shall be entitled to vote at such election unless he holds title or evidence of title to land in such district, and each qualified voter shall be entitled to vote in person or by written proxy in each precinct in which he is such holder of title or evidence of title to land, and to cast one vote for each one hundred dollar's worth, or fraction thereof, of land in said precinct owned by him.

SEC. 10. The State Engineer shall on the second Monday succeeding such election proceed to canvass the votes cast thereat and if upon such canvass it appears that a majority of all the votes cast are "Water Storage District—Yes" said engineer shall, by an order entered in the records kept by him, declare the territory duly organized as a water storage district under the name theretofore designated, and shall declare the candidate for director receiving at such election the highest number of votes in each division to be duly elected a director, and the candidate for treasurer receiving the highest number of votes in the district to be duly elected treasurer. If upon such canvass it appears that a majority of all the votes cast are "Water Storage District—No", then the result of such election shall be declared accordingly and entered of record in the records kept by the State Engineer.

SEC. 11. If such order on election shall declare the territory duly organized as a water storage district the said state engineer shall forthwith cause a copy of such order, duly certified, to be filed for record in the office of the county recorder of each county in which any portion of the lands embraced in such district is situated, and from and after such filing the organization of such district shall be complete and said district shall have the powers and rights conferred upon it by the provisions of this act. Said state engineer shall at the same time issue certificates of election to the persons declared in said order to be elected directors and treasurer.

SEC. 12. The directors and treasurer elected at such election, after qualifying by receiving their certificates of election and subscribing the official oath and giving the required bonds, shall immediately enter upon their duties and shall hold office, respectively, until their successors are elected and qualified.

SEC. 13. The directors shall on the first Tuesday after their election and qualification meet and organize as a board and select and designate an office of the board, which shall also be the office of the district, at which the board shall thereafter hold its meetings. The board shall then proceed to classify themselves by lot into two classes, as nearly equal in number as possible, and the term of office of the class having the greater number shall expire on the first Tuesday in March following the next general February election in this act provided for; and the term of office of the class having the lesser number shall terminate on the first Tuesday in March following the next general February election thereafter. After such classification the board shall elect a president from their number and shall appoint a secretary, each of whom shall hold office during the pleasure of the board. The salary of the secretary and the amount of the bond to be given by him for the faithful performance of his duties shall be fixed by the board.

SEC. 14. The board of directors shall thereafter hold regular meetings on the first Tuesday of each month at the place selected as the office of the board; *provided*, that such board may by resolution duly entered upon its minutes fix any other time or place for the regular monthly meeting, but no such change shall become effective until after the resolution making such change shall have been published once a week

for two successive weeks in the county in which the office of the board of directors is located. Such special meetings of the board of directors may be held as may be required for the proper transaction of the business of the district, but a special meeting must be ordered by a majority of the board. The order must be entered of record, and five days notice thereof must be given by the secretary to each director not joining in the order. The order must specify the business to be transacted, and no other business than that specified in the order may be transacted at such special meeting, unless all the members are present and consent to the consideration of any business not specified in said order. All meetings of the board must be public and a majority shall constitute a quorum for the transaction of business. A smaller number of directors than a quorum may adjourn from day to day. All records of the board shall be open to public inspection during business hours.

SEC. 15. The board of directors shall have in addition to the powers and authority hereinbefore and hereinafter conferred upon it, such further powers and authority as may be necessary to enable it to fully perform the duties imposed upon it by this act.

SEC. 16. The board of directors must and shall at its first regular monthly meeting levy an assessment of an equal amount upon each acre of land in said district sufficient to pay all warrants issued by the State Engineer in accordance with the provisions of this act, and in addition thereto an amount sufficient in the judgment of said board to defray all other expenses incurred or to be incurred by or for the benefit of said district prior to the appointment of the commissioners provided for in section nineteen of this act. In the event the assessment so levied for the purposes aforesaid shall not be sufficient, it shall be the duty of the board of directors to levy an additional assessment, or assessments; *provided, however*, the total of all such assessments exclusive of the amount assessed to pay all warrants issued by the State Engineer shall not exceed fifty (50) cents per acre. Thereafter if it shall become necessary to provide funds for the payment of any expense incurred by or on behalf of the district subsequent to the appointment of said commissioners and prior to the assessment provided for in section nineteen of this act, the board of directors shall levy such additional assessment, or assessments, of an equal amount upon each acre of land in said district as may be necessary to pay such expenses. Said assessment, or assessments, so levied shall constitute a lien upon the lands affected thereby until the full amount thereof is paid, which lien shall be prior to all other liens except state, county, and municipal taxes and assessments or taxes levied or assessed by or under statutory authority, and shall be collected in the same manner as other assessments provided for in this act.

SEC. 17. The board of directors shall, upon the organization of a water conservation district as in this act provided, proceed to make or cause to be made, all such examinations, surveys, detailed plans and specifications, and estimates of costs for the acquisition, appropriation, diversion, storage, conservation, and distribution of water, any drainage or reclamation works connected therewith, and the generation of hydroelectric energy incident thereto, and the sale and distribution thereof, as may be necessary or requisite to enable said board of directors to ascertain and estimate the requirements and works necessary as aforesaid for the purposes of said water storage district and the probable cost and expense thereof, and to make a report thereof as hereinafter provided. In such connection said board may use and adopt all previous estimates, surveys, reports, and other data it may have acquired or which are available to it adapted to that purpose, and may employ all necessary engineers, attorneys, and other assistants for the accomplishment of said purposes, and the cost thereof shall be deemed a part of the expense of said project, and such board may issue warrants therefor, which shall be payable out of the funds of said district and may be included in any bond issue authorized for the purposes of said district.

Upon the completion of said examination and study of the proposed project by the said board of directors, the said board shall prepare and file in the office of the State Engineer a report thereof, in which said report shall be set forth in full and in detail the character and nature of the proposed works a description of the rights, both to waters and lands, it will be necessary to acquire to carry said project to completion, accompanied by detailed plans and specifications, and a detailed estimate of the costs of said project, including the acquisition of all rights necessary to the completion and operation thereof. The board of directors shall attach to said report a recommendation that said project shall be carried out in accordance with the plans and specifications in said report contained, or that said project be abandoned. Such report when completed shall be signed by a majority of the board of directors and entered in full upon the minutes of said board. A copy of such report certified by the secretary of said board of directors shall be filed in the office of the State Engineer.

SEC. 18. If the said board of directors recommends that said project be abandoned the State Engineer shall make such further investigation of said project as is in his judgment desirable and shall within sixty days after the filing of said report make and enter upon the records kept by him an order either (*a*) approving and confirming the said report and recommendation and declaring said project abandoned,

which said order shall be without prejudice to the presentation of another petition covering the same matter, or (*b*) approving and adopting the said report but taking no action with respect to the said recommendation, and calling another election to be held in the district for the purpose of determining whether or not the recommendation of said board of directors shall be adopted or rejected. In the event the said order so made and entered by the State Engineer shall call an election, said State Engineer shall within thirty days after the entry of said order give notice of such election. Said notice shall be published once a week for at least three weeks previous to such election in each county in which any land in the district is situated. Said notice shall require ballots to be cast, which shall contain the words "Completion of project—Yes" or "Completion of project—No." For the purposes of said election the State Engineer must establish a convenient number of election precincts in said district and define the boundaries thereof, and said State Engineer at the time of calling said election shall in his order designate voting places and appoint three land holders of the district to act as a board of election at each voting place. Such election shall be conducted as nearly as practicable in accordance with the provisions of this act relating to general water storage district elections, but no particular form of ballot shall be required. The qualification of voters at said election shall be the same as prescribed for the original election on organization of district, and the votes cast at said election shall be canvassed in the same manner as votes cast at said original election, and the result of such election shall be declared and entered of record in the minutes of the board. If such result shall show a majority of all the votes cast are "Completion of project—No," the State Engineer shall make and enter in his records an order declaring said project abandoned, and requiring all persons, except the holders of warrants issued pursuant to the provisions of this act and which have been duly presented for payment, having claims against said district, or proposed district, to file them with the necessary vouchers within three months from the making of said order in the office of said State Engineer. Notice of said order requiring presentation of claims stating the time and place thereof shall be published in the county in which the office of the district is located by said State Engineer once a week for four successive weeks, the first publication of which said notice shall be made within ten days after the making of said order. After all warrants issued under the provisions of this act which have been duly presented for payment and all claims that have been duly presented and have been allowed and approved by said State Engineer or the board of directors of said district, have been paid, said State Engineer shall forthwith cause a copy of said order declaring said project abandoned, duly certified by said State Engineer, to be filed for record in the office of the county recorder of each county in which any portion of the land embraced in said district is situated, and from and after such filing said district shall be deemed dissolved and all liens which may have attached to any of the lands therein under any provisions of this act shall be discharged and any undertaking given pursuant thereto shall be annulled and of no further effect. If the canvass of the votes cast at such election show a majority of all votes cast are "Completion of project—Yes" said State Engineer shall thereupon appoint the commissioners provided for in section 19 of this act and thereafter such proceedings shall be taken and followed as are provided in said section 19 and subsequent sections of this act.

SEC. 19. If the board of directors recommends that said project be carried out in accordance with the plans and specifications in its said report contained and if within sixty days after the filing of said report in the office of the State Engineer there shall be presented to and filed with said State Engineer a petition signed by the owners of more than fifteen per cent of the total assessed valuation of the land in the district requesting that an election be held to ascertain whether such recommendation of the board of directors shall be adopted, the State Engineer shall immediately give notice of such an election, which election shall be held and conducted and the result thereof determined and declared in all respects as provided in section 18 of this act, and if the result of such election shows a majority of all votes cast are "Completion of project—No" the project shall be deemed abandoned and proceedings shall be thereafter taken as provided in said section 18 in case of abandonment, but if no petition shall be filed as aforesaid or if an election be held and the majority of the votes cast thereat are "Completion of project—Yes" then the State Engineer shall forthwith appoint three commissioners whose duty it shall be to assess the cost of the project upon the benefited lands within the district, which shall be done, and the said cost shall be apportioned in accordance with the benefits that will accrue to each tract of land held in separate ownership in said district by reason of the expenditures of said sums of money, and the completion of the project, such assessment to be in gold coin of the United States. One of said commissioners shall be a civil engineer and one shall have a practical knowledge of irrigation, and none of said commissioners shall have any interest in any land in the district either directly or indirectly, and each commissioner before entering upon his duties shall take and subscribe an oath that he is not in any manner interested directly or indirectly in any land in the district and that he will perform the duties of commissioner to the best of his ability, and said commissioners shall be paid as compensation for the services rendered by them such sum, or sums, as the State Engineer shall fix and determine, which shall be considered a part of the cost of the project, and said

State Engineer may issue warrants therefor, which shall be payable out of the funds of said district and may be included in any bond issue authorized for the purposes of said district. The said commissioners shall receive from the board of directors of the district the detailed plans, specifications, and estimate of the costs of the project, which have theretofore been duly approved by the State Engineer. The said commissioners shall thereupon prepare and certify to the State Engineer in triplicate rolls which shall contain:

(1) A description of each tract assessed held in separate ownership by legal subdivisions, governmental surveys, or other boundaries sufficient to identify the same;

(2) The number of acres in each tract;

(3) The name and address of the owner of each tract, if known, and if unknown, that fact, but no mistake or error in the name of the owner or supposed owner of the property assessed, and no mistake in any other particular, shall render the assessment thereof invalid;

(4) The rate per acre of such assessment upon said tract;

(5) The total amount of the assessment as computed;

(6) Any other statement which may be required by the State Engineer and as to which notice is given in writing to the commissioners at the time of transmitting the plans and specifications and costs of the work for the district beforementioned.

The rolls shall be separately made for lands lying within different counties contained within said district. Said rolls when completed shall be accompanied by the written report of the commissioners wherein is set out with particularity the exact nature and quantum of the benefits so assessed, both in respect of the right in and to stored surplus waters, and the right to store water in the reservoir or reservoirs of the district, apportioned and allocated to each such tract of land in said district and also through any drainage or reclamation work connected therewith. In such report lands embraced within a comprehensive area or a political subdivision of the State may be referred to generally as lands lying within such area or subdivision without further description.

In the event of the conveyance of a part of a tract of land in said district and in the absence of any provision in the instrument conveying the same said lands so conveyed shall be deemed to share ratably in the benefits apportioned to the entire tract.

Said rolls when completed shall be duly certified by said commissioners and forthwith by them filed in the office of the state engineer. Thereafter the executive directors and the president of the board of directors of the water storage district in which the lands described in said rolls are situated shall become and constitute a board, in the nature of a board of equalization, which shall be known and designated as the "adjustment board" and whose functions shall be to consider and act upon objections, if any, presented as herein provided to the assessment made by said commissioners. For that purpose said adjustment board shall at once organize by the election from its members of a president and a secretary and shall thereupon appoint times and places not less than thirty days after said rolls have been filed when and where it will meet within each county wherein lands of said district are situated for the purpose of hearing objections to said assessments, and notice of such hearing shall be published at least once a week for two successive weeks in each county in which any land within said district may be situate. Said objections, if any, must be in writing verified and filed with the State Engineer, and shall set forth the grounds of such objections. Such verification shall be made by the affidavit of the objector or some other person who is familiar with the facts. Said adjustment board may postpone such hearings from time to time. At such hearings the adjustment board shall hear such evidence as may be offered touching the correctness of such assessment, and may modify, amend, or approve the said assessment in any particular and may reapportion the whole or any part thereof; *provided, however,* that no assessment shall be increased except after personal notice or notice by registered mail given to the owner if known, or if unknown by publication at least once a week for two successive weeks in the county in which such land in the district may be located, and upon a hearing of objections thereto if made.

Said adjustment board, after said hearings, must make an order approving such assessment as finally fixed or modified, which order shall be filed with and entered in the records of the state engineer, and the apportionment and determination of said adjustment board shall be final and conclusive, and no action or defense shall ever be maintained attacking the same in any respect. Two copies of said assessment roll as finally fixed and approved by the adjustment board shall be forthwith certified by the secretary of such adjustment board and transmitted to the board of directors of the said district, who shall file one copy in their records and thereupon immediately transmit to the county treasurer of each county within such district that portion of the roll relating to the lands within such county, together with a copy of the order of approval of such assessment roll by said adjustment board. Thereafter said assessment roll shall be conclusive evidence before any court or tribunal that said assessment has been made and levied according to law.

When the board of directors shall file with the county treasurer of a county within such district the said assessment list or roll as finally approved as hereinbefore

provided the charges assessed thereby upon the several tracts of land within the county shall constitute a lien thereon which shall be prior to all other liens except state, county, and municipal taxes, and assessments or taxes levied or assessed by or under statutory authority, and shall impart notice thereof to all persons. Where bonds of such district have been issued upon any such assessment no act or conduct on the part of such board of directors, or any officer herein mentioned, shall invalidate any such assessment after the same shall have become a lien in the manner herein provided.

SEC. 20. The assessment list of each county must remain open for payment in full in the office of the county treasurer of the respective counties within the district for a period of thirty days; and during the time they so remain any person may pay the amount of the charge assessed against any tract of land to the county treasurer in gold coin of the United States or in warrants of the district drawn by the state engineer or the board of directors, or the proper officers thereof.

SEC. 21. At the end of thirty days the treasurer must make return to the board of directors of the district of all assessments paid. All unpaid assessments shall bear interest at the rate of seven per cent per annum. Thereafter all unpaid assessments and accrued interest shall be collected when and as called, and paid to the treasurer of the county or counties, who shall collect and hold such moneys to the credit of the district. Unless bonds shall have been authorized as hereinafter provided, all such payments shall be made in such amounts or installments and at such times respectively as the said board, from time to time, in its discretion, by order entered in its minutes, may direct. Upon making any order fixing and calling such installment or amount, the secretary shall also enter in the minutes of the board, and certify to each county treasurer for signature and mailing or publication in the counties in which any lands within the district are situated a notice in substantially the following form:

Name: (Name) water storage district.

(Location of the principal place of business.) Notice is hereby given that, at a meeting of the board of directors held on_____ ____ an installment of _____per cent. of assessment No._____was ordered paid within sixty days from the date thereof to the respective county treasurers of the counties wherein lands of such district are situate. Any installment which shall remain unpaid on the (day fixed) will be delinquent, together with the accrued interest thereon, with twenty per cent. of such installment and interest added as penalty.

(Signed) _____

Treasurer of_____County.

Such notice must be sent through the mail, addressed to each owner of land in the district at his place of residence if known or entered upon the assessment roll of the district, and if not known, at the place where the principal office of the district is situated, or in lieu thereof such notice shall be published once a week for two successive weeks in each such county.

If any such installment shall remain unpaid at the expiration of said sixty days from the date of the order then the whole remaining uncalled portion of said assessment shall become delinquent, together with the accrued interest thereon and a penalty of twenty per cent. of the amount of said installment and interest shall be added thereto and collected for the use of the district.

Immediately after the said installment has become delinquent the said county treasurer or county treasurers must publish once a week for two successive weeks in each county wherein lands of the district are situate, in one notice a list of all delinquencies in such county, which notice shall contain a description of the property assessed, the name of the person to whom it is assessed or a statement that it is assessed to unknown owners, if such is the fact, the amount then due on said property, and a notice that the property assessed will be sold on the date therein stated in front of the courthouse of said county to pay the amount then due on said property. The date of said sale shall not be less than ten days after the date of the last publication of said notice. At the time stated in said notice, or such other time to which said sale may have been postponed, the county treasurer must sell said property to the highest bidder for gold coin of the United States. Out of the proceeds of said sale the county treasurer must deposit the amount due on said property as shown in said notice to the proper fund of the said district. The county treasurer must pay to the owner of said property any surplus remaining after said deposit to the credit of the district, after first deducting any expense of sale. Except where bonds have been issued upon an assessment the board of directors may direct the county treasurer to postpone said sale from time to time for not less than ten nor more than thirty days at one time, by a written notice posted at the place of sale.

If no bid is made for said property equal to the amount due thereon, it must be struck off to the district for the said amount so due. A certificate of such sale shall be executed by the county treasurer to the purchaser, or to the district if the property shall have been struck off to the district, and this certificate of sale shall be recorded in the office of the county recorder of said county. Any person interested in said property may redeem the same at any time within one year after the date of

said sale, by paying to the county treasurer the amount for which the said property was sold, and interest on the said sum at the rate of two per cent. per month from the date of said sale, which amount shall be credited to the proper fund of said district.

If no redemption shall be made within said one year, the purchaser or the district, if the property shall have been sold to the district, shall be entitled to a deed executed by the county treasurer or his successor in office, and the effect of such deed shall be to convey said property free and clear of all liens and incumbrances, except State, county, and municipal taxes, assessments or taxes levied or assessed by or under statutory authority and any subsequent district assessment. The board of directors may sell such property sold to the district at any time at public auction after notice given for the same period and in the same manner as is herein provided for sale of delinquent assessments, but not for a sum less than the amount for which said property was sold, with interest at seven per cent. per annum, and the deed executed in pursuance of such sale shall convey said property free of all incumbrances except as hereinabove provided for said deed by the county treasurer.

SEC. 22. Thereafter, whenever in the opinion of the board of directors of the district, it shall be necessary to raise any sum for the maintenance, repair, or operation of works of the said district, or for the management and conduct thereof, the said board shall make an order, which order shall be entered in the minutes of the board and shall recite the total amount necessary to be raised, and shall fix a rate designating the number of dollars or cents to be levied on each one hundred dollars of the original assessment theretofore made by the commissioners. Thereafter the board shall complete said assessment by inserting upon supplementary assessment rolls the total amount assessed against each respective tract or parcel of land to be assessed. The supplemental assessment roll herein provided for shall be filed with the county treasurer of each county of said district wherein lands of such district are situate, and thereafter collected in the same manner provided for the collection of the original assessment. The board of directors may call the whole or any part of such supplementary assessment in one installment, or may call the same in several installments.

The said report of the commissioners allocating the assessment levied for the purposes of the construction and maintenance of the original project, after having been approved and filed for record in each county as aforesaid, shall continue in force as the basis for apportioning and allocating subsequent assessments for construction, maintenance, repair, or operation of the works of the project, and for the incidental expenses of conducting the said district. All provisions of this act, with respect to the levy and collection of assessments, shall be applicable to such supplemental assessments.

SEC. 23. In the event that the original assessment is insufficient to provide for the completion of the project or if the board of directors of the district should determine that it is for the best interests of the land owners in the district to acquire property or construct works in connection with said project which are not contemplated and covered by the original plans and estimates herein provided for, the board of directors is authorized to levy and collect a special and additional assessment in the manner and proportions herein provided for other assessments sufficient to complete the project or to acquire the property or construct the works desired unless the estimated cost of such completion of the project or acquisition of property or construction of works shall in the aggregate exceed ten per cent. of the estimated cost of the original project and in that event a statement of the work necessary to be done to complete the project and the estimated cost thereof or descriptions of such property to be so acquired, or additional plans and specifications of such works, as the case may be, shall be prepared by the board of directors and filed with the State Engineer and thereafter the board of directors shall call a special election, to be held within said district, at which shall be submitted to the owners of assessed lands in the district the question whether or not the said property shall be acquired or the additional works shall be constructed in accordance with the plans so prepared as the case may be. If a majority of the votes cast shall be in favor of acquiring the property or constructing the works the board of directors shall proceed to levy and collect an assessment covering the cost thereof in the manner and proportions herein provided for other assessments. Such election shall be conducted, save and except as in this section otherwise specifically provided, in accordance with the provisions of this act relating to other elections in the district.

SEC. 24. Whenever in any water storage district any assessment has been levied and assessed upon the lands of said district and remains unpaid in whole or in part, and, in the judgment and opinion of the board of directors of said district, it shall be for the best interest of the district or the landowners therein to issue bonds for the purpose of obtaining money to pay the costs of the proposed project, the indebtedness of the district, or any other lawful charge, or when a petition signed by the owners of more than one-fourth of the total acreage of the assessed land in the district requesting it is filed with the secretary of said board, the board of directors of such district shall by order entered upon the records of said board order a special

election to be held in said district, at which special election shall be submitted to the owners of assessed land in said district the question whether or not bonds of said district shall be issued in an amount equal to the amount of such assessment, or the part of such assessment remaining unpaid, which said amount shall be entered by said board of directors in its records and stated by them in the order for such special election.

The notice of such special election must state in addition to other statements required to be made therein, the aggregate face value of bonds proposed to be issued. Only owners of lands which have been assessed as provided herein shall be qualified to vote at such election. Such election shall be conducted, save and except as in this section otherwise specifically provided, in accordance with the provisions of this act relating to other elections in the district.

The ballots cast at such election shall contain the words: "Bonds—Yes", or the words: "Bonds—No", and also the name of the person casting the ballot, with the number of votes cast by him. A list of the ballots cast shall be made by the board of election containing the names of each voter, and if the ballot be cast by proxy also the name of the person casting it, and the number of votes cast by each, and whether the same be cast for or against the issuing of the bonds. At the close of the polls the board of election shall at once proceed to canvass the votes and declare the result and shall deliver a certificate showing such result and the number of votes cast for and against the issuing of such bonds to the county clerk of the county, and shall deliver a duplicate thereof to the board of directors of the district, and shall also deliver to the said county clerk all ballots cast at such election within said county and all documents and papers used at such election, and except as in this section specifically provided the provisions of this act with reference to all matters pertaining to elections shall govern and control. The county clerks of the respective counties shall immediately upon receipt of the ballots, papers, and documents from the board of election certify to the board of directors at its office a statement of the result of said election held in each of said counties, with a statement of the number of votes for and in favor of the proposition of "Bonds—Yes" and opposed "Bonds—No". The board of directors shall thereupon in a certificate in writing recorded in their minutes declare that the proposal to issue bonds has carried or has been defeated, and stating therein the vote cast throughout the entire district, and a duplicate of such certificate shall be immediately transmitted to the State Engineer.

If a majority of the votes cast at such election are in favor of the issuance of bonds, the board of directors of the district shall cause bonds in the amount stated in the order for the election to be executed and delivered, together with the assessment list segregated as to counties within said district, to the treasurer of said district. Said bonds shall be of the denomination of not less than one hundred dollars nor more than one thousand dollars each; they shall be signed by the president of the board of directors of the district and attested by the treasurer of said district, and shall be numbered consecutively in the order of their maturity, and shall bear interest at a rate not to exceed six and one-half per cent, per annum payable semi-annually on the first day of January and the first day of July in each year at the office of said treasurer, and at any other place within the United States which may be designated by said board, upon the presentation of the proper coupons therefor. Coupons for each installment of interest shall be attached to said bonds and shall bear the fac simile signature of the treasurer of said district. The principal of said bonds shall be made payable on the first day of July, or the first day of January, and in such years as the directors may prescribe. Said bonds shall be payable serially within thirty years from their date in the manner following, to wit:

(1) Not less than ten per centum of the aggregate face value of such bonds issued shall be payable within ten years from their date;

(2) Not less than four and one-half per centum of the aggregate face value of such bonds remaining unpaid at the end of ten years shall be payable each year beginning with the eleventh year from their date, until the whole amount of said bonds has been paid.

Said bonds shall be substantially in the following form:

UNITED STATES OF AMERICA

STATE OF CALIFORNIA

(Name) WATER STORAGE DISTRICT

No._____ $_____

(Name) water conservation district for value received hereby acknowledges itself indebted to and promises to pay to the holder hereof at the office of the treasurer of said district, at (place) in the State of California, on the first day of_____, the sum of $_____in gold coin of the United States of America, with interest thereon in like gold coin from date hereof until paid, at the rate of_____per cent per annum, payable at the office of said treasurer, or at (other designated places), semiannually on the first day of January and the first day of July in each year on

presentation and surrender of the interest coupons hereto attached. This bond is one of a series of_____bonds of like tenor and effect (except as to denomination and maturity), numbered from_____to_____inclusive, amounting in the aggregate to_____dollars, issued in accordance with the provisions of an act known as "California Water Storage District Act", duly passed and adopted (stating when) and of the laws of the State of California, pursuant to an election held in said water storage district on the_____day of_____, authorizing its issuance, and based upon and secured by an assessment levied on the lands in said district, and filed in the office of the county treasurers of the county (or counties) of_____on the_____day of _____, _____, and the said water storage district does hereby certify and declare that said election was duly called and held upon due notice, and the result thereof was duly canvassed and ascertained, in pursuance of and in strict conformity with the laws of the State of California applicable thereto, and that all the acts and conditions and things required by law to be done, precedent to and in the issue of said bonds have been done and have been performed in regular and in due form and in strict accordance with the provisions of the law authorizing the issuance of water storage district bonds.

In testimony whereof, the said district, by its board of directors, has caused this bond to be signed by the president of said board and attested by the treasurer of said district, with the official seal of said district affixed this_____day of_____.

_____
President of said board.

Attest:_____
Treasurer.

And the interest coupons may be substantially in the following form:

No.___ _____ $_____

The treasurer of (name) water storage district, California, will pay to the holder hereof on the_____day of_____, _____, at his office at (place in the State of California, or at designated places), the sum of $_____, in gold coin of the United States, out of the funds of (name) water storage district for interest on bond of said district numbered_____.

_____
Treasurer.

The treasurer of said district shall place the bonds prepared pursuant to this act to the credit of the district. Thereafter when directed by resolution of the board of directors of the district, the treasurer shall sell the whole or any designated number of said bonds for the best price obtainable, but in no event for less than ninety per cent of the face value of said bonds and the accrued interest thereon. Before making a sale of said bonds, notice shall be given by the said treasurer by publication at least once a week for two successive weeks in the county in which the office of said district is located, that he will sell a specified amount of said bonds, and stating the day, hour, and place of such sale, and asking sealed proposals for the purchase of said bonds, or any part thereof. At the time appointed said treasurer shall open the bids and award the bonds to the highest responsible bidder. The treasurer upon written request of a majority of the directors must reject any or all bids. Any sale by the treasurer and delivery of the bonds thereunder shall be conclusive evidence in favor of the purchaser and all subsequent holders of the bonds that such sale was made upon due authority and notice. The proceeds of sale of said bonds shall be placed in the treasuries of the respective counties in which land included in the district is situate to the amount of the unpaid assessment in each county and credited to the bond fund of the district, and a proper record of such transaction shall be made upon the books of said treasurer. At any time within thirty days after the issue of any bonds as the result of such election an action may be commenced in the superior court of any said counties by the board of directors of said water storage district in the name of the district as plaintiff, and the defendants shall be described as "all persons claiming any interest in any lands within the said (Name) Water Storage District", to have it determined that said bonds are a legal obligation of such water conservation district, and in the event no such action is brought then the same may be commenced by any land owner in the district within thirty days after the expiration of the period within which said action might have been brought by the board of directors. It shall be sufficient to describe said lands as all lands in the district (naming it) without a more specific description. The summons shall be published once a week for two successive weeks in the county where the action is pending. Within thirty days after the first publication of summons any owner of land in such district or any person interested may appear and answer the complaint, which answer shall set forth the facts relied upon to show the

invalidity of said bonds. The default of all defendants not so appearing may be entered. Such action shall be given precedence in hearing and trial over all other civil actions in such court, and judgment rendered declaring such matter so contested either valid or invalid. Any party not in default may have the right to appeal to the supreme court within thirty days after the entry of judgment. Judgment for the plaintiff in such proceedings shall be considered as a judgment in rem and shall be conclusive against said district and against all lands therein, and all owners thereof and other interested persons.

All moneys collected by a county treasurer upon any assessment upon which bonds shall have been issued, including all moneys derived from sale of land for delinquent installments, or from redemption thereof, or from sale of lands bought by such treasurer at any such sale as trustee of the bond fund of the district, shall be by such treasurer forthwith paid into the county treasury of the county from which the same arose to the credit of the bond fund of such water storage district, and shall be used exclusively for the payment of principal and interest of said bonds issued on such assessment.

Whenever the board of directors shall by resolution declare that it deems it desirable that any contemplated or outstanding bonds of a water storage district organized under this act, including any bonds of such district authorized but not sold, shall be made available for the purpose provided for in section 7 of an act of the Legislature of the State of California entitled "An act relating to bonds of irrigation districts, providing under what circumstances such bonds shall be legal investments for funds of banks, insurance companies, and trust companies, trust funds, State school funds and any money or funds which may now or hereafter be invested in bonds of cities, cities and counties, counties, school districts or municipalities, and providing under what circumstances the use of bonds of irrigation districts as security for the performance of any act may be authorized", approved June 13, 1913, as amended, the said board of directors shall thereupon file a certified copy of such resolution with the commission created by, and provided for in, said act of June 13, 1913, which commission, and the State Controller in connection therewith, are hereby given the same power and authority in respect of the investigation and certification of bonds issued under this act as is given to them in respect of the investigation and certification of irrigation district bonds by said act, as amended, except as the same may be limited by, or inconsistent with, any provision of this act, and bonds of water storage districts provided for in this act which have been so investigated and certified and by authority of such investigation and certification are declared to be legal investments for the purposes stated in said act of June 13, 1913, as amended, may be lawfully purchased, or received in pledge for loans by savings banks, trust companies, insurance companies, guardians, executors, administrators, and special administrators, or by any public officer or officers of this State or of any county, city, or city and county, or other municipal or corporate body within this State having or holding funds which they are allowed by law to invest or loan; *provided, however*, that where said irrigation district bond commission has passed upon one issue of bonds of district formed hereunder that all subsequent issues of said districts shall be submitted to said commission in said act provided.

The lien of any unpaid assessment upon which bonds shall have been issued shall continue until all said bonds shall have been paid in full, and if for any reason any part of the principal or interest of said bonds shall remain unpaid after enforcement of said assessment as in this act provided, the board of directors shall order an additional or supplemental assessment to be made as provided in this act sufficient to pay such unpaid principal and interest; which additional or supplemental assessment shall be enforced and collected in the same manner as the original assessment.

If any district having authorized the issuance of a series of bonds shall issue an additional series of bonds based on another assessment, the dates of maturity of such additional series of bonds shall be such that the latest maturities thereof shall not exceed forty years and the earliest maturity of bonds of such additional series shall be later than the latest maturity of bonds of any earlier series. All provisions of this section relative to the original issue of bonds shall apply to such additional series of bonds.

Upon a sale of any of the bonds provided herein the treasurer of the district is hereby authorized to accept in payment for said bonds, either in whole or in part, outstanding warrants of such district at their face value, together with the accrued interest thereon.

Where bonds of the district have been authorized to be issued on such assessments all unpaid assessments shall bear interest at the rate of seven per cent per annum from the date of the bonds issued thereon until such bonds shall have been fully paid and discharged, and the interest due at any time on said unpaid assessments may be called without calling any installment of the said assessment. The

word installment as used in this section shall be construed as applying to interest as well as to prinicpal as the case may be.

At least ninety days before any interest date of the bonds, the treasurer of the district shall certify to the county treasurer of each county in which lands of the district are situated an estimate of the amount of money and the percentage of the assessment together with interest thereon, or only of the interest, necessary to pay interest and principal or the interest maturing on such interest date after crediting thereon the funds in the treasury applicable to the payment thereof to be collected by such county treasurer, and shall add thereto fifteen per cent of such aggregate sum to cover possible delinquencies, and each said county treasurer shall thereupon cause to be published, once a week for two successive weeks in the county of which he is county treasurer, a notice substantially in the following form:

(Name of water storage district). Notice is hereby given that an installment of assessment (describing it) of (amount or proportion thereof including interest thereon or only for interest) is payable within thirty days from date by all assessed landowners of said district in the county of (name of county) to the treasurer of said county. All or any part of said installment of interest which remains unpaid on the (day fixed) will be delinquent, together with accrued interest thereon, with twenty per cent of such installment and interest added as penalty.

Dated: _____

(Signed) _____

Treasurer of _____ county.

If no newspaper is published in said county, such publication shall be made in a newspaper published in an adjoining county. If any part of such installment or any interest thereon shall remain unpaid at the expiration of thirty days from the date of said notice, it shall become delinquent and twenty per cent of the unpaid amount of said installment and interest shall be added thereto and collected by said county treasurer. When any installment shall have become delinquent, said treasurer shall, within ten days, publish in said county once a week for two successive weeks a notice containing a description of each parcel of land assessed in the district in said county wherein such installment is delinquent, as such description appears on the assessment list, the name of the person to whom it is assessed, to unknown owners, if such is the fact; the amount of the installment delinquent on such parcel, the amount of interest thereon reckoned to the day of sale, the amount of said twenty per cent penalty thereon, and a notice that each of said parcels will be sold at public auction by said county treasurer in front of the courthouse of said county, at a specified day and hour, which shall not be less than thirty nor more than sixty days from the date of delinquency, to pay said delinquent installment, with said accrued interest and penalty. At the time stated in said notice, the county treasurer shall sell each parcel of land described in said notice to the highest bidder, unless prior thereto he shall have received payment in full of said delinquent installment, together with interest and penalty. No bid for any parcel shall be accepted less than the aggregate sum then due on said installment thereon with interest and penalty, and such sale shall be made for cash, except the treasurer may receive from any purchaser at their face value in lieu of cash bonds of said district or their interest coupons, issued on said assessment and then matured or to mature within sixty days after such sale. Any bond or coupon so received in payment shall be by the county treasurer forthwith canceled and filed in the office of the treasurer of said district. If the entire amount of such bond or coupon tendered in payment shall not be required to complete payment of the purchase money, the county treasurer shall endorse thereon as paid the amount of such purchase money credited thereon. If no bid is made for any parcel at such sale equal to the amount of the installment delinquent thereon, with interest and penalty, the county treasurer shall bid in and sell said parcel to himself and his successors in office, as trustee of the bond fund of said district, as purchaser, for the amount of said installment, interest, and penalty. The county treasurer shall execute to each purchaser, including himself as trustee a certificate of sale, and shall record a duplicate in the county recorder's office. Any person interested in the said property may redeem the same at any time within one year after the date of sale by paying to the county treasurer for such purpose a sum equal to the purchase price stated in the certificate, with interest thereon at the rate of twelve per cent per annum from the date of sale to such redemption. If no redemption shall be made within one year, the said county treasurer upon demand and surrender of such certificate of purchase, shall execute to the purchaser, his heirs or assigns, a deed of conveyance of the parcel of land described in such certificate, which deed shall convey to the grantee therein named the said land free and clear of all encumbrances, except state, county and municipal taxes, assessments or taxes levied or assessed by or under statutory authority, and any subsequent water storage district assessment remaining unpaid at the date of said sale each installment whereof may be called and collected as herein provided, except that no parcel sold and conveyed to the district shall thereafter be subject to sale by the county treasurer for delinquent installments. Every deed by a county treasurer purporting to be executed under this section shall be prima facie evidence of the truth of the matters therein recited, and of ownership by the grantee of the lands therein

described. The county treasurer of each county shall credit to the bond fund of the district all moneys collected by him by sale or otherwise, upon assessments against which bonds shall have been issued, including interest and penalties, and he shall likewise credit to said fund the amounts of purchase money paid in bonds or coupons on sales made under said assessment. Each county treasurer shall charge to the general fund of the district, or to the bond fund if he has no money to the credit of the general fund, the expense of publication of notices and of recording certificates of sale, and shall notify the treasurer of the district thereof. The county treasurer shall transmit to the treasurer of the district all canceled bonds and coupons received in payment on any delinquent sale, and a memorandum of all sums endorsed as paid upon account of purchase money on any bonds or coupons, specifying the same. All moneys collected by any county treasurer upon account of an assessment on which bonds shall not have been issued shall be similarly accounted for to the treasurer of the district, and shall be credited to the general fund of the district. Any parcel of land bid in and purchased by any county treasurer as aforesaid, as trustee of the bond fund of the district, may be sold and conveyed by him or his successor in office at any time after the expiration of said redemption period of one year, at public or private sale and with or without notice, to any person paying him the amount for which said parcel was bid in by said treasurer at delinquent sale, with interest thereon at the rate of seven per cent per annum, compounded yearly, from the date of said delinquent sale, and also the amount of all subsequent installments then delinquent, with accrued interest and penalties thereon. Such payment may be made either in cash or in matured bonds and coupons issued on said assessment, taken at their face value, and such treasurer shall execute a deed to such purchaser upon such sale, conveying said property free of encumbrances, except as hereinbefore provided for deeds where no redemption is made. If any land so held by a county treasurer as trustee of the bond fund of a district shall remain unsold after the final installment of the assessment shall have been collected by payment or sale, then each such treasurer shall sell all said land so held by him at public auction to the highest bidder for cash, upon once a week for two weeks published notice in said county, and shall deposit the proceeds of such sale in the treasury of the county to the credit of the bond fund of the district. Any balance remaining in such bond fund, after payment in full of the principal and interest of all outstanding bonds of the district, shall be by the treasurer transferred to the general fund of the district. The county treasurer of each of the several counties shall report all transactions of delinquencies and sales to the treasurer of the district who shall keep a record thereof in the office of the district.

SEC. 25. The board of directors shall have the power and it shall be its duty to manage and conduct the business and affairs of the district; to adopt a seal; to make and execute all necessary contracts; to employ and appoint such agents, officers, and employees as may be required, and prescribe their duties. The board and its agents shall have the right to enter upon any lands to make surveys, locate works, or for any other necessary and lawful purpose. The board shall have the power to construct, maintain, improve, and operate the necessary dams, reservoirs, canals, and works for the storage and distribution of water, and any drainage or reclamation works connected therewith, and to provide for the generation and distribution of hydro-electric energy incidental to such storage and distribution and shall have the power to sell, distribute, or otherwise dispose of, such water, water rights, and hydro-electric energy. The board shall also have the right to acquire by purchase, lease, contract, or other legal means, all lands, waters, water rights, or any use thereof or interest therein, and any other property or rights by it deemed necessary for the construction, maintenance, improvement, and operation of the works or the carrying out of the project of the district, whether the same be in this or another state or foreign nation, including the property and rights of private owners, and stocks of other corporations domestic or foreign, and may give in payment therefor bonds of such district upon such terms and conditions as the board of directors may deem best; *provided, however*, that no bonds shall be so used at a valuation less than ninety per cent of the face value of the same and the accrued interest thereon. Said board may also enter into, and do any acts necessary or proper for the performance of, any agreement with the United States or with any state, county, district, public corporation, or municipality of any kind, for a purpose appertaining to or beneficial to the project of the district, and may acquire the right to store water in any reservoir, or to carry water through any canal, ditch or conduit within or without this State not owned or controlled by the district and may grant to the owner or lessee of a right to the use of any water permission to store such water in any reservoir of the district, or to carry such water through any canal, ditch, or conduit of the district. The said board is hereby authorized and empowered to take conveyances, leases, contracts, or other assurances for all property acquired by it under the provision of this act, in the name of such district, to and for the uses and purposes herein expressed, and to institute and maintain any and all actions and proceedings, suits at law or in equity necessary or proper in order to fully carry out the provisions of this

act, or to enforce, maintain, protect or preserve any and all rights, privileges, and immunities created by this act or acquired in pursuance thereof. All contracts and other documents executed by the board shall be signed by the president and by the secretary. And in all actions, suits, or proceedings, the said board may sue, appear, and defend in person or by attorneys, and in the name of such district. The board of directors shall have power whenever it deems it necessary for its own guidance or for the best interests of the district to submit any question or proposition relating to the construction, maintenance, improvement, or operation of the works or the carrying out of the project of the district, to the qualified voters of the district at any general election or at a special election called for the purpose, which election shall be in all respects conducted as is provided for other elections in the district. The said board shall have power generally to perform all such acts as may be necessary to fully carry out the purposes of this act.

SEC. 26. The board of directors shall have the right and power to acquire by condemnation all lands, waters, water rights, or any use thereof or interest therein, and any other property or rights by it deemed necessary for the construction, maintenance, improvement, and operation of the works, or the carrying out of the project of the district. In case of condemnation proceedings the board shall proceed in the name of the district under the provisions of section 14 of article I as amended of the constitution of the State of California, and title VII, part III of the Code of Civil Procedure of California and all pleadings, proceedings, and process in said title provided shall be applicable to the condemnation proceeding hereunder.

SEC. 27. The board of directors shall proceed to carry out the project of the district in accordance with the plans and specifications of the duly approved and adopted report of said board. Before making any contract for the construction of any works in carrying out said project, or for the subsequent maintenance, improvement, or operation thereof, said board shall advertise for bids. When such work is to be done said board shall give notice by publication thereof in the county in which the office of the board is located once a week for four successive weeks, calling for bids for the same. If less than the whole work provided for in said plans and specifications is to be done and advertised, the portion to be done must be particularly described in such notice. Said notice shall set forth that plans and specifications of the work to be done can be seen at the office of the board, and that the board will receive sealed proposals therefor, and that the contract will be let to the lowest responsible bidder, stating the time and place for opening said proposals, which, at the time and place appointed shall be opened in public; and as convenient thereafter the board shall let said work either in portions or as a whole, to the lowest responsible bidder; or it may reject any or all bids and readvertise for proposals or may proceed to construct the work under its own superintendence: *provided*, that in case of emergency or urgent necessity the board of directors, by unanimous vote of those present at any regular or special meeting, may award contracts without advertising for bids, but the amount of any contract so awarded shall not exceed ten thousand dollars. Contracts for the purchase of materials only shall be awarded to the lowest responsible bidder. Any person or persons to whom a contract may be awarded shall enter into a bond, with good and sufficient sureties, to be approved by the board, payable to said district for its use, for twenty-five per cent of the amount of the contract price, conditioned for the full and faithful performance of said contract. The work shall be done under the direction and to the satisfaction of, and be approved by the board.

SEC. 28. All claims against the district shall be paid by warrants of said district. To provide a fund for that purpose the board of directors may from time to time draw from the general fund deposited and kept to the credit of the district in the office of the county treasurer of a county having funds belonging to the district in his possession sums aggregating not more than twenty-five thousand dollars, which said sum shall be deposited with the treasurer of the district and paid out by him upon warrants of the district, and he shall report to the board of directors in writing at its regular meeting in each month the amount of money in the district treasury and the amount of receipts and the amount of items of expenditures for the month preceding, which said report shall be verified and filed with the secretary of the board.

SEC. 29. During the construction of any works in carrying out the project of any water storage district the board of directors of such district shall, within one week after each regular meeting of said board, forward to the State Engineer a report of the progress of such construction together with a statement of the amount, or amounts, paid for the doing of such work. The board of directors at their regular monthly meeting in January of each year shall render and immediately thereafter cause to be published in the county where the office of said board is situated at least once a week for two successive weeks a verified statement of the financial condition of the district, showing particularly the receipts and disbursements of the last preceding year, together with the source of such receipts and purpose of such disbursements. Immediately after the publication of said statement the board of directors shall cause a copy thereof accompanied by a report stating the progress of the work under construction and the general condition of the project and whether or not the same is being successfully and satisfactorily carried out, and any other matter which the board may deem proper, to be filed with the State Engineer, who shall examine said statement and report and make to the board of

directors such recommendations and comments as he may deem proper and may publish said recommendations and comments in such manner as may be deemed advisable. Said State Engineer may at any time make or cause to be made an examination of the affairs of any water storage district within the State or call upon the board of directors of such district for such information as he may desire, and may make and publish such report thereon as he may deem advisable.

SEC. 30. The board of directors shall have power to construct the said works across or intersecting any stream of water, watercourse, street, avenue, highway, railway, canal, ditch, or flume, in such manner as to afford security for life and property; but said board shall restore the same, when so crossed or intersected, to its former state as near as may be, or in a sufficient manner not to have impaired unnecessarily its usefulness; and every company whose railroad shall be intersected or crossed by said works shall unite with said board in forming said intersections and crossings, and grant the privileges aforesaid; and if such railroad company and said board, or the owners and controllers of said property, thing, or franchise to be so crossed, can not agree upon the amount to be paid therefor, or the points or the matter of said crossings or intersections, the same shall be ascertained and determined in all respects as is herein provided in respect to the taking of land. The right of way is hereby given, dedicated, and set apart for the location, construction, and maintenance of said works over and through any of the lands which are now or may be the property of this State; and also there is given, dedicated, and set apart, for the uses and purposes aforesaid, all waters and water rights belonging to this State within the district.

SEC. 31. The members of the board of directors when sitting as a board or acting under the orders of the board, shall each receive not to exceed ten dollars per day and ten cents per mile for each mile actually traveled from his place of residence to the office of the board, and actual and necessary expenses paid while engaged in official business under the order of the board. The board shall fix the compensation to be paid to all other officers and employees named in this act, to be paid out of the treasury of the district, except as herein otherwise provided.

SEC. 32. No director or any other officer named in this act shall in any manner be interested, directly or indirectly, in any contract awarded or to be awarded by the board, or in the profits to be derived therefrom; and for any violation of this provision, such officer shall be deemed guilty of a misdemeanor, and conviction shall work a forfeiture of his office, and he shall be punished by a fine not exceeding five hundred dollars, or by imprisonment in the county jail not exceeding six months, or by both such fine and imprisonment.

SEC. 33. The board of directors or other officers of the district shall have no power to incur any debt or liability whatever, either by issuing bonds or otherwise, in excess of the express provisions of this act; and any debt or liability incurred in excess of such provisions shall be and remain absolutely void; *provided*, that nothing contained in this section shall be construed as limiting the right of the board to enter into any contract for the use of or lease for any lands, water, water rights, or other property, as in this act provided, and by such lease or contract to bind the district for the payment of the rental or consideration specified in such lease or contract.

SEC. 34. In the event the volume of the water under the control of the district is so diminished that the distribution thereof in accordance with the apportionment of such water as finally made and approved by the adjustment board as prescribed in section 19 of this act, will not, in the judgment of the board of directors, result in an economical, efficient, and beneficial use of such water, said board shall have the power to distribute in a just and equitable manner the water available, in such manner, at and for such times, and in such quantities as, in the judgment of said board, will best promote the interests of said district.

SEC. 35. The board of directors of a water storage district shall establish a convenient number of election precincts in the district and define the boundaries thereof and at least one such precinct must be established for each division of the district, and said board whenever it is deemed advisable for the best interests of the district and the convenience of the voters may at any time, but not less than sixty days before an election to be held in the district, change the boundaries of any such election precinct, which changes when made must be entered upon the minutes of the board.

SEC. 36. No person shall be entitled to vote at a general election unless he holds title or evidence of title to land in such district, and any holder of land under a possessory right acquired by entry or purchase from the United States or the State of California shall be deemed to be a holder of evidence of title to land, and each qualified voter shall be entitled to vote in person or by written proxy in each precinct in which he is such holder of title or evidence of title to land and to cast one vote for each one hundred dollars worth, or any fraction thereof, of any land in said precinct owned by him. No person shall vote by proxy unless his authority to cast such vote shall be evidenced by an instrument in writing duly acknowledged and certified in the same manner as grants of real property and filed with the board of election.

SEC. 37. An election, which shall be known as the general water storage district election, shall be held in each water storage district on the first Wednesday in February in each odd-numbered year, at which a successor shall be chosen to each officer whose term shall expire in March next thereafter. The person receiving the

highest number of votes for each office to be filled at such election shall be elected thereto. The term of office of each elective officer of the district elected after the election on organization provided for in section seven of this act shall be four years, or until his successor is elected and has qualified.

SEC. 38. Twenty days before a general election held under this act, the secretary of the board of directors shall cause notices to be posted in three public places in each election precinct, of the time and place of holding the election, and shall also post a general notice of the same in the office of said board specifying the polling places of each precinct. Affidavits of the publication and posting of such notice must be filed with the county clerk of each county in the district, together with a copy of the order calling the election certified by the president of the board of directors, and duplicates filed with the board of directors. Prior to the time for posting the notices, the board must appoint for each precinct, from the voters thereof, one inspector and two judges, who shall constitute a board of election for such precinct. If the board fail to appoint a board of election, or the members appointed do not attend at the opening of the polls on the morning of election, the voters of the precinct present at that hour may appoint the board, or supply the place of an absent member thereof. The board of directors must, in its order appointing the board of election, designate the place within the precinct where the election must be held.

SEC. 39. Not less than ten days before the election, any ten or more qualified voters in any division of the district may file with the board of directors a petition, requesting that certain persons, specified in such petition, be placed on the ballot as candidates for the office named in the petition. The names proposed by the various petitions so filed, and no others, shall be printed on the ballots. But there shall be sufficient blank spaces left in which voters may write other names if they so desire. The petitions shall be preserved in the office of the secretary of the district.

SEC. 40. The inspector is chairman of the election board and may administer all oaths required in the process of an election; and appoint judges if, during the progress of the election, any judge ceases to act. Any member of the board of election may administer and certify oaths required to be administered during the progress of an election. Before opening the polls, each member of the board must take and subscribe an oath to faithfully perform the duties imposed upon him by law. Any voter of the precinct may administer and certify such oath. The polls must be opened at eight a.m. on the morning of the election, and be kept open until four p.m., when the same must be closed.

SEC. 41. The ballot used at the election shall be provided by the board of directors, and one of the judges of election shall deliver to each of the qualified voters one of the ballots so provided. The ballots shall have printed on them the names of all candidates whose names have been filed as provided in this act, with a voting square behind each name, *provided*, that the ballots in each division of the district shall have on them names of persons to be voted for as director to represent that division only, and no director shall be elected by the district at large. The names shall be arranged in groups, alphabetically, under the designation of the office for which each person named is a candidate. Each voter shall stamp a cross, with a rubber stamp to be provided by the board of directors, in the square behind the name of each candidate he wishes to vote for. Each ballot cast shall contain the name of the person casting the ballot with the number of votes cast by him. A list of the ballots cast shall be made by the board of election containing the names of each voter, and if the ballot be cast by proxy the name of the person casting it, the number of votes cast by each, and whether the same be cast for or against the proposition submitted at the election.

SEC. 42. Voting may commence as soon as the polls are opened, and may be continued during all the time the polls remain opened, and shall be conducted as nearly as practicable in accordance with the provisions of the general election laws of this state. As soon as all votes are counted, a certificate shall be drawn upon each of the papers containing the poll lists and tallies, or attached thereto, stating the number of votes each one voted for has received, and designating the office to fill which he was voted for, which number shall be written in figures and in words at full length. Each certificate shall be signed by a judge and the inspector. One of said certificates, with the poll list and the tally paper to which it is attached, shall be retained by the inspector, and preserved by him at least six months. The ballots shall be strung upon a cord or thread by the inspector, during the counting thereof, in the order in which they are entered upon the tally list by the judges; and said ballots together with the other of said certificates, with the poll list and tally paper to which it is attached, shall be sealed by the inspector in the presence of the judges and indorsed "Election returns of (naming the precinct) precinct," and be directed to the secretary of the board of directors, and shall be immediately delivered by the inspector, or by some other safe and responsible carrier designated by said inspector, to said secretary, and the ballots shall be kept unopened for at least six months; and if any qualified voter of the district be of the opinion that the vote of any precinct has not been correctly counted, he may appear on the day appointed for the board of directors to open and canvass the returns, and demand a recount of the vote of the precinct that is so claimed to have been incorrectly counted. No list, tally paper, or certificate returned from any election shall be set aside or rejected for want of form, if it can be satisfactorily understood.

SEC. 43. The board of directors must meet at its usual place of meeting on the first Monday after each election to canvass the returns. If, at the time of meeting, the returns from each precinct in the district in which the polls were opened have been received, the board of directors must then and there proceed to canvass the returns; but if all the returns have not been received, the canvass must be postponed from day to day until all the returns have been received, or until six postponements have been had. The canvass must be made in public and by opening the returns and ascertaining the vote of the district for each person voted for, and declaring the result thereof.

SEC. 44. The secretary of the board of directors must, as soon as the result is declared, enter in the records of such board a statement of such result, which statement must show: (*a*) The whole number of votes cast in the district, and in each division of the district; (*b*) the names of the persons voted for; (*c*) the office to fill which each person was voted for; (*d*) the number of votes given in each precinct to each of such persons; (*e*) the number of votes given in each division for the office of director, and the number of votes given in the district for the office of treasurer. The board of directors must declare elected as director the person having the highest number of votes for that office in each division, and as treasurer the person having the highest number of votes in the district. The secretary must immediately make out and deliver to such persons certificates of election, signed by him, and authenticated with the seal of the board.

In case of a vacancy in the office of treasurer, the vacancy shall be filled by appointment of the board of directors; *provided*, that if said board of directors shall neglect or refuse to make such appointment within a period of forty days, then the State Engineer shall make such appointment. In case of a vacancy in the office of director, the vacancy shall be filled by appointment by the State Engineer from the division in which the vacancy occurred. An officer appointed as above provided shall hold his office for the remainder of the unexpired term to fill which he is appointed, and until his successor is elected and qualified.

SEC. 45. Within ten days after receiving their certificates of election herein provided for, said officers shall take and subscribe the official oath, and file the same in the office of the board of directors, and execute the bond hereinafter provided for. The treasurer of the district shall execute an official bond in the sum of fifty thousand dollars to be approved by the board of directors; *provided*, that the board may, if it shall be deemed advisable, fix the bond of the treasurer to suit the conditions of the district, the maximum amount thereof not to exceed fifty thousand dollars, and the minimum amount thereof not to be less than ten thousand dollars. Each member of the board of directors shall execute an official bond in the sum of five thousand dollars, which said bonds shall be approved by a judge of the superior court and shall be recorded in the office of the county recorder of the county in which the office of the board is situated, and filed with the secretary of said board. All official bonds herein provided for shall be made payable to the proper water conservation district and shall be in the form prescribed by law for the official bonds of county officers and the premiums thereon may be paid by the district; *provided*, that in case any district organized under this act is appointed fiscal agent of the United States or by the United States in connection with any federal reclamation project, each of said officers shall execute a further and additional official bond in such sum as the Secretary of the Interior may require, conditioned for the faithful discharge of the duties of his office and the faithful discharge of the district of its duties as fiscal or other agent of the United States under any such appointment or authorization, and any such bond may be sued upon by the United States or any person injured by the failure of such officer of the district to fully, promptly, and completely perform their respective duties.

SEC. 46. If an election is not held as herein provided, then upon the filing of a petition with the secretary of the board of directors of such district, signed by ten per cent of the qualified voters residing within the boundaries of any such district, requesting that a special election be called for the election of such officers, the directors of such district shall thereupon call a special election thereof for the election of such officers, such election to be held within not less than fifteen, nor more than thirty days after the filing of such petition.

SEC. 47. At noon of the first Tuesday in March next following their election, except as provided in section 12 of this act, the officers who shall have been elected at the preceding general district election shall enter upon the duties of their respective offices. On the first Tuesday in March next following each election, the directors shall meet and organize as a board, elect a president and appoint a secretary, who shall each hold office during the pleasure of the board.

SEC. 48. The holder of any elective office of any district may be removed or recalled at any time by the voters; *provided*, he has held his office at least six months. The procedure to effect such removal or recall shall be as follows: A petition demanding the election of a successor to the person sought to be removed shall be filed with the secretary of the board of directors of such district, which petition shall be signed by qualified voters constituting at least twenty-five per cent

of the highest vote cast within such district for candidates for the office, the incumbent of which is sought to be removed, at the last general election in such district at which an incumbent of such office was elected, or, in the case of the removal of the incumbent of an office elected by a subdivision of such district, such petition shall be signed by a like percentage of qualified voters of such subdivision computed upon the total number of votes cast in such subdivision for all candidates for the office, the incumbent of which is sought to be removed, at the last general election in such subdivision at which an incumbent of such office was elected; and said petition shall contain a statement of the grounds on which the removal or recall is sought, which statement is intended solely for the information of the voters. Any insufficiency of form or substance in such statement shall in no wise affect the validity of the election and proceedings held thereunder. The signatures to the petition need not all be appended to one paper. Each signer shall add to his signature, his place of residence, giving the precinct, and if within a town having named streets and numbered houses, street and number. Each such separate paper shall have attached thereto an affidavit made by a qualified voter of the district and sworn to before an officer competent to administer oaths, stating that the affiant circulated that particular paper and saw written the signatures appended thereto; and that according to the best information and belief of the affiant, each is the genuine signature of the person whose name purports to be thereunto subscribed and of a qualified voter of the district. Within ten days from the date of filing such petition, the secretary of the board shall examine and from the records of qualified voters ascertain whether or not said petition is signed by the requisite number of such qualified voters, and he shall attach to said petition his certificate showing the result of said examination. If by the said certificate the petition is shown to be insufficient, it may be supplemented within ten days from the date of such certificate, by the filing of additional papers, duplicates of the original petition except as to the names signed. The secretary shall, within ten days after such supplementing papers are filed, make like examination of a supplementing petition, and if a certificate shall show that all the names to such petition, including the supplemental papers, are still insufficient, no action shall be taken thereon; but the petition shall remain on file as a public record; and the failure to secure sufficient names shall be without prejudice to the filing later of an entirely new petition to the same effect. If the petition shall be found to be sufficient, the secretary shall submit the same to the board of directors without delay, whereupon the board shall forthwith cause a special election to be held within not less than thirty-five nor more than forty days after the date of the order calling such election, to determine whether the voters will recall such officer; *provided*, that if a general water storage district election is to occur within sixty days from the date of the order calling for such election, the board may in its discretion postpone the holding of such election to such general election or submit such recall election at any such general election for officers of such district occurring not less than thirty-five days after such order. If a vacancy occur in said office after a recall petition is filed, the election shall nevertheless proceed as in this section provided. One petition is sufficient to propose a removal and election of one or more elective officials. One election is competent for the removal and election of one or more elective officials. Nominations for any office under such recall election shall be made in the manner prescribed by section thirty-nine of this act.

There shall be printed on the recall ballot, as to every officer whose recall is to be voted on thereat, the following question: "Shall (name of person against whom the recall petition is filed) be recalled from the office of (title of the office)?" following which question shall be the words "yes" and "no" on separate lines, with a blank space at the right of each, in which the voter shall indicate by stamping a cross (X) his vote for or against such recall. On such ballots, under each such question, there shall also be printed the names of those persons who have been nominated as candidates to succeed the person recalled, in case he shall be removed from office by said recall election; but no vote shall be counted for any candidate for said office unless the voter also voted on said question of the recall of the person sought to be recalled from said office. The name of the person against whom the petition is filed shall not appear on the ballot as a candidate for the office. If a majority of those voting on said question of the recall of any incumbent from office shall vote "no", said incumbent shall continue in said office. If a majority shall vote "yes", said incumbent shall thereupon be deemed removed from such office, upon the qualification of his successor. The election shall be conducted, canvass of all votes for candidates for said office shall be made, and the result declared in like manner as in a regular election within such district. If the vote at any such recall election shall recall the officer, then the candidate who has received the highest number of votes for the office shall be thereby declared elected for the remainder of the term. In case the person who received the highest number of votes shall fail to qualify within ten days after receiving the certificate of election, the office shall be deemed vacant and shall be filled according to law. If the vote at any such recall election shall not recall the officer, no further petition for the

recall of such officer shall be filed before the expiration of six months from the date of such first recall election.

SEC. 49. Notice of any special election to be held pursuant to the provisions of this act must be given by posting notices in three public places in each election precinct in the water conservation district for at least twenty days, and also by publication of said notice once a week for three successive weeks in each county in which any land in said district is located. Such notice must specify the time and place of holding the election and the purpose thereof. Unless otherwise in this act expressly specified said election shall be held and the result thereof determined and declared as nearly as may be in accordance with the provisions of this act relating to general water conservation district elections; *provided*, that no informalities in conducting such election shall invalidate the same if the election shall have been otherwise fairly conducted.

SEC. 50. Any election held under the provisions of this act may be contested by any person owning property within the district, or proposed district, liable to assessment. Such contest shall be brought in the superior court of any county in which some portion of the land within the district or proposed district is situated and shall be conducted in the manner provided for contests of election by title II of part III of the Code of Civil Procedure of California, except that in the case of a contest not involving the right of a person declared elected to an office to hold such office the directors of the district shall be made parties to the contest. The court having jurisdiction shall speedily try such contest and determine upon the hearing whether the election was fairly conducted and in substantial compliance with the requirements of this act and enter its judgment accordingly. Such contest must be brought within twenty days after the canvass of the vote and declaration of the result. The right of appeal is hereby given to either party to the record within thirty days from entry of judgment. The appeal must be heard and determined by the supreme court within sixty days from the time of the filing of the notice of appeal.

SEC. 51. For all purposes of this act relating to signing petitions and voting at any election, and for all other purposes when the question of title to or value of land claimed to be owned by a petitioner or voter is involved, the county assessment roll last equalized at the time of the election or filing of the petition, in each county wherein any such land is situated shall be sufficient evidence of ownership and value. If any parcel of land is assessed on any such assessment roll to unknown or fictitiously named owners, or to unnamed owners in addition to any owner or owners named thereon, said parcel of land shall be deemed for any of the purposes of this act to have but one owner in addition to any owner or owners whose true name or names may be purported to be given on such assessment roll. The holder of title or evidence of title to an undivided interest in any land affected by any of the provisions of this act may sign any petition or vote at any election provided for in this act, and such undivided interest shall be counted and valued as though it were a separate interest, and if the assessment roll shall fail to indicate the extent of any such undivided interest the holders of title or evidence of title whose undivided interests in any land are not specifically defined shall be deemed to have equal shares therein. Where property has been conveyed prior to the election and such change of interest does not appear by such assessment roll the original deed of conveyance, or a copy thereof duly certified by the county recorder of the county wherein the same has been recorded, or otherwise authenticated, shall be sufficient evidence to entitle the holder thereof to vote the acreage therein described. Any person not legally qualified to vote who shall make any false statement in respect to his right to vote shall incur all of the penalties provided in the Penal Code of the State of California for persons illegally voting at elections. The certificate of the register of the United States land office for the district in which the lands are situated, or of the surveyor general of the State of California, shall be sufficient evidence of possessory right in any lands entered under the laws of the United States or of the State of California. Guardians, personal representatives and other persons holding land in a trust capacity under appointment of court may sign any petition and may vote at any election in behalf of the estate represented by them without obtaining any special authority therefor. A certificate of acknowledgment taken before a notary public or justice of the peace of any state, or an affidavit by any person in the presence of whom a petition was signed, shall be sufficient evidence of the genuineness of such signature and of the fact of place of residence of any petitioner under this act. The State Engineer shall, prior to the election on organization, and at all subsequent elections the board of directors shall, cause to be prepared and certified and furnished to the election board at each voting place in the district a copy of each of said assessment rolls so far as the same pertains to any land in the respective precincts, and shall likewise cause to be prepared and furnished to the election boards lists certified by the register of the United States land office or the surveyor general of the State of California, as the case may be, showing the lands entered under the laws of the United States or of the State of California, respectively, which said lists, so far as disclosed by the records of said offices shall contain the names of the persons entitled to possessory rights therein and the quantity of land held by each of said persons by virtue of said rights. Said assessment rolls and said lists shall be used by the election boards

in determining the qualifications of voters and the number of votes each voter is entitled to cast.

Where a tract of land is situated partly within and partly without the boundaries of an election precinct and the assessment roll contains a valuation of said tract as a whole the same must be apportioned according to the number of acres lying within and without the boundaries of said precinct. If there shall be included in any assessment roll or list as furnished to an election board any land which has no valuation assigned to it, then the State Engineer or the board of directors, as the case may be, shall request the county assessor of the county in which such land is situated to value said land and it shall be the duty of such county assessor to prepare and furnish to the State Engineer or board requesting it a statement of the value of such land as the same shall be appraised by him, which value shall be arrived at as nearly as may be done in the same manner and upon the same basis as was the valuation for purposes of taxation assessed upon other lands in the precinct similarly situated, and the valuation so made by the county assessor shall be furnished to the election board of the precinct in which the land so valued is situated and shall be used by the election board in determining the number of votes which the holder of title or evidence of title to such land is entitled to cast.

SEC. 52. Whenever any notice or publication, or notice of publication, or official advertising, or publication of process is required to be given or made by the provisions of this act the same, unless otherwise specifically provided in this act, shall be given or made in a newspaper of general circulation as defined by the laws of this State, printed and published in each county in which any of the lands in a water conservation district, or a proposed water conservation district, are situated, and if in any such county or counties there be no such newspaper then in a newspaper printed and published in an adjoining county.

SEC. 53. The State Engineer shall have authority and it shall be his duty to give information, so far as may be practicable, to persons contemplating the organization of a water storage district, and whenever the Department of Engineering of this State shall deem it in the public interest that preliminary surveys and field investigations of proposed water conservation district projects shall be made at the expense of the State the State Engineer shall make such surveys and investigation and prepare a report thereof which shall be kept on file in his office.

SEC. 54. The State Engineer and the board of directors of every water storage district shall, respectively, cause to be entered in books to be kept for that purpose a complete and connected record of all their acts and transactions and shall execute all contracts and other written instruments in duplicate, one copy of each of which, together with any other documents, instruments, or other papers filed with them, shall be kept and preserved on file in their respective offices and open to inspection by the public during business hours. Said records and all documents, instruments, or other papers filed as above provided, or a copy or copies of any thereof certified by the State Engineer or secretary of the board, shall be received in evidence without further proof in any court of this State, or before any board or tribunal authorized to hear or consider a matter wherein the same shall be properly admissible in evidence.

SEC. 55. The legal title to all property acquired under the provisions of this act shall by operation of law, immediately upon the acquisition thereof, vest in the water storage district by which it is acquired, and shall be held by such district in trust for the uses and purposes set forth in this act, and is hereby dedicated and set apart to said uses and purposes. The board of directors is hereby authorized and empowered to hold, use, manage, occupy, and possess said property and may determine by resolution duly entered upon its minutes, that any property, real or personal, held by the district is not necessary for the uses and purposes thereof and may sell the same for an adequate consideration; and a conveyance or transfer of any of the property of a district executed by the president and secretary of its board of directors in pursuance of a resolution of the board adopted as above provided, shall convey good title to the property.

SEC. 56. Warrants drawn by the State Engineer shall be signed by him and shall be drawn upon the treasurer of the water storage district. Warrants drawn by the board of directors shall be signed by its president and secretary and countersigned by its treasurer, and shall be drawn upon the county treasurer of a county having funds belonging to the district in his possession for payment of the principal or interest of bonds, and upon the treasurer of the district or the county treasurer of such a county, as the case may be, for payment of all other claims and demands.

SEC. 57. Whenever any warrant of the district payable on demand is presented for payment when funds are not available for the payment thereof, it shall thereafter draw interest at a rate to be determined by resolution of the board of directors, not, however, to exceed seven per centum per annum, until public notice is given that such funds are available. Upon the presentation of any such warrants for payment when funds of the district are not available to pay the same, the treasurer of the district or of the county, as the case may be, shall endorse thereon the words "funds not available for payment," with the date of presentation, and shall specify the interest that such warrants shall thereafter bear and shall sign his name thereto.

He shall keep a record showing the number and amount of each such warrant, the date of its issuance, the person in whose favor it was issued, and the date of its presentation for payment, and such warrant is and shall be considered as a contract in writing for the payment of money and the period prescribed for the commencement of an action based upon such warrant is and shall be four years from the date of issuance. Whenever there is sufficient money in the treasury to pay all such outstanding warrants, or whenever the board of directors shall order that all such warrants presented for payment prior to a certain date be paid and there is sufficient money available for such payment, the proper treasurer shall publish a notice once a week for two successive weeks in some newspaper published in the county in which the office of the board of directors is situated, stating that he is prepared to pay all warrants of the district for the payment of which funds were not available upon their original presentation, or all such warrants which were presented for payment prior to the date fixed by the board of directors as the case may be, and no further description of the warrants entitled to payment need be made in such notice. Upon the presentation of any warrant entitled to payment under the terms of such notice, the treasurer shall pay it together with interest thereon at the rate specified by the board of directors, from the date of its original presentation for payment to the date of the first publication of said notice, and all warrants for the payment of which funds are declared in said notice to be available shall cease to draw interest at the time of the first publication of said notice. The treasurer shall enter in the record hereinbefore required to be kept, the dates of the payment of all such warrants, the names of the persons to whom payments are made, and the amount paid to each person.

SEC. 58. It is hereby declared that the State of California has a paramount interest in the storage, conservation and diversion of water, the prevention of floods, the irrigation, drainage, and reclamation of land and the production of electric energy; and that such storage, conservation, diversion, irrigation, prevention of floods, reclamation, drainage, and production of electric energy will make productive vast quantities of land that are comparatively unproductive and will increase production, property valuation, and population in the State, make profitable the cultivation of small tracts and promote subdivision of larger tracts, and will promote the welfare and prosperity of all the people. The powers herein conferred upon the State Engineer and board of directors are hereby declared to be police and regulatory powers and are necessary to the accomplishment of a purpose that is indispensable to the public interests, and the water storage districts hereunder provided to be formed are districts of the nature of irrigation, reclamation, or drainage districts in respect to all matters contemplated in the provisions of the constitution of the State of California relating to irrigation, reclamation, or drainage. The use of all water required for the irrigation of the lands of any district formed under the provisions of this act and for domestic and other incidental and beneficial uses within such district, together with the rights of way for canals and ditches, sites for reservoirs and all other property required in fully carrying out the provisions of this act is hereby declared to be a public use, subject to the regulation and control of the State, in the manner prescribed by law.

SEC. 59. The rights of way, ditches, canals, flumes, pipe lines, dams, water rights, reservoirs, power plants, and transmission lines, and all other property of like character belonging to a water storage district shall not be taxed for state and county or municipal purposes.

SEC. 60. The court or other board or tribunal having jurisdiction before whom any action, proceeding, or contest in this act provided for is heard shall, when considering the regularity, legality, or correctness thereof, disregard any error, irregularity, or omission which does not affect the substantial rights of the parties concerned. In all such actions, proceedings, or contests the rules of pleading and practice provided by the Code of Civil Procedure of California, in so far as they are not inconsistent with the provisions of this act, shall apply. A motion for a new trial or hearing in such action, proceeding, or contest must be heard and determined within ten days from the filing of the notice of intention. The costs on any such action, proceeding, or contest may be allowed and apportioned between the parties or taxed to the defeated party in the discretion of the court, board, or tribunal before whom the same is heard. No such action, proceeding, or contest shall be commenced other than within the time and manner herein specified, and in the determination thereof all findings of fact or conclusions of the State Engineer or the board of directors upon all matters shall be held to be conclusive unless the action, proceeding, or contest was instituted within six months after such findings or conclusions were made.

SEC. 61. If two or more actions or contests shall be pending at the same time in the same court or before the same board or tribunal for the purpose of contesting or determining the validity of identical or similar acts or matters under the provisions of this act, said actions or contests shall be consolidated and tried together.

SEC. 62. It shall be the duty of the State Engineer to ascertain whether the duties relating to the levying and collection of any assessment or assessments provided for in this act have been performed by the proper officer, and if the engineer shall learn that any officer of the district or of any county therein has neglected or refused to perform such duty he shall forthwith notify the district attorney of the

county in which the office of the district is located of such failure or neglect, and said district attorney shall, thereupon, after due notice to the official or officials involved, take such proceedings in court as may be necessary to compel the performance of such duty.

SEC. 63. For any wilful violation of any express duty in this act provided for on the part of any officer herein named, such officer shall be liable upon his official bond and shall be subject to removal from office by proceeding brought in the superior court of the county in which the office of the board of directors of the district is located, by any assessment payer of the district.

SEC. 64. In the event any land subject to assessment is not assessed or does not appear upon the assessment book of the district for any year, the land so omitted may be assessed in the next or any year following, and the amount of such assessment shall be added to and become a part of the assessment levied upon the land for such subsequent year.

SEC. 65. Any water storage district organized pursuant to the provisions of this act may be dissolved for the same reasons, under the same circumstances, in the same manner, upon the same conditions, and with the same results as is or may be provided by the laws of this State for the dissolution of irrigation districts organized under the laws of California; *provided*, that in case a contract authorized by law has been made between a water storage district and the United States pertaining to the construction, maintenance, or operation of the works of the district, or the delivery or supply of water therefor, no such district shall be dissolved nor shall any proceedings be initiated by a court or otherwise for the purpose of dissolving such district, unless and until the consent in writing of the Secretary of the Interior to such dissolution or proceedings has first been obtained.

SEC. 66. This act shall be known and may be referred to in any action, proceeding, or legislative enactment, as the "California Water Storage District Act."

SEC. 67. If any section, subdivision, sentence, clause, or phrase of this act be for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act, and the Legislature hereby declares that it would have passed this act and each and every other section, subdivision, sentence, clause, and phrase thereof, irrespective of the fact that any one or more sections, subdivisions, sentences, clauses, or phrases of this act be declared unconstitutional.

SEC. 68. This act shall take effect from and after its passage and approval.

SEC. 69. The California Irrigation Act, approved June 4, 1915, and all acts amendatory thereof, and all acts and parts of acts inconsistent with any of the provisions of this act, are hereby repealed, but nothing in this act shall be construed as repealing or in anywise modifying the provisions of any other act relating to the subject of irrigation.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 153—An act to establish standards for grain, providing for grading and inspection, defining the powers and duties of the Director of Agriculture in respect thereto, prescribing penalties for violation of the provisions hereof and making an appropriation to carry out the provisions of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, after the word "California" strike out the word "State".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, strike out the period after the word "grains" and insert the following: "for which federal standards have been established under authority of the United States Grain Standards Act".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 17, of the printed bill, after the word "forthwith" strike out the words "so far as applicable."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 19, of the printed bill, strike out all of said line beginning with the word "in"; also all of lines 20, 21, 22, 23, 24, and 25 and on page 2 strike out all of lines 1 and 2, and insert in lieu thereof the following: "In establishing grades for grain that is sold on a dockage basis, dockage shall be considered and such dockage that is of value and retained shall be paid for. Dockage as used therein shall be understood to mean dockage as defined in the official grain standards of the United States."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, strike out all of lines 10 to 21, inclusive, and insert in lieu thereof the following:

"SEC. 4. The Director of Agriculture may establish official stations for the inspection of grain at any town or place where grain is bought, sold, marketed, stored or manufactured. The Director of Agriculture shall inspect and grade upon request all grain sold, offered for sale, or consigned for sale. He shall issue a uniform grade certificate stating the kind and grade of grain, test weight per bushel, and the reason for all grade below number 1, and such other facts as he may require; *provided, however*, that none of the facts certified in such certificate shall be presumed to continue or exist beyond sixty days after the date of such certificate; *provided, further*, that certificates issued by authorized agents of the Department of Agriculture shall be received in all courts of the State of California as prima facie evidence of the truth of the statements therein contained at the time of the issuance of said certificate and for sixty days thereafter. Such certificates shall be delivered to the owner of such grain or his agent."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill strike out all of lines 23, 24 and 25 up to and including the period following the word "act", and insert in lieu thereof the following: "as an inspector under the provisions of this act eligible for a license under the United States Grain Standards Act."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 26, of the printed bill, after the word "the" appearing at the end of said line insert the following: "inspecting or".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 31, of the printed bill, after the word "any" insert the word "grain".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2, line 31, of the printed bill, after the word "elevator" insert a period and strike out the words "where grain is stored".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 2 of the printed bill, beginning with the word "It" in line 37, strike out all of section 7 up to and including line 44, and insert in lieu thereof the following:

"Whenever standards and grades shall have been fixed and established under the provisions of this act for any grain, it shall be unlawful thereafter for any person,

firm, or corporation to buy or sell grain designed for intrastate shipment on the basis of any standard or grade that may be established under the authority of this act without first having procured certificates of grade from the Director of Agriculture."

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 2, line 47, of the printed bill, strike out the word "personal" and insert in lieu thereof the word "actual".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 2, line 50, of the printed bill, strike out the word "or" and insert in lieu thereof the word "and".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 2, line 52, of the printed bill, strike out the period following the word "act" and insert in lieu thereof a semicolon and the following: "*provided*, that certificates issued on the basis of fair samples guaranteed to be such by the buyer and seller shall state only the grade of such samples."

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 3 of the printed bill beginning with the word "Any" in line 1, strike out all of section 9 up to and including line 10, and insert in lieu thereof the following:

"Any person aggrieved by the grading by any employee of the Director of Agriculture of any grain for which federal standards have been fixed, may with the approval of the Secretary of the United States Department of Agriculture appeal to the Federal Grain Supervisor of the Supervision District in which the State of California may be located. The Federal Grain Supervisor is hereby appointed as an employee of the Department of Agriculture of the State of California to serve without pay for the sole purpose of hearing and deciding appeals from the original grading of grain by an employee of the State Department of Agriculture. Such Federal Grain Supervisor may confer with the Director of Agriculture, his duly authorized agents and employees and any other interested parties and shall make such tests as may be deemed necessary to determine the correct grade of the grain in question. After making such tests the Federal Grain Supervisor shall issue, or cause to be issued, a federal appeal grade certificate to all interested parties, which shall state the grade of the grain as determined by such tests, the number of the inspector's certificate which is superseded by the federal appeal grade certificate, and the following statement: 'This certificate is issued pursuant to the United States Grain Standards Act and the California Grain Standards Act.' Such federal appeal grade certificate shall be prima facie evidence of the correct grade of the grain in any court of the State of California; *provided*, that any person aggrieved by the grading by any employee of the Director of Agriculture of any grain for which federal standards have not been fixed but for which state grades have been established under the provisions of this act may appeal the question to the Director of Agriculture. The Director of Agriculture shall make such tests as shall be deemed necessary to determine the correct grade of the grain in question and after making such tests shall issue or cause to be issued an appeal grade certificate to all interested parties. Said certificate shall take such form as is prescribed by the director in the rules and regulations under this act. Such certificate shall be prima facie evidence of the correct grade of the grain in any court of the State of California. The Director of Agriculture shall charge, assess, and cause to be collected for each such appeal as is filed with the State Department of Agriculture or the United States Department of Agriculture a fee of five dollars which shall be paid to the Director of Agriculture, and same shall be refunded if the appeal is sustained; *provided, further*, that any appeal from inspection and grading made under the provisions of this act shall be taken before the grain leaves the place where the inspection appealed from was made and before the identity of the grain has been lost, under such rules and regulations as the Director of Agriculture shall prescribe; *provided, also*, that any buyer of grain buying under the standards and grades of this act shall be entitled to appeal

from any inspection or grading made under the provisions of this act at any time within five days of the transfer or delivery to said buyer by any seller of any certificate issued under the provisions of this act and regardless of any movement of said grain."

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 3, line 21, of the printed bill, after the word "tools" strike out the words "as shall be certified" and insert in lieu thereof the following: "as shall not be disapproved".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 3 of the printed bill beginning with the word "The" in line 25, strike out all of section 13 up to and including line 31, and insert in lieu thereof the following:

"The Director of Agriculture and his duly authorized employees may enter and inspect any place where grain is stored, shipped, sold, or offered for sale for the purpose of carrying out the provisions of this act. The Director of Agriculture and his duly authorized employees may, for the purposes of inspection and examination of grain, break the seals of cars and after such inspection has been made the said officials shall securely close and reseal such doors as have been opened by them, using the special seal provided by the Department of Agriculture for the purpose. A record of all original seals broken by said officials, and the date when broken, and also a record of all state seals substituted therefor, and the date and number of said seals, shall be made by such officials. Any person who forcibly assaults, resists, impedes, or interferes with said Director of Agriculture or his employees in the execution of any duty authorized to be performed by him under this act shall be guilty of a misdemeanor."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 414—An act to amend section 602*b* of the Political Code, relating to a classification of risks, premium rates and schedule ratings for insurance carriers insuring employers or employees under Workmen's Compensation, Insurance and Safety Act, chapter 176, Laws of 1913; to permit the issuance of compensation participating policies and requiring annual reports to the State Insurance Commissioner; authorizing the State Insurance Commissioner to enforce the provisions of this act and providing penalties for its violation.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 35, of printed bill, strike out the period after the word "policies" and insert in lieu thereof a comma, with the following: "*provided, however*, that after the payment of any dividend arising out of the issuance of such compensation participating policies, the free and unencumbered surplus of the company shall not be reduced below two hundred fifty thousand dollars."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 914—An act providing for free textbooks at California Polytechnic School.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out lines 1 and 2 of the title and insert in lieu thereof the following: "An act to amend sections 1, 3, and 4 of "An act to provide for the adoption of textbooks for use in the public high schools of the State, and for furnishing textbooks for the use of pupils of such schools, approved May 18, 1917", and to add a new section thereto to be numbered section 12, providing for free high school textbooks at the California Polytechnic School."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the bill strike out lines 1 to 4, and insert in lieu thereof the following:

"SECTION 1. Section 1 of an act entitled "An act to provide for the adoption of textbooks for use in the public high schools of the State, and for furnishing textbooks for the use of pupils of such schools, as approved May 18, 1917," is hereby amended to read as follows:

Section 1. The high school board of each and every high school district shall adopt textbooks for use in such district from a list prescribed by the State Board of Education. Such list shall include textbooks in such high school subjects as in the judgment of the State Board of Education require the use of textbooks; *provided*, that separate classics in English and modern languages need not be listed. The high school board of each and every high school district shall purchase textbooks for the use of pupils enrolled in the high schools of such district, which textbooks shall at all times be and remain the property of such district, to be supplied to the pupils thereof for use without charge except for loss or damage brought about by some cause other than that of ordinary usage; *provided*, that in the case of persons over twenty-one years of age who are attending evening high schools and special day and evening classes of high schools the board of education or the high school board having jurisdiction over such high school may require a deposit not to exceed the actual cost of books supplied, such deposit to be returned upon the return of such books in reasonably good condition. The high school board may declare forfeit the deposit of any student who fails to return the books supplied to him within ten days after a demand has been made for such return, either by a teacher or other school official in person or by letter deposited in the United States mail with postage prepaid addressed to such person at his last known place of address; *provided*, that nothing in this act shall be so construed as to prevent a high school board from returning all or any part of such forfeited deposit upon subsequent return of such books in good condition. Any moneys collected as damages to textbooks or as forfeitures shall be deposited in the county treasury to the credit of such high school district within thirty days after the close of the school year. The high school board may pay for textbooks furnished in accordance with the provisions of this act, out of the special fund of such high school district.

SEC. 2. Section 3 of said act is hereby amended to read as follows:

Sec. 3. All publishers desiring to offer school books for the use of pupils enrolled in the high schools of the State shall each year file with the State Board of Education at Sacramento a written application for the listing or relisting of such book or books, accompanied by a fee of ten dollars for each book for which listing is for the first time applied, such sum to be deposited in the State treasury to the credit of the State Board of Education; also three copies of each book, together with a statement of the list price of all books listing of which is requested, as shown by the publisher's catalog, a statement of all discounts allowed therein when new copies of such book are purchased by or on behalf of a high school board directly from the publisher, and a statement of the lowest exchange price that will be given when old books in the same subject and of like kind and grade, but of a different series, are received in exchange; *provided*, that no fee shall be required to accompany the application for the listing of a book in a subject studied by less than one hundred pupils in the high schools of the State. They shall also submit a sworn statement giving the lowest net wholesale price at which such book is sold anywhere in the United States, except on unexpired contracts made for future delivery, and the maximum total discount allowed thereon to any public school board anywhere in the United States. Such sworn statements shall give the lowest exchange price given anywhere in the United States where old books in the same subject and of like kind and grade, but of a different series, are received in exchange. Such sworn statement shall also include a statement that said publisher is not directly or indirectly associated or connected with any combination in restraint of trade in textbooks, and that he is not and will not become a party in any way to any understanding, agreement, or

combination to control prices or restrict competition in the sale of textbooks for use in the State of California.

SEC. 3. Section 4 of said act is hereby amended to read as follows:

Sec. 4. Each publisher offering one or more books for use in the high schools of the State must, after the first notification by the State Board of Education of its intention to place on the list any book or books submitted by him, and as a prerequisite for such first listing, file with the State Board of Education a bond payable to the State of California in a sum to be determined by the State Board of Education, and must thereafter maintain at all times during the listing of any textbooks of said publisher a bond or bonds in a sum to be determined by the State Board of Education, said sum for any publisher offering one or more books to be not less than one thousand dollars nor more than ten thousand dollars, the bond to be conditioned as follows: First, that the publisher will furnish said book or books offered by him and listed by the State Board of Education, to the high school board of any high school district in the State at the lowest net wholesale price contained in the statement filed at the time said book or books were offered, less the maximum total discount allowed thereon to any public school board on new contracts according to such statement, when old books in the same subject and of like kind and grade, but of a different series, are given in exchange, which price shall not exceed the lowest price the publisher is then making for such book or books anywhere in the United States; *provided*, that the cost of transporting all textbooks to the high school from the publisher's office or depositary in California shall be paid by the high school district, or prepaid by the publisher and then charged to the district, as the high school board may determine; second, that he will maintain said price for four years in all districts in the State where said book may be adopted, at the contract price specified in the agreement existing between such publisher and the State Board of Education at the time of adoption of said book or books, on his book or books, listed under the provisions of this act; third, that the publisher will reduce such price automatically to purchasers within the State of California whenever reductions are made elsewhere in the United States, so that at no time shall any book so filed and listed be sold to school authorities in California at a higher net price than is received for such book elsewhere in the United States except upon unexpired contracts for future delivery in force at the time of listing; and that upon failure or refusal of the publisher to make such reduction all contracts for such book or books shall become null and void; fourth, that all such books offered for sale, adoption, or exchange in the State of California shall be equal in quality to those filed in the office of the State Board of Education, as regards paper, binding, print, illustration, subject matter, and all other particulars that may affect the value of such school books; fifth, that the publisher will not in any way, directly or indirectly, become associated or connected with any combination in restraint of trade in textbooks, and that he will not enter into any understanding, agreement, or combination to control prices or restrict competition in the sale of school books for use in the State of California; sixth, that the publisher will maintain an office in California or designate an agent or arrange with a depositary in California, to receive and handle orders for said book or books.

SEC. 4. A new section is hereby added to said act, to be numbered 4, and to read as follows: "High school textbooks may be furnished free to students of the California Polytechnic School by the board of trustees of said school." "

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 225—An act to amend section 1750 of the Political Code, relating to adoption of course of study and textbooks by high school boards.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, lines 11, 12 and 13, strike out all the matter in the parenthesis and insert in lieu thereof the following: "must provide a course of at least a year in home making. Such course shall include, among other subjects, dietetics, home nursing and care of the sick, care of children and household accounting."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 455—An act to amend section 1750c of the Political Code, relating to high schools.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 456—An act to amend section 1552 of the Political Code, relating to the county superintendent of schools.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 457—An act to amend section 1607 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 206—An act to amend section 1521 of the Political Code, relating to the per diem of members of the State Board of Education and the compensation of the assistant superintendents of public instruction.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 775—An act to provide for the issuance of bonds by junior college districts.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 214—An act to amend section 16 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a public school teachers' retirement salary fund and also a public school teachers' permanent fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 956—An act to amend section 1742 of the Political Code, relating to high schools.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 257—An act appropriating money for repairs and improvements to the buildings and grounds and equipment for the Santa Barbara State Normal School.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 328—An act appropriating money for furniture and equipment for the Hastings College of the Law.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 332—An act appropriating money for the construction of a building or buildings for manual arts and home economics and the equipping and furnishing of the same at the San Jose State Normal School.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 333—An act appropriating money for repairs and improvements including a new well and equipment at the San Jose State Normal School.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 336—An act appropriating money for the erection of a school room and assembly building at the Sonoma State Home.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 357—An act appropriating money for the completion of buildings, improvements to grounds and the purchase of equipment at the Humboldt State Normal School.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 361—An act appropriating money for the erection of cottages for employees for San Quentin State Prison.

Bill read second time, ordered engrossed, and on file for third reading

Senate Bill No. 379—An act appropriating money for general improvements on the property of the State situated in Napa County and known as the Napa State Farm.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 380—An act appropriating money for a cottage and equipment for patients at the Napa State Hospital.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 381—An act appropriating money for repairs, improvements, equipment and furnishings for the Veterans' Home at Yountville.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 387—An act appropriating money to carry out the building and development program at Whittier State School, and for repairs, improvements and equipment.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 391—An act appropriating money for the housing and training of patients at the Southern California State Hospital.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 405—An act appropriating money to be used for malaria control by the State Board of Health.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 407—An act appropriating money to be used for plague parasitology by the State Board of Health.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 421—An act appropriating money for repairs, improvements and equipment for the Stockton State Hospital.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 422—An act appropriating money for the erection and equipment of a receiving and psychopathic building at the Stockton State Hospital.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 425—An act to appropriate money to be expended by and under the direction of the Department of Engineering for the purpose of rectifying and improving the channels of the Sacramento, San Joaquin and Feather rivers and such other waters of the State as the Department of Engineering may determine; improving the navigability of such waters and acquiring land for necessary rights of way therefor; making surveys, investigations and report upon the feasibility of canalizing the rivers of the State and constructing canals for navigation, and making surveys, investigations and plans for flood control; the examination and supervision of dams and the investigation of rainfall, snowfall, runoff, and stream flow affecting navigation, flood control or irrigation and preventing and repairing damage in certain cases.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 430—An act appropriating money for office furniture and equipment for the Secretary of State's office.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 431—An act appropriating money for repairs, improvements and the completion of buildings and extension of the wall at the Folsom State Prison.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 432—An act making appropriation for the purchase of a building site and the erection of a building for the State Printing Office.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 433—An act appropriating money to cover rental and other expense necessary toward the maintenance of offices for State departments in Sacramento and Los Angeles.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 469—An act appropriating money to be used for the support and maintenance of the Division of Public Health Nurses by the State Board of Health.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 471—An act making an appropriation to carry out the purposes of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California" and amendatory acts thereto.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, strike out the period after the word "California" and insert in lieu thereof a comma and the following: "*provided, however*, that not more than sixty thousand dollars shall be available for the purposes of said act other than the State aid herein provided."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 497—An act appropriating money for improvements to streets and grounds at Fresno State Normal School.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 546—An act appropriating money for repairs, improvements, furniture and equipment for the Industrial Home for the Adult Blind.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 555—An act appropriating the sum of $75,000 to defray the expense, during the seventy-third and seventy-fourth fiscal years, of organizing, controlling, equipping, instructing and maintaining the high school cadet companies in the State of California and for promoting rifle practice in said companies and to further carry out the purposes of an act entitled "An act to provide for the organization, control and equipment of high school cadet companies and for the pro-

motion of rifle practice therein, and appropriating the sum of $5,000 therefor."

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 564—An act appropriating money to pay the cost of printing, publishing and distributing State textbooks free to the school children of the State in accordance with the provisions of the constitution.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 585—An act appropriating money for the erection of a receiving building and for the equipment and service in connection thereto for Mendocino State Hospital.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 586—An act appropriating money to purchase additional land for the Mendocino State Hospital and to improve the same.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 637—An act appropriating money to purchase a new site for the Women's Relief Corps Home.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 757—An act appropriating money for repair or exchange of the State automobile of the Governor's office.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 495—An act making it the duty of railroad companies operating in whole or in part within the State of California to provide first medical aid to injured passengers, employees or other persons; requiring employees in charge of trains and engines to report after the use of the medical supplies furnished under this act; and providing penalties for its violation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were submitted:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, before the word "railroad" insert the word "steam".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 4 of the title, before the word "trains" insert the word "steam".

Amendment adopted.

AMENDMENT NUMBER THREE.

In line 5 of the title, before the word "engine" insert the word "steam".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill strike out lines 1 to 23, both inclusive; also strike out all of page 2, and insert in lieu thereof the following:

"SECTION 1. Every steam railroad company, or the receiver or receivers of any steam railroad, operating trains, in whole or in part, within the State of California, shall provide a package, containing the articles hereinafter stated, on each steam train or light steam engine, for first aid to persons who may be injured in the course of the operation of such train or trains.

SEC. 2. Every such package shall include the following and such other articles and equipment as may in the judgment and discretion of the management of the steam railroad or the medical department thereof be useful for the intended purpose:

A standard package to contain two (2) pieces of sterile gauze, one (1) ribbon bandage, one (1) triangular cambric picture bandage in aseptic container, six (6) of these packages to make up one (1) first aid kit which shall contain written instructions for the use of such contents.

SEC. 3. The employee of the steam railroad in charge of the steam train or steam engine shall report to the office designated by the company whenever any such kit has been opened for use.

SEC. 4. Any steam railroad company, or the receiver or receivers, or employee of a steam railroad company, who shall fail to comply with the provisions of this act shall be liable to a penalty of not less than five nor more than twenty-five dollars, and each day's violation shall constitute a separate offense; *provided, however*, that the steam railroad company, or receiver or receivers, shall be allowed not to exceed three days without penalty to replace any package or packages after the use of same has been reported by the employee in charge of said steam train or steam engine."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 400—An act to amend section 2 of an act entitled "An act to prevent blindness from ophthalmia; to vest certain powers and duties in the State Board of Health and health officers; to impose certain duties upon physicians, midwives, nurses and other persons; and to provide for the enforcement of this act, and the repeal of chapter 14 of the Statutes of 1897 entitled 'An act to regulate medical practice, to prevent blindness in infants,' and other acts in conflict herewith approved June 11, 1915."

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 401—An act to amend sections 10 and 11 of the State Medical Practice Act.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 939—An act to amend sections 2, 3, 4, 8, 11, 13 and 15 of an act entitled "An act defining mattresses; regulating the making, remaking and sale thereof; prohibiting the use of insanitary and unhealthy materials therein; requiring that materials used shall be accurately described and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 368—An act to amend an act entitled "An act providing for the improvement, development, or protection of any harbor, bay, inlet, or other arm of the sea existing within any county of this State, providing for the appointment of a harbor commission by the board of supervisors of any such county to have charge and control of the improvement, development, or protection thereof, and the voting, issuance and sale of the bonds of such county to pay the cost thereof," by amending section 2 thereof, and adding three new sections, to be numbered sections 13, 14, and 15.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered.

AMENDMENT NUMBER ONE.

Commencing with line 1 of the printed bill, strike out the remainder of the bill and insert in lieu thereof the following:

"SECTION 1. Section 2 of an act entitled "An act providing for the improvement, development, or protection of any harbor, bay, inlet, or other arm of the sea existing within any county of this State, providing for the appointment of a harbor commission by the board of supervisors of any such county to have charge and control of the improvement, development, or protection thereof, and the voting, issuance and sale of the bonds of such county to pay the cost thereof," approved June 11, 1915, is hereby amended to read as follows:

Sec. 2. The harbor commission shall consist of five members, each of whom shall, at the time of his or her appointment, be and have been for two years a bona fide resident, elector, and freeholder of such county. The harbor commission shall be appointed to serve for the term of four (4) years, and until their successors are appointed and qualified, and any vacancy in the harbor commission shall be filled by appointment by the board of supervisors: *provided, however*, that if, after a careful survey, investigation and examination, the harbor commission shall report to the board of supervisors that the improvement, development or protection of any such harbor is not practicable, or would involve too great an expense, and such report shall be approved by the board of supervisors, the said harbor commission shall thenceforth cease to exist, or if the proposition for the issuance of the bonds of the county for the improvement, development, or protection of such harbor shall, when submitted to the electors, fail to carry by the requisite number of votes, or when any proposed improvement, development or protection of such harbor shall have been completed, and that fact established by a finding of the board of supervisors, the said harbor commission shall cease to exist, unless the board of supervisors shall, by an order entered upon its minutes continue the harbor commission in existence for the purpose of carrying out any additional improvement, development or protection of any such harbor, bay, inlet, or other arm of the sea. When any harbor commission appointed under the provisions of this act shall cease to exist another harbor commission may thereafter be created by the board of supervisors without requiring any new additional petition as is provided for by section 1 of this act in the first instance, and such harbor commission when so created shall exercise all of the powers and be governed by the provisions of this act as the harbor commission first appointed.

SEC. 2. Three new sections numbered 13, 14 and 15, are hereby added to an act entitled "An act providing for the improvement, development, or protection of any harbor, bay, inlet, or other arm of the sea existing within any county of this State, providing for the appointment of a harbor commission by the board of supervisors of any such county to have charge and control of the improvement, development, or protection thereof, and the voting, issuance and sale of the bonds of such county to pay the cost thereof," approved June 11, 1915.

SEC. 13. When any improvement, development or protection of a bay, inlet, or other arm of the sea, commenced under this act shall be accomplished, and the board of supervisors shall continue the harbor commission in existence, or thereafter create another harbor commission, as provided for in section 2 hereof, such harbor commission shall proceed to examine such harbor, bay, inlet or other arm of the sea in connection with such proposed further or additional improvement, development or protection thereof and shall provide detail plans and specifications therefor and report to the board of supervisors the practicability and estimated cost thereof. The board of supervisors shall thereupon be vested with all the authority and be charged with all the duties concerning such report, the calling of an election and to cause the bonds of the county to be issued and sold for such further and additional improvement, development or protection equally as in the first instance.

Whenever the improvement, development or protection of any such harbor, bay, inlet or other arm of the sea shall have been completed and the harbor commission created under this act shall cease to exist, then the management and control of such harbor in so far as it shall have been improved, developed or protected under this act shall pass to and vest in the board of supervisors of the county; and the future cost and expense of the maintenance of such harbor shall be a charge upon the county.

SEC. 14. The board of supervisors in which the control and management of any harbor, bay, inlet or other arm of the sea shall have vested, as provided for in this act, shall have the power to appoint, define the duties of, and pay, all officers, agents and employees, necessary for the complete control of said harbor, and to make and enforce all necessary and proper regulations for that purpose.

SEC. 15. The board of supervisors of any county in which the control and management of any harbor, bay, inlet or other arm of the sea has vested, as provided for in this act, shall have the power to establish all anchorage, wharfage, dock and warehouse fees, and to collect the same and which shall be paid in to a proper fund for the maintenance of said harbor and for its further development, maintenance and protection."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 370—An act granting certain tidelands and submerged lands of the State of California to the city of Newport Beach, upon certain trusts and conditions.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

Strike out from the printed bill all after the enacting clause and insert the following:

"SECTION 1. There is hereby granted to the city of Newport Beach, a municipal corporation of the State of California, and to its successors, all of the right, title and interest of the State of California, held by said State by virtue of its sovereignty, in and to all that portion of the tidelands and submerged lands within the present boundaries of said city; or within the boundaries thereof as the same may be defined and permanently established by the Legislature at the forty-fourth session thereof, not heretofore granted; and situated below the line of mean high tide of the Pacific Ocean, to be forever held by said city, and by its successors in trust for the uses and purposes and upon the express conditions following, to wit:

(*a*) Said lands shall be used by said city and by its successors solely for the establishment, improvement and conduct of a harbor and for the establishment and construction of bulkheads or breakwaters for the protection of lands within its boundaries, or for the protection of its harbor, and for the construction, maintenance and operation thereon of wharves, docks, piers, slips, quays, ways and streets, and other utilities, structures and appliances necessary or convenient for the promotion or accommodation of commerce and navigation, and the protection of the lands within said city. And said city or its successors shall not at any time grant, convey, give or alien said lands or any part thereof to any individual, firm or corporation for any purposes whatever; *provided*, that said city or its successors may grant franchises thereon for a period not exceeding twenty-five years for wharves and other public uses and purposes, and may lease said lands or any part thereof for a period not exceeding twenty-five years for purposes consistent with the trust upon which lands are held by the State of California and with the requirements of commerce or navigation at said harbor; *and provided, further*, that the said city or its successors may lease, sell or exchange or otherwise dispose of such parts or parcels of said tidelands or submerged lands that may be determined by the city by resolution to be no longer useful for navigation or commerce, or that may be set apart by it for reclamation or filling, in the carrying out of any plan or system of improvement or harbor development adopted by the city for the promotion of navigation and commerce, the proceeds of any such lease, sale, exchange or other disposition to be used for harbor purposes.

(*b*) Said harbor shall be improved by said city without expense to the State and shall always remain a public harbor for all purposes of commerce and navigation, and the State of California shall have at all times the right to use, without charge, all wharves, docks, piers, slips, quays, and other improvements constructed on said lands or any part thereof for any vessel or other water craft or railroad owned or operated by the State of California.

(*c*) In the management, conduct or operation of said harbor, or of any of the utilities, structures or appliances mentioned in paragraph (*a*) no discrimination in rates, tolls, or charges, or in facilities for any use or service in connection therewith shall ever be made, authorized or permitted by said city, or by its successors,

The absolute right to fish in the waters of said harbor with the right of convenient access to said water over said lands for said purpose is hereby reserved to the people of the State of California."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 374—An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

Strike out from the printed bill all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. There is hereby granted to the county of Orange and to its successors all of the right, title and interest of the State of California held by said State by virtue of its sovereignty in and to all that portion of the tidelands and submerged lands bordering upon and under Newport Bay in the said county of Orange, not heretofore granted, which are outside of the corporate limits of the city of Newport Beach, a municipal corporation, or outside of the lines of said city as the same may be defined and permanently established by the Legislature at the forty-fourth session thereof, the same to be forever held by said county and by its successors in trust for the uses and purposes and upon the express conditions following, to wit:

(*a*) Said lands shall be used by said county and by its successors solely for the establishment, improvement and conduct of a harbor and for the establishment and construction of bulkheads or breakwaters for the protection of lands within its boundaries, or for the protection of its harbor, and for the construction, maintenance and operation of wharves, docks, piers, slips, quays, ways and streets, and other utilities, structures and appliances necessary or convenient for the promotion or accommodation of commerce and navigation, and the protection of the lands within said county. And said county or its successors shall not at any time grant, convey, give or alien said lands or any part thereof to any individual, firm, or corporation for any purposes whatever; *provided*, that said county or its successors may grant franchises thereon for a period not exceeding twenty-five years for purposes consistent with the trust upon which said lands are held by the State of California, and with the requirements of commerce or navigation at said harbor; *and provided, further*, that the said county or its successors may lease, sell or exchange or otherwise dispose of such parts or parcels of said tidelands or submerged lands that may be determined by the county by resolution of the board of supervisors to be no longer useful for navigation or commerce, or that may be set apart by it for reclamation or filling, in the carrying out of any plan or system of improvement or harbor development adopted by the county for the promotion of navigation and commerce, the proceeds of any such lease, sale, exchange or other disposition to be used for harbor purposes.

(*b*) Said harbor shall be improved by said county without expense to the State and shall always remain a public harbor for all purposes of commerce and navigation, and the State of California shall have at all times the right to use, without charge, all wharves, docks, piers, slips, quays, and other improvements constructed on said lands or any part thereof for any vessel or other water craft or railroad owned or operated by the State of California.

(*c*) In the management, conduct or operation of said harbor, or of any of the utilities, structures or appliances mentioned in paragraph (*a*) no discrimination in rates, tolls or charges, or in facilities for any use or service in connection therewith shall ever be made, authorized or permitted by said county, or by its successors. The absolute right to fish in the waters of said harbor with the right of convenient access to said water over said lands for said purpose is hereby reserved to the people of the State of California."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 857—An act directing the State Board of Equalization to gather and report to the legislature certain data relative to property values in this State; requiring persons or corporations taxed under section 14 of article XIII of the constitution to submit certain data on values to the State Board of Equalization and defining the use to which such data may be placed;

Committee membership—13; committee vote: Ayes—7; not voting 2; absent 4;

Also: Senate Bill No. 240—An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license fees, and prescribing penalties for violation of the provisions of said act;

Committee vote: Ayes—5; noes—4; absent—4;

Has has the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

KING, Chairman.

Senate Bills Nos. 857 and 240 ordered on file for second reading.

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 473—An act appropriating money for investigation, research, and demonstration by the Department of Agriculture of the University of California with regard to deciduous fruits and nuts, including olives and figs—has had the same under consideration, and recommends that it be re-referred to Committee on Finance.

Committee membership—9; committee vote: Ayes—6; absent—3.

RIGDON, Chairman.

Senate Bill No. 473 re-referred to Committee on Finance.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Nelson:

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

Request referred to Committee on Rules.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Jones: Senate Concurrent Resolution No. 29—Approving a certain amendment to the charter of the city of San Jose, county of Santa Clara, State of California, voted for and ratified by the electors of said city of San Jose at a special municipal election held therein on the twelfth day of April, 1921.

Resolution referred to Committee on Municipal Corporations.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Scott, Senate Bill No. 97 was ordered withdrawn from the file, and re-referred to Committee on Finance.

Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 269 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Rush, Scott, Sharkey, Shearer, Slater, and Youkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 270 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Gates, Harris, Hart, Johnson, Jones, King, Lyon, Nelson, Osborne, Purkitt, Rush, Sharkey, Shearer, Slater, and Youkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 723—An act to provide for the safety and protection of railroad employees by prohibiting railroads from requiring employees to ride on top of moving freight cars except in certain cases; and prescribing penalties for violation of the provisions hereof.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator King moved to refer Senate Bill No. 723 to Senator Sample, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, after the word "trains" insert the following: "upon steam operated railroads."

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed bill, strike out the period after the word "used" and insert in lieu thereof a comma and the following: "or when entering or leaving terminals, or when meeting and passing trains, or when passing train order stations."

The question being on the adoption of Amendment No. 1.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Sharkey, King, and Inman.

The roll was called, and amendment No. 1 refused adoption by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Chamberlin, Dennett, Gates, Hart, Irwin, Johnson, King, Lyon, Purkitt, Rominger, Shearer, and Yonkin—16.

NOES—Senators Anderson, Boggs, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Scott, Sharkey, and Slater—20.

The question being on the adoption of Amendment No. 2.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Sharkey, King, and Inman.

The roll was called, and Amendment No. 2 refused adoption by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Chamberlin, Dennett, Duncan, Gates, Hart, Irwin, Johnson, King, Lyon, Otis, Purkitt, Rominger, Shearer, and Yonkin—18.

NOES—Senators Anderson, Boggs, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Rigdon, Rush, Scott, Sharkey, and Slater—20.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Irwin moved to refer Senate Bill No. 723 to Senator Shearer, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

In line 12 of the printed bill as amended in Senate April 5, 1921, after the word "used" strike out the period and in lieu thereof insert a comma, after which comma insert the following words: "or on independently operated railroads less than two hundred fifty miles in length."

The question being on the adoption of the amendment offered by Senator Irwin.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Sharkey, Inman, and Irwin.

The roll was called, and the amendment refused adoption by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Dennett, Gates, Hart, Irwin, King, Lyon, Purkitt, Rominger, Shearer, and Yonkin—14.

NOES—Senators Anderson, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—23.

The question being on the final passage of the bill.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Sharkey moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram,

Inman, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—35.

The Secretary announced the absentees.

Time, eleven o'clock and forty minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

MOTION.

Senator Slater moved that the President be instructed to strictly enforce Rules numbers 68 and 69 of the Standing Rules of the Senate for the balance of the legislative session.

Motion carried.

THIRD READING OF SENATE BILLS—(RESUMED)

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon, Senate Bill No. 606 was passed on file.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 832 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 835 was passed on file.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act to provide for and regulate primary elections and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

On motion of Senator Carr, W. J., Senate Bill No. 415 was passed on file.

Senate Bill No. 801—An act to amend section 628 of the Penal Code, relating to the protection of shrimp, spiny lobster and crab.

On motion of Senator Scott, Senate Bill No. 801 was passed on file.

Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended.

On motion of Senator Jones, Senate Bill No. 815 was passed on file.

Senate Bill No. 656—An act to add a new section to the Political Code of the State of California, to be numbered 1734*b* and relating to high school districts.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 656 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Eden, Gates, Harris, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—25.

NOES—Senators Allen, Chamberlin, Dennett, Duncan, Flaherty, Rominger, Sample, Shearer, and Yonkin—9.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Nelson to introduce a bill entitled—An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—5. BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Nelson: Senate Bill No. 980—An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

Bill read first time, and referred to Committee on Corporations.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until twelve o'clock and forty minutes p.m.

MOTION.

On motion of himself, Senator Osborne asked for and was granted unanimous consent for leave of absence until Monday, April 18, 1921.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At twelve o'clock and thirty-five minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Sharkey.

The Secretary was directed to call the roll, on passage of the bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 723 finally passed by the following vote:

AYES—Senators Anderson, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Flaherty, Godsil, Harris, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—22.

NOES—Senators Allen, Arbuckle, Breed, Burnett, Carr, W. J., Dennett, Eden, Gates, Hart, Irwin, Johnson, King, Lyon, Purkitt, Rominger, Sample, Shearer, and Yonkin—18.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Chamberlin gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 723 was passed.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Rigdon:

WHEREAS, On Friday, the fifteenth day of April, 1865, Abraham Lincoln, who is revered by all Americans, passed from this life; and

WHEREAS, Today, through the workings of time, is the fifty-sixth anniversary of that day and falls on Friday the fifteenth; now, therefore, be it

Resolved, By the Senate of the State of California, as an expression of their grateful remembrance of him and as a slight tribute of their respect, that when the Senate adjourns this day it adjourn in respect to his memory.

Resolution read, and on motion of Senator Rigdon, adopted.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 946—An act to add one new section, to be numbered 1617c, to the Political Code, providing for the cooperative purchase of staple apparatus and supplies by trustees of common school districts, high school boards and boards of education of city school districts through the county purchasing agent or the office of the county superintendent of schools.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, after the word "annually" insert the following: "except in school districts and high school districts governed by a city board of education, and in such districts the board of education may in their discretion".

Amendment adopted.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendment was offered and its adoption moved by Senator Boggs:

AMENDMENT NUMBER ONE.

On page 2 strike out all of lines 40 to 43, inclusive, and insert in lieu thereof the following:

"In counties where no purchasing agent is employed the county superintendent of schools may at his discretion assume the duties herein prescribed for purchasing agents: *provided*, that a majority of the boards of trustees of elementary school districts petition and request him to do so."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 541—An act to amend an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, by amending sections 32, 47, 53, 61 and 61*b* thereof, and to add a new section to said act to be numbered 109*a*, relating to the names of irrigation districts and to changing the names thereof—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote—5; absent—4.

INMAN, Chairman.

Senate Bill No. 541 ordered on file for second reading.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 342—An act appropriating money for the support of extension courses by the University of California;

Also: Senate Bill No. 354—An act appropriating money for the support of teacher training courses at the Southern Branch of the University of California;

Also: Senate Bill No. 356—An act appropriating money for the support of the Scripps institution for biological research of the University of California;

Also: Senate Bill No. 411—An act to assist in providing hospital service and treatment for legal residents of the State afflicted with maladies or deformities which can probably be remedied, and who are unable to pay for such service and treatment, and making an appropriation to carry out the purposes hereof:

Also: Senate Bill No. 467—An act appropriating money for the construction and equipment of university farm buildings outside of Berkeley;

Also: Senate Bill No. 550—An act appropriating money for the support of the California Historical Survey Commission during the seventy-third and seventy-fourth fiscal years;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—17; committee vote: Ayes—10; absent—7.

GATES, Chairman.

Senate Bills Nos. 342, 354, 356, 411, 467 and 550 ordered on file for second reading.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 22—Relative to H. R. Bill No. 15854, establishing the grade of Lieutenant General in the armies of the United States—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—5.

EDEN, Chairman.

Senate Joint Resolution No. 22 ordered to engrossment and on file.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 126—An act to amend sections 6, 8, 9, 12, 16, 17, 18, 19, 24, 25, 26, 28, 29, and 32 of an act entitled, "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915, and to add two new sections thereto, to be numbered 44 and 45;

Also: Assembly Bill No. 486—An act to amend the Code of Civil Procedure by adding thereto three new sections to be numbered 689*a*, 689*b* and 689*c*, all relating to the manner of levying attachment or execution upon personal property in the possession of the buyer under a contract for its purchase;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—17; committee vote: Ayes—8; absent—9. Same vote on all bills.

JONES, Chairman.

Assembly Bills Nos. 126 and 486 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 852—An act to amend section 1559 of the Code of Civil Procedure, relating to estates of deceased persons—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—8; absent—9.

JONES, Chairman.

Senate Bill No. 852 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 331—An act to amend sections 4263 and 4263*a* of the Political Code, relating to the compensation of officers of counties of the thirty-fourth class—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Senate Bill No. 331 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 632—An act to add a new section to be known as 9*a* 41 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Senate Bill No. 632 ordered on file for second reading.

ON LABOR AND CAPITAL.

SENATE CHAMBER, SACRAMENTO, April 14, 1921.

MR. PRESIDENT: Your Committee on Labor and Capital, to which was referred Senate Bill No. 294—An act to require the furnishing of lockers and dressing rooms in certain hotels, restaurants, factories, workshops or other places of employment; and providing penalties for the violation thereof—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—5; absent—6.

FLAHERTY, Chairman.

Senate Bill No. 294 ordered on file for second reading.

ON MINES AND MINING.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Mines and Mining, to which was referred Senate Bill No. 109—An act to repeal an act entitled "An act to repeal an act entitled 'An act regulating the sale of mineral lands belonging to the State,' approved March 28, 1874, and the acts amendatory thereof, and to provide for the sale of mineral lands under United States laws," approved April 1, 1897—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee membership—5; committee vote: Ayes—5.

SHEARER, Chairman.

Senate Bill No. 109 ordered on file for second reading.

ON CIVIL SERVICE.

SENATE CHAMBER, SACRAMENTO, April 13, 1921.

MR. PRESIDENT: Your Committee on Civil Service, to which was referred Senate Bill No. 90—An act to provide for retirement of employees of the State of California on account of permanent physical or mental disability after twenty-five years of continuous service, and for retirement after twenty-one years of continuous service of employees who may then be more than seventy years of age, with one-half pay thereafter during life; to provide means and methods for the payment of retired salaries, and for the filling of vacancies caused by such retirements, and making an

appropriation to carry out the provisions hereof—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended, and be re-referred to Committee on Finance.

Committee membership—5; committee vote: Ayes—4; absent—1.

ANDERSON, Chairman.

Senate Bill No. 90 re-referred to Committee on Finance.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 434—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather Rivers of the State of California, by controlling the floods, removing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1910, and transmitted to the Speaker of the House of Representatives of the United States by the Secretary of War on June 27, 1911, and printed in House of Representatives Document No. 81 of the first session of the sixty-second United States Congress, as modified by the report of said commission submitted February 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee Document No. 5, sixty-third United States Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs; and making an appropriation for such work; and providing for the continuance of such work as provided by section 2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—17; committee vote: Ayes—10; absent—7.

GATES, Chairman.

Senate Bill No. 434 ordered on file for third reading.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 14, 1921, passed the following:

Assembly Bill No. 252—An act to amend section 953c of the Code of Civil Procedure, relating to record on appeal;

Also: Assembly Bill No. 524—An act to add a new section to the Political Code to be numbered 633*d*, relating to the countersigning of insurance policies and surety bonds by representatives of the insurers resident in this State;

Also: Assembly Bill No. 525—An act to amend section 633 of the Political Code, relating to the licensing of insurance and surety agents and solicitors;

Also: Assembly Bill No. 526—An act to amend section 633*b* of the Political Code, concerning insurance and surety companies, agents and brokers, requiring that policies or contracts of insurance, or surety bonds shall show the correct premium consideration and the risks insured thereunder; prohibiting the giving or receiving of rebates on insurance or surety bonds and providing penalty therefor, and for the suspension of certificate of authority of any insurance or surety company and the revoking or suspension of the license of any agent or broker violating the same, and prescribing the powers and duties of the Insurance Commissioner in relation thereto and providing a penalty for misrepresenting the pay roll upon which an insurance premium is based or for accepting a pay roll, which is known to be false, upon which a premium is based, and restricting the time of credit for the payment of premiums;

Also: Assembly Bill No. 527—An act to amend section 633a of the Political Code, relating to licensing of insurance and surety brokers;

Also: Senate Bill No. 576—An act to amend section 1203 of the Penal Code, relating to probation.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 252 and 576 read first time, and referred to Committee on Judiciary.

Assembly Bills Nos. 524, 525, 526 and 527 read first time, and referred to Committee on Insurance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 14, 1921, passed the following:

Assembly Bill No. 1228—An act to amend section 287 of the Civil Code relating to the continuance of existence of corporations;

Also: Assembly Bill No. 1229—An act to amend sections 290a, 296, 297 and 299 of the Civil Code, relating to corporations;

Also: Assembly Bill No. 1231—An act to amend sections 653d, 653i, 653o and 653r of the Civil Code, relating to cooperative associations and corporations;

Also: Assembly Bill No. 1232—An act to amend section 359 of the Civil Code, relating to the issuance of stock or bonds creating or increasing bonded indebtedness or increasing or diminishing the capital stock of corporations;

Also: Assembly Bill No. 1233—An act to amend section 605 of the Civil Code, relating to religious, social, and benevolent corporations;

Also: Assembly Bill No. 1234—An act to amend section 401 of the Civil Code, relating to extension of corporate existence, how made;

Also: Assembly Bill No. 1235—An act to amend section 362 and section 648a of the Civil Code, relating to the amendment of articles of incorporation, and filing thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 1228, 1229, 1231, 1232, 1233, 1234 and 1235 read first time, and referred to Committee on Corporations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 14, 1921, passed the following:

Assembly Bill No. 28—An act to add a new section to the Penal Code, to be numbered 1426b, relating to dismissal of actions;

Also: Assembly Bill No. 79—An act to amend section 1523 of the Code of Civil Procedure, relative to sales of personal property by executors or administrators;

Also: Assembly Bill No. 241—An act to amend section 1163 of the Code of Civil Procedure, relating to jurisdiction of superior courts;

Also: Assembly Bill No. 952—An act to amend section 860 of the Code of Civil Procedure, relating to pleadings in justices' courts;

Also: Assembly Bill No. 953—An act to amend sections 974 and 975 of the Code of Civil Procedure, relating to appeals to superior courts;

Also: Assembly Bill No. 955—An act to amend section 872 of the Code of Civil Procedure, relating to judgment by default in justices' courts;

Also: Assembly Bill No. 1308—An act to amend section 1348 of the Code of Civil Procedure, relating to corporations and associations acting as executors, administrators and testamentary trustees.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 28, 79, 241, 952, 953, 955 and 1308 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 14, 1921, passed the following:

Assembly Bill No. 1308—An act to amend section 1348 of the Code of Civil Procedure, relating to the place of trial of actions;

Also: Assembly Bill No. 925—An act to amend section 4282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class;

Also: Assembly Bill No. 1015—An act to amend section 628e of the Penal Code, relating to fish and game;

Also: Assembly Bill No. 1040—An act to add a new section to the Civil Code to be numbered 3051a, fixing a limit on the amount of a lien on property held under the provisions of section 3051 of said code;

Also: Assembly Bill No. 1129—An act to amend section 626i of the Penal Code, relating to the protection of deer;

Also: Assembly Bill No. 1205—An act to amend section 339 of the Penal Code, relating to registers to be kept by pawnbrokers;

Also: Assembly Bill No. 1284—An act to amend sections 269, 213, 217, 266g, 267, 455, 460 and 461 of the Penal Code, and to add a new section thereto to be numbered 212½, all relating to crimes.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 774, 1040, 1205 and 1284 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 925 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 1015 and 1129 read first time, and referred to Committee on Fish and Game.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 14, 1921, passed the following:

Assembly Bill No. 532—An act to amend sections 1387 and 1393 of the Code of Civil Procedure, relating to the recording of letters testamentary and of administration and bonds;

Also: Assembly Bill No. 533—An act to amend section 1756 of the Code of Civil Procedure, relating to the recording of letters of guardianship and bonds;

Also: Assembly Bill No. 543—An act amending the Political Code by amending section 4300a thereof, relating to the fees of the county clerk;

Also: Assembly Bill No. 645—An act to add a new section to be known as 9a 52 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 648—An act to add a new section to be known as 9a 44 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 702—An act to add a new section to be known as 9a 22 to an act entitled, "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled, 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 532 and 533 read first time, and referred to Committee on Judiciary.

Assembly Bills Nos. 543, 645, 648 and 702 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 14, 1921, passed the following:

Assembly Bill No. 73—An act to add a new section to be known as 9gg to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended;

Also: Assembly Bill No. 159—An act to enforce the attendance of witnesses in criminal cases in foreign states and territories;

Also: Assembly Bill No. 212—An act to add a new section to be known as 9*tt* to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended;

Also Assembly Bill No. 266—An act to amend section 649 of the Code of Civil Procedure, relating to bill of exceptions upon appeal in civil cases;

Also: Assembly Bill No. 267—An act to amend section 650 of the Code of Civil Procedure, relating to bill of exceptions upon appeal in civil cases;

Also: Assembly Bill No. 404—An act for the relief of purchasers of school lands;

Also: Assembly Bill No. 475—An act to amend section 15 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. OBR, Assistant Clerk.

Assembly Bills Nos. 73 and 212 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 159, 266 and 267 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 404 read first time, and referred to Committee on Finance.

Assembly Bill No. 475 read first time, and referred to Committee on Irrigation.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 711—An act to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 10½, 11, 12, 12½, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 of the act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—9; absent—2.

CROWLEY, Chairman.

Senate Bill No. 711 ordered on file for third reading.

RECESS.

At twelve o'clock and forty minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 12, 1921, passed the following:

Senate Bill No. 915—An act relating to certain funds in the custody or control of the boards of managers of State hospitals and providing for the allotment and apportionment thereof;

Also: Senate Bill No. 928—An act to amend section 17 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 915 and 928 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 11, 1921, adopted as amended, Senate Concurrent Resolution No. 22—Approving three certain amendments to the charter of the city of Palo Alto, county of Santa Clara, State of California, voted for and ratified by the qualified electors of the said city of Palo Alto, at a special municipal election held therein for that purpose on the fifteenth day of February, 1921—and respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Concurrent Resolution No. 22—approving three certain amendments to the charter of the city of Palo Alto, county of Santa Clara, State of California, voted for and ratified by the qualified electors of the said city of Palo Alto, at a special municipal election held therein for that purpose on the fifteenth day of February, 1921.

ASSEMBLY AMENDMENTS TO SENATE CONCURRENT RESOLUTION NUMBER TWENTY-TWO.

AMENDMENT NUMBER ONE.

On page 3, line 42, of the printed resolution, strike out the word "Arthur" and insert in lieu thereof the letter "A."

AMENDMENT NUMBER TWO.

On page 4, line 9, of the printed resolution, strike out the words "Arthur M. Cathcart,".

The question being: "Shall the Senate concur in Assembly amendments to Senate Concurrent Resolution No. 22?"

The roll was called, and Assembly amendments to Senate Concurrent Resolution No. 22 concurred in by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—23.
NOES—None.

Senate Concurrent Resolution No. 22 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 11, 1921, passed as amended, Senate Bill No. 734—An act to amend section 2210 of the Political Code, relating to the Women's Relief Corps Home of California;

Also: Senate Bill No. 917—An act to add a new section to the Penal Code to be numbered 654c, regarding the advertisement of the sale of second-hand or defective merchandise;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 917—An act to add a new section to the Penal Code to be numbered 654c, regarding the advertisement of the sale of second-hand or defective merchandise.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER NINE HUNDRED SEVENTEEN.

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, after the words "attention to" insert the word "or".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, strike out the word "or".

The question being: "Shall the Senate concur in Assembly amendments to Senate Bill No. 917?"

The roll was called, and Assembly amendments to Senate Bill No. 917 concurred in by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Duncan, Flaherty, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—22.

NOES—None.

Senate Bill No. 917 ordered to enrollment.

Senate Bill No. 734 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 11, 1921, passed the following:

Senate Bill No. 39—An act to amend section 548 of the Code of Civil Procedure, relating to the sale of property taken by an officer under a writ of attachment;

Also: Senate Bill No. 278—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department;

Also: Senate Bill No. 311—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department;

Also: Senate Bill No. 312—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department;

Also: Senate Bill No. 501—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California, to the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State home for United States soldiers, sailors and marines, and to provide for the government thereof by the State," approved March 11, 1897, as amended;

Also: Senate Bill No. 519—An act to amend section 1702 of the Code of Civil Procedure, relating to appointment of trustees;

Also: Senate Bill No. 761—An act to amend section 408 of the Code of Civil Procedure, relating to the writ of summons.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 39, 278, 311, 312, 501, 519 and 761 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 13, 1921, passed as amended, Senate Bill No. 273—An act to regulate the manufacture, sale, and use of economic poisons; to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement; and creating the division of chemistry fund;

Also: Senate Bill No. 447—An act to add a new section to be numbered section 19*x* 14 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bill No. 273 ordered to unfinished business.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendment to Senate Bill No. 447—An act to add a new section to be numbered section 19*x* 14 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FOUR HUNDRED FORTY-SEVEN.

AMENDMENT NUMBER ONE.

On page 2, line 21, of the printed bill, after the period, add the following:

"SEC. 2. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes."

The question being, "Shall the Senate concur in Assembly amendment to Senate Bill No. 447?"

The roll was called, and Assembly amendment to Senate Bill No. 447 concurred in by the following vote:

AYES—Senators Allen, Breed, Burnett, Duncan, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Nelson, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—21.

NOES—None.

Senate Bill No. 447 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 12, 1921, passed as amended, Senate Bill No. 424—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors;

Also: Senate Bill No. 558—An act to amend section 21 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, approved July 22, 1919, as amended;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 424 and 558 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 14, 1921, passed as amended, Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage waters;

Also: Senate Bill No. 51—An act to make available for the use of the United States government suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed;

Also: Senate Bill No. 98—An act to prevent, control, and eradicate tuberculosis in cattle in the State of California; to empower the Director of Agriculture to establish tuberculosis eradication or free areas; providing penalties for the violation hereof;

Also: Senate Bill No. 371—An act defining and permanently establishing the exterior boundaries of the city of Newport Beach;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 8, 51, 98 and 371 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 11, 1921, passed the following:

Senate Bill No. 820—An act to ratify and confirm ordinance No. 92, passed by the city council of the city of Stockton, and approved by the mayor of said city on the seventeenth day of March, A. D. 1879, and to ratify and confirm the conveyance made under and pursuant to the terms of said ordinance;

Also: Senate Bill No. 902—An act to amend section 1 of the act entitled, "An act in relation to pimping, to define and prohibit the same, and providing for punishment thereof; and for the competency of certain evidence at the trial therefor," approved February 8, 1911;

Also: Senate Bill No. 903—An act to amend section 245 of the Penal Code, relating to assault with a deadly weapon;

Also: Senate Bill No. 909—An act to amend section 285 of the Penal Code, relating to incest.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 820, 902, 903 and 909 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 13, 1921, passed the following:

Senate Bill No. 18—An act providing for the joint exercise of powers by counties, by municipalities or by municipalities and counties;

Also: Senate Bill No. 22—An act to amend sections 73 and 142 of the Code of Civil Procedure, relating to superior courts;

Also: Senate Bill No. 47—An act to amend section 4312 of the Political Code, relating to public officers;

Also: Senate Bill No. 58—An act to recognize and declare valid all proceedings in Butte Valley Irrigation District;

Also: Senate Bill No. 59—An act to recognize and declare valid all proceedings in Surprise Valley Irrigation District;

Also: Senate Bill No. 60—An act to recognize and declare valid all proceedings in Scott Valley Irrigation District;

Also: Senate Bill No. 87—An act to amend section 94 of the Penal Code, relating to crimes against public justice;

Also: Senate Bill No. 105—An act to amend section 19c of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 18, 22, 47, 58, 59, 60, 87 and 105 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 13, 1921, passed the following:

Senate Bill No. 245—An act to amend section 1202*a* of the Penal Code, relative to delivery of convicted persons at the State's prisons;

Also: Senate Bill No. 302—An act to amend an act entitled "An act to establish police courts in cities of the first and one-half class, to fix the jurisdiction of said courts and to provide for the officers thereof, to prescribe the powers and duties of the officers of said courts and to fix the compensation of certain officers thereof, and to repeal an act entitled 'An act to establish police courts in cities of the first and one-half class, to fix their jurisdiction and provide for officers of said courts and fix the compensation of certain officers thereof' which became a law under the provisions of the constitution of the State of California without the Governor's approval on the fifth day of March, 1901, and all acts amendatory of said act or supplementary thereto," approved June 6, 1913, by amending section 6 thereof, providing for a clerk and deputy clerks for police courts in cities of the first and one-half class, fixing their compensation, providing for their duties and responsibilities, and providing for the care and disposition of moneys in their hands, and their removal and tenure of office;

Also: Senate Bill No. 438—An act authorizing suits against the State of California concerning real property purchased under the provisions of an act entitled "An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California," approved March 30, 1868, and of an act entitled "An act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868," approved April 1, 1870, and of an act entitled "An act supplementary to and amendatory of an act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868; also, an act approved April 1, 1870," approved March 30, 1874.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 245, 302 and 438 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 13, 1921, passed the following:

Senate Bill No. 439—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended;

Also: Senate Bill No. 598—An act to add a new section to the Code of Civil Procedure, to be numbered section 1528, for the purpose of authorizing executors and administrators and guardians to borrow money and to give as security therefor mortgages or other liens on personal property of decedents, minors and incompetent persons;

Also: Senate Bill No. 615—An act relating to tuition fees in the Leland Stanford Junior University;

Also: Senate Bill No. 925—An act to recognize and declare valid the Knightsen Irrigation District, and all proceedings in relation thereto and to the organization thereof;

Also: Senate Bill No. 937—An act to recognize and declare valid all proceedings in Grenada Irrigation District.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 439, 598, 615, 925 and 937 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 14, 1921, passed the following:

Senate Bill No. 31—An act to amend section 1057*a* of the Code of Civil Procedure, relating to justification by corporate surety on bonds or undertakings;

Also: Senate Bill No. 71—An act authorizing the city of San Diego and the authorities thereof to convey certain portions of Balboa park in said city to the San Diego school district for school purposes;

Also: Senate Bill No. 88—An act granting certain lands in the city of San Diego to the United States of America; and ratifying and declaring valid a conveyance of said lands heretofore made by the said city to the said United States of America;

Also: Senate Bill No. 100—An act to add four new sections to the Penal Code, to be numbered 337*b*, 337*c*, 337*d*, and 337*e*, relating to the bribery of participants in baseball games;

Also: Senate Bill No. 103—An act to amend section 1098 of the Penal Code, relating to the trials of defendants who are jointly charged with crime and to repeal section 1056 of said code, relating to the exercise of challenges when defendants are tried jointly;

Also: Senate Bill No. 124—An act to amend section 270 of the Penal Code, relative to neglecting to furnish necessaries for minor child;

Also: Senate Bill No. 274—An act to control the spread of the walnut codling moth, to regulate the movement of and treatment of any shipment of walnuts, sacks, trays and other orchard appliances into or from any premises or districts known to be infested with walnut codling moth and to confer power on the Director of Agriculture to prescribe rules and regulations for such or other control of said pest and to provide a penalty for the violation thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 31, 71, 88, 100, 103, 124 and 274 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 13, 1921, passed Senate Bill No. 6—An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bill No. 6 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 14, 1921, passed the following:

Senate Bill No. 377—An act to amend section 12 of an act entitled "An act to promote the drainage of wet, swamp and overflowed lands, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919;

Also: Senate Bill No. 427—An act to amend section 2169 of the Political Code, relating to the attendance, examination, fees and expenses of witnesses at hearings of persons charged with being insane;

Also: Senate Bill No. 483—An act to amend sections 3 and 5 of that certain act entitled "An act defining henceforth the exterior boundaries of Reclamation District No. 108, situated partly in the counties of Colusa and Yolo, and providing for the continuation in office of the present trustees of said district and for the election and qualification of their successors, and providing that the management and control of the affairs of said Reclamation District No. 108, as defined in this act, are subject to the provisions of the Political Code of the State of California and to all other laws of the State, except as provided in said act, in connection with the issuance and payment of warrants and the payment of assessments, providing that all moneys of said district shall be paid and deposited with the county treasurer of Colusa County, and conferring jurisdiction upon the board of supervisors of the county of Colusa as to all matters concerning said district; providing also for the management, control and administration of the affairs of said district; also ratifying the incorporation of certain lands in said Reclamation District No. 108, as described in certain notices filed and recorded in the office of the county recorder of the county of Colusa, State of California, and also authorizing the trustees of said Reclamation District No. 108 to make an equitable settlement with the owner of such land so incorporated as to the cost of any work heretofore done by Reclamation District No. 108, or its predecessors in interest, or that may be hereafter done before the going into effect of this act, and also declaring Reclamation District No. 108, as defined in this act, to be the successors in interest of Reclamation District No. 108, defined in that certain act approved May 26, 1917, also that certain Reclamation District No. 108, defined in that certain act approved May 18, 1915, and also that certain Reclamation District

No. 108, defined in that certain act approved April 23, 1913, and also directing the commissioner of assessment, heretofore appointed by the board of supervisors of Colusa County, to include the lands in said assessment, as described in this act, in the event that said assessment is not levied before this act shall take effect," and approved May 7, 1919, and relating to the management and control of affairs of said Reclamation District No. 108.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 377, 427 and 483 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 14, 1921, passed the following:

Senate Bill No. 484—An act to add a new section to the Political Code, to be numbered 3466½, relating to sales of land for delinquent reclamation assessments;

Also: Senate Bill No. 514—An act to amend section 1184 of the Code of Civil Procedure, relating to the retention of moneys due and to become due to contractors;

Also: Senate Bill No. 562—An act to prevent the importation into the State of California of horses, mules, dairy cattle, breeding bulls, goats, breeding bucks and sheep, which are affected with communicable diseases, providing for the inspection or certification of such animals before being brought into the State of California, exempting certain animals from such inspection or certification, providing penalties for violating any of the provisions of this act, and repealing an act approved June 4, 1913, entitled "An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled 'An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California,' approved March 7, 1911; to repeal an act entitled 'An act to prevent the importation of horses, mules and asses, affected with glanders into the State of California,' approved March 7, 1911;" and repealing an act entitled "An act to prevent the importation into the State of California of horses, mules, dairy cattle and breeding bulls which are affected with communicable diseases, providing for the inspection or certification of such animals before being brought into the State of California, exempting certain animals from such inspection or certification, providing penalties for violating any of the provisions of this act, and repealing an act approved June 4, 1913, entitled 'An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled "An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California," approved March 7, 1911; to repeal an act entitled "An act to prevent the importation of horses, mules and asses affected with glanders into the State of California," approved March 7, 1911,'" approved April 12, 1915, as amended;

Also: Senate Bill No. 678—An act to amend section 1274*a* of the Code of Civil Procedure, relating to unclaimed property and the escheat thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 484, 514, 562 and 678 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 14, 1921, passed the following:

Senate Bill No. 682—An act to provide for the sale and conveyance of certain lands within the abandoned river channels of the San Joaquin River lying in the county of San Joaquin, State of California;

Also: Senate Bill No. 932—An act granting to the city of San Rafael the salt marsh, tide and submerged lands of the State of California, within the present boundaries of said city, including the right to wharf out therefrom, and regulating the management, use and control thereof;

Also: Senate Bill No. 938—An act to amend section 4 of an act entitled "An act to create a levee district to be called and designated Sacramento River West Side Levee District; to prevent the overflow of flood waters from the Sacramento River from flooding on to the lands within said district by the construction of levees along the west bank of the Sacramento River and adjacent thereto and maintain the same; providing for the election and appointment of officers of said levee district; defining

the powers, duties and compensation of such officers; and providing for the levying and collecting assessments upon the lands within said levee district" and approved May 18, 1915.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 682, 932 and 938 ordered to enrollment.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 502—An act to amend section 35 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

On page 1, line 15, of the printed bill, strike out the word "ten" and insert in lieu thereof the word "seven".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 741—An act to amend section 42 of the act known as the "Improvement Act of 1911," approved April 7, 1911, as amended.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, strike out the word "ten" and insert in lieu thereof the word "seven".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 1273—An act declaring the existence of inflammable vegetable matter constituting a fire menace to be a public nuisance; providing for its abatement, and prescribing the manner of collecting the expense thereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the word "homestead" and insert in lieu thereof "homesite".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 753—An act providing for the establishment and administration of industrial farms or industrial road camps in the counties of the State and the commitment thereto and discipline of persons charged with or convicted of public offenses.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 5, line 47, of the printed bill after the word "camp" insert the following: "who shall be found, in the manner hereinafter provided, to have any person or persons dependent on him for support.".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 5, line 49, of the printed bill, after the word "camp." insert the following: "Every other person in custody on such farm or camp shall be credited with a sum not to exceed fifty cents for each day of eight hours work done by him on such farm or camp."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 6, lines 1 and 2, of the printed bill, strike out the words "sum of two dollars." and insert in lieu thereof the words "sums mentioned in this section."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 6, line 18, of the printed bill, strike out the words "make inquiry to ascertain" and insert in lieu thereof the following: "by making inquiry or taking evidence find".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 6, line 19, of the printed bill, after the word "support." insert the following: "A copy of such finding of the court shall be transmitted to the superintendent of the farm or camp."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 840—An act to amend section 2322*a* of the Political Code, relating to county horticultural commissioners.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 3 of the printed bill, line 30, strike out the period following the word "accrued" and insert in lieu thereof the following: "and a copy of said notice of lien shall be mailed to the person or persons who appear of record to be the owners of any mortgage, trust deed, lien, contract, option, bond, or other incumbrance on said property, at the last known place of residence of said incumbrancer, and if the place of residence of said incumbrancer be unknown to said county horticultural commissioner, then said fact shall be stated in said copy so mailed and it shall be addressed to the county seat of the county wherein said property is situated."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3 of the printed bill, line 50, strike out the word "shall" and insert in lieu thereof the word "may".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 100—An act to provide for work in and upon highways, streets, avenues, lanes, courts, places and sidewalks in the unincorporated territory of counties, and upon property and rights of way owned by counties, and for establishing and changing the grades of any such highways, streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of highway improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, lines 12 and 13, strike out the words "this act may be designated and referred to as the 'County Improvement Act of 1921.'"

Amendment adopted.

AMENDMENT NUMBER TWO.

Following line 11, page 2, of the printed bill, insert the following:

"SEC. 2. If the board of supervisors shall determine that the whole or any part of the cost and expenses of the work mentioned in this act shall be paid out of the treasury of the county, such payment, or any part of the same, may be made from the general fund of the county or general road fund of the county, or from the road district fund of the road district in which the said improvement shall be constructed.

SEC. 3. If any public highway lighting system shall be installed under the provisions of this act, the board of supervisors may, by ordinance, provide, at any time before, after or during the proceedings under this act, that the cost of maintaining the said public highway lighting system, including the cost of necessary repairs, replacements, fuel, current, care and other items of like nature, shall be paid, either partly or wholly, by the district upon which the assessment shall be levied to pay the cost of the installation of the same. The ordinance shall contain a description of the district to be assessed to pay for the installation of the said lighting system and to be assessed to pay for the maintenance thereof, and also shall contain a designation or name of the said district by which it may be referred to in all subsequent proceedings, and a copy of the said ordinance shall be filed in the office of the county assessor. The county assessor shall thereafter, in making up the assessment roll, segregate the property included within the district described in the said ordinance on the assessment roll under the designation contained in the said ordinance. The board of supervisors shall thereafter, in each year prior to the time of fixing the county tax rate, estimate the cost of maintaining the said public highway lighting system during the ensuing year, and shall decide whether or not the cost of the same shall be borne wholly or partially by the said assessment district, and shall, in addition to all other taxes, fix a special tax rate for the property within said assessment district sufficient to raise an amount of money to cover all of the portion of the expense of maintaining the said public highway lighting system to be borne by said district as the board of supervisors may determine.

SEC. 4. The board of supervisors of any county are hereby authorized by ordinance to adopt a name for any road, highway, avenue or other public way in the county for which a name has not been provided under the provisions of section 2636 of the Political Code, and are hereby authorized by ordinance to establish the official grade of any road, highway, avenue, or other public way in the county for which no official grade has theretofore been established by ordinance. This act may be designated and referred to as the 'County Improvement Act of 1921'."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

SENATOR GATES IN THE CHAIR.

At two o'clock and forty-five minutes p.m., Senator Gates of the Thirty-fifth District was called to the chair.

Assembly Bill No. 755—An act to provide for the organization, incorporation, and government of municipal utility districts, authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and collect taxes to pay the principal and interest thereon.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, strike out the period and insert in lieu thereof the following: "voting at any election on such proposition."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3, line 36, of the printed bill, insert a comma after the word "state", strike out the word "or", and insert after the word "county" the words "or city".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 6, line 19, of the printed bill, strike out the period and insert in lieu thereof a comma, and add the following: "and shall fill all vacancies on the board caused by the death or resignation of a member".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 6, line 42, of the printed bill, strike out the word "They" and insert in lieu thereof the following: "The board of directors".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 10, line 13, of the printed bill, strike out the word "clerk" and insert in lieu thereof the word "secretary".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 10, line 17, of the printed bill, strike out the word "clerk" and insert in lieu thereof the word "secretary".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 10, line 21, of the printed bill, strike out the word "clerk" and insert in lieu thereof the word "secretary".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 16 of the printed bill strike out all of lines 1 to 7, inclusive, and insert in lieu thereof the following: "vote of all its members that in its opinion the materials and supplies may be purchased at a lower price in the open market, after the adoption of which resolution, the directors may proceed to purchase said supplies and materials in the open market without further observance of the provisions first above stated;".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 601—An act to regulate the moving of certain boxes, baskets and other receptacles used in mills, workshops, packing, canning and other mercantile establishments where women are employed; and providing penalties for its violation.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 728—An act to prohibit the use or display of the genuine label, trade mark, insignia, seal, device, or form of advertisement of any association or labor organization in any manner not authorized by the by-laws of such association or labor organization; and providing a penalty for its violation.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1056—An act to amend sections 12, 14 and 21 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a Reclamation Board and defining its powers." approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, said new amendments relating to the disposition of lands and property no longer needed for flood control works, to the collections of assessments, to the conducting of delinquent sales, and to maintenance and operation of flood control works and structures by the State Department of Engineering.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1240—An act to amend sections 1, 6, 12, 16 and 24 of an act entitled "An act to promote the drainage of wet, swamp and overflowed lands, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919, and to add six new sections to said act to be numbered 6*a*, 12*a*, 12*b*, 12*c*, 23*a* and 24*a*.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1248—An act to authorize the sale and conveyance by the State Board of Control of any land required by the State for right of way for any river improvement work or flood control and determined by the reclamation board to be in excess of what is required for that purpose, and to credit the proceeds of such sale to such fund as the reclamation board may direct.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 698—An act granting in trust to the city and county of San Francisco the interest of the State in and to, and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for

the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 795—An act to amend section 2239 of the Political Code, relative to extending the benefits of this school to persons not residents of this State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill as amended March 15, 1921, strike out the words "this school" and insert in lieu thereof the following: "the California School for the Deaf and Blind".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill as amended March 15, 1921, strike out lines 3 to 8, inclusive, and insert in lieu thereof the following:

"2239. Such persons not residents of this State are entitled to the benefits of this school upon paying to the treasurer thereof the sum of six hundred dollars each for the school year, payable one hundred fifty dollars quarterly in advance."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 588—An act to amend section 1618 of the Penal Code, relating to special classes for the deaf and crippled children.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill as amended April 2, 1921, after line 5 add the following:

"*Third*—Any such board may enter into a contract with any other such board in the same county for the furnishing of special instruction provided for in the first or second subdivision hereof. In such a case the trustees of the district whose children are to be educated as herein provided by another district, shall, within thirty days after each apportionment of school moneys during the life of the contract, draw its warrant in favor of the other district for such apportionment as may have been agreed upon in such contract."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 826—An act to amend sections 1617, 1663, 1720, 1750, and 1750*a*, of the Political Code, relating to public schools.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, after line 22, after section 1617, add a new paragraph to read as follows:

"The board of school trustees of any school district not situated in a high school district maintaining a junior high school course, may permit pupils of their district who have completed the sixth year of the elementary school, to attend any junior

high school course in any high school district, and may pay to such high school district for the education of such pupils, by order on the county superintendent of schools, a tuition charge which shall be agreed upon by such board of school trustees and the high school board maintaining such junior high school course; *provided*, that such board of school trustees shall not pay a tuition charge greater than the average net cost per pupil for educating pupils in the first six years of the elementary school district wherein they reside, as ascertained by the county superintendent of schools; *and provided, further*, that said tuition charge shall cease to be paid after the pupil has completed two years of work in such junior high school course; *and provided, further*, that the average daily attendance of all pupils from a district paying such tuition enrolled in the first two years of such junior high school course, shall be kept separate and shall be credited to the elementary school district in which said pupils reside."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 82—An act to amend section 1770 of the Political Code, relating to duties of county boards of education.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 2, of the printed bill, after the word "county" at the end of said line insert the following: "actual and necessary traveling expenses not to exceed".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 457—An act to amend sections 1545 and 1859 of the Political Code, relating to the length of term in elementary school districts.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1091—An act to add a new section to the Political Code to be numbered 1546*a*, relating to emergency schools.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1090—An act to amend section 1581 of the Political Code, relating to the opening of schools in elementary school districts.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 942—An act to add a new section to the Political Code, to be numbered 1885*a*, relating to the issuance of school bonds.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1207—An act to add a new section to the Political Code to be numbered 1746*a*, relating to the execution of bonds of high school districts.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 992—An act to amend "An act authorizing the board of trustees of the Whittier State School to maintain a department for the clinical diagnosis of inmates of the school and other institutions, and to inquire into the causes and consequences of delinquency and mental deficiency, and related problems," as approved May 11, 1917, by adding thereto new sections numbers 3, 4, 5 and 6.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 956—An act to add a new section to be numbered section 19*x* 12 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the

commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1037—An act to add a new section to be numbered section 19*x* 19 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER THIRTY-THREE—(OUT OF ORDER).

Senator Scott asked for and was granted unanimous consent to take up Senate Constitutional Amendment No. 33 for reading at this time, out of the regular order, for the purpose of amendment.

Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of the State by adding a new article thereto to be numbered XXIV, establishing a State Athletic Commission and regulating boxing and sparring in the State.

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out the following in lines 9 and 10: "there shall hereafter be a State Athletic Commission".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out all of line 12 following the comma, all of lines 13 to 16, both inclusive, and all of line 17 preceding the period, and insert in lieu thereof the following: "who shall constitute a commission known as the State Athletic Commission. The Governor shall designate the tenure of office of said commissioners so appointed to constitute the first State Athletic Commission. One of said commissioners so appointed shall hold office for a term to expire January 1, 1925; one for a term to expire January 1, 1926; and one for a term to expire January 1, 1927. Their successors shall be appointed for a term of two years. At all times at least two of the three commissioners of the State Athletic Commission shall be members of the American Legion."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill strike out line 18 following the word "exceed", and all of line 19 preceding the word "is", and insert the words "five thousand dollars".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, line 9, strike out the words "not to exceed three".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, line 36, strike out the word "committee" and insert in lieu thereof the word "commission".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 3 of the printed bill, line 9, after the word "corporations" insert the following: "or patriotic organizations".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 4 of printed bill, line 5, strike out the period and insert in lieu thereof the following: "of the State of California".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 4 of the printed bill, line 20, strike out the words "duly licensed referee" and insert in lieu thereof the following: "referee duly licensed by the commission".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 4 of the printed bill, line 40, after the word "physician" insert the following: "duly licensed by the commission".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 4 of the printed bill, line 46, strike out the word "sixteen" and insert the word "eighteen".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 4 of the printed bill, line 48, after the word "corporation" insert the following: "or personal interest in such".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 5, line 9, strike out the word "license" and insert the word "licensee".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 5 of the printed bill, line 12, after the word "tion", strike out the comma and the words "such corporation," and insert in lieu thereof the following: "or patriotic organization,".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 5 of the printed bill, line 30, after the word "license", insert the following: "save and excepting patriotic organizations".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 5 of the printed bill, line 47, strike out the word "eighteen" and insert in lieu thereof the word "twelve".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 6 of the printed bill, line 5, strike out the words "file with" and insert in lieu thereof the following: "mail to".

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 6 of the printed bill, line 31, after the word "of" insert the word "ten".

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 6 of the printed bill, line 33, after the word "of" insert the word "ten".

Amendment adopted.

Senate Constitutional Amendment No. 33 ordered to print and engrossment.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER TWENTY-SIX—(OUT OF ORDER).

Senator Burnett asked for and was granted unanimous consent to take up Senate Constitutional Amendment No. 26 for reading at this time, out of the regular order, for the purpose of amendment.

Senate Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 1 of article IV, relating to initiative and referendum.

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 11, of the printed amendment, at the beginning of the line strike out the word "twenty-five" and insert in lieu thereof the word "fifteen".

Amendment adopted.

Senate Constitutional Amendment No. 26 ordered to print and engrossment.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Duncan asked for and was granted unanimous consent to take up Senate Bill No. 634 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 634—An act to add a new section to be known as 9a34 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Duncan moved to refer Senate Bill No. 634 to Senator Dennett, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

In line 8 of the title of the printed bill as amended April 14, 1921, after the word "librarians" insert the following: "in counties of the twenty-second and thirty-fourth classes".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, in line 11, after the period add the following: "In counties of the twenty-second class the salary of the county librarian shall be two thousand two hundred dollars per annum."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 634, with instructions to amend, respectfully reports the same back, amended as per instructions.

DENNETT, Special Committee.

Report read, and on motion of Senator Duncan adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Shearer asked for and was granted unanimous consent to take up Senate Bill No. 275 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 275—An act to amend section 29 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act and amendments thereto."

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Shearer moved to refer Senate Bill No. 275 to Senator Irwin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 44, of the printed bill, strike out the word "sale" and insert in lieu thereof, the word "salt".

AMENDMENT NUMBER TWO.

On page 4 of the printed bill, strike out all of line 8 after the period and all of line 9 and insert in lieu thereof the following: "If milk is repasteurized it must not be sold for human consumption. It must be heated to a higher temperature than necessary for pasteurization and delivered in a distinctive container, plainly marked with the words 'not suitable for human consumption', in letters not less than one-quarter inch in length and one-twelfth inch in stroke."

AMENDMENT NUMBER THREE.

On page 4 of the printed bill, strike out the words "Also all" in line 10, and insert in lieu thereof the word "All".

AMENDMENT NUMBER FOUR.

On page 4 of the printed bill strike out all of lines 12 and 13 and insert in lieu thereof the following: "condition and every pasteurizing plant shall be equipped with sufficient recording thermometer devices to accurately record the temperature to which.".

AMENDMENT NUMBER FIVE.

On page 4 of the printed bill, strike out all of line 18 after the word "agriculture" and all of lines 19 and 20, and insert in lieu thereof a period.

AMENDMENT NUMBER SIX.

On page 4 of the printed bill, line 21, strike out the words "and all" and insert in lieu thereof the word "All".

AMENDMENT NUMBER SEVEN.

On page 4 of the printed bill, line 28, strike out all after the comma and insert in lieu thereof, the following: "State Board of Health and of all other State,".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 275, with instructions to amend, respectfully reports the same back, amended as per instructions.

IRWIN, Special Committee.

Report read, and on motion of Senator Shearer adopted.

Bill ordered to print, and re-engrossment.

CONSIDERATION OF DAILY FILE.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 1104—An act to amend section 56 of the Civil Code, relating to the capability of minors to contract marriage.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1104 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Rigdon, Rominger, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 244—An act to add a new section to the Penal Code, to be numbered 931, relating to the duties of grand jurors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 244 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Purkitt, Rigdon, Rominger, Scott, Sharkey, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 36—An act to amend sections 1207 and 1264 of the Political Code of California, relating to elections.

Assembly Bill No. 36 was passed on file.

Assembly Bill No. 33—An act to add a new section to the Political Code, to be numbered 1252*a*, relating to the conduct of elections.

In the absence of Senator Carr, F. M., Assembly Bill No. 33 was passed on file.

Assembly Bill No. 999—An act to amend section 1142 of the Political Code, relating to elections.

In the absence of Senator Carr, W. J., Assembly Bill No. 999 was passed on file.

Assembly Bill No. 219—An act relating to the paving of highways within municipalities, and requiring the board of supervisors of any county to pave such highways whenever they constitute part of a county highway system, and the funds therefor have been raised by a bond issue or special tax.

Assembly Bill No. 219 passed on file.

Assembly Bill No. 962—An act to amend sections 13, 21, 22, 82, and 97 of the California Irrigation District Act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 962 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Chamberlin, Dennett, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Rigdon, Rominger, Sample, Scott, Sharkey, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 41—An act concerning the registration, numbering, and use of air craft, and the licensing of operators thereof.

Bill read third time.

On motion of Senator Burnett, Assembly Bill No. 41 was passed on file.

Assembly Bill No. 163—An act to amend section 28 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended.

In the absence of Senator Boggs, Assembly Bill No. 163 was passed on file.

RE-REFERENCE OF ASSEMBLY BILL.

On motion of Senator Nelson, Assembly Bill No. 173 was ordered re-referred to Committee on Education.

Assembly Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 16½ of article XI thereof, relating to deposits of public moneys.

On motion of Senator Jones, Assembly Constitutional Amendment No. 26 was passed on file.

Assembly Constitutional Amendment No. 13—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article II thereof, relating to the right of suffrage.

On motion of Senator Jones, Assembly Constitutional Amendment No. 13 was passed on file.

Assembly Concurrent Resolution No. 4—Relative to the compilation of the Laws of California.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 4 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 4 ordered transmitted to the Assembly.

Assembly Bill No. 42—An act to amend sections 288, 289, 291 and 299 of the Code of Civil Procedure, and to add a new section to said code, to be numbered 300, relating to the suspension and disbarment of attorneys.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 42 passed by the following vote:

AYES—Senators Allen, Breed, Burnett, Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, Nelson, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Yonkin asked for and was granted unanimous consent to take up Assembly Bill No. 452 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 452—An act to amend section 1665 of the Political Code, relating to the subjects in which instruction shall be provided in the elementary schools of the State.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Hart moved to refer Assembly Bill No. 452 to Senator Chamberlin as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 6, of the printed bill, after the word "education" insert a comma and the words "and thrift".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 452, with instructions to amend, respectfully reports the same back, amended as per instructions.

CHAMBERLIN, Special Committee.

Report read, and on motion of Senator Hart, adopted.

Bill ordered to print.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 56—An act to regulate the method of voting for and electing candidates for judicial offices at primary and general elections by giving each office a designating number for the purposes of elections where two or more persons are to be elected to the same judicial office for the same term at the same election.

On motion of Senator Breed, Senate Bill No. 56 was passed on file to retain its place.

Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing

a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

On motion of Senator Jones, Senate Bill No. 807 was passed on file to retain its place.

Senate Bill No. 440—An act to amend section 10 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended.

On motion of Senator Breed, Senate Bill No. 440 was passed on file to retain its place.

Senate Bill No. 207—An act providing for the establishment of a whole time health department in those counties of the State wherein a whole time health department does not exist; defining a whole time health department; to enable the State Board of Health to contract with any person or corporation and such county for the establishment, support and maintenance of such whole time health department.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 207 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Purkitt, Rush, Scott, Sharkey, and Slater—22.

NOES—Senators Allen, Chamberlin, Hart, Lyon, Rominger, Shearer, and Yonkin—7.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 210—An act to repeal sections 3094 and 3095 of the Political Code, relating to the dissection of dead bodies, and all other acts or portions of acts in conflict with this act, and to substitute therefor, the following act to prevent unauthorized use and disposition of, and traffic in human bodies, to prescribe the keeping of proper records; and to promote medical education and public health by regu-

lating the disposition and utilization of the unclaimed dead and to provide penalties for the violation of this act.

Bill read third time.

On motion of Senator Jones, Senate Bill No. 210 was passed on file to retain its place.

Senate Bill No. 498—An act to add a new section to be numbered 25*a* to the act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act." approved April 21, 1911, as amended, relating to tests for butter fat content of milk.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 498 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 304—An act to amend section 402*c* of the Penal Code, relating to protection of labor engaged in the construction, alteration, repairing, painting or cleaning of houses, buildings or structures, by including provision for the enforcement thereof by the Industrial Accident Commission.

Bill read third time.

On motion of Senator Jones, Senate Bill No. 304 was passed on file, to retain its place.

Senate Bill No. 305—An act to amend an act entitled "An act to regulate the construction, operation and maintenance of elevators in buildings during the course of construction and providing for the inspection of same by the Bureau of Labor Statistics, and providing for a penalty for violation thereof" (chapter 275, Laws 1913), approved June 7, 1913, by amending sections 2 and 3 thereof.

On motion of Senator Jones, Senate Bill No. 305 was passed on file, to retain its place.

Senate Bill No. 306—An act to amend an act entitled "An act to regulate certain scaffolding or staging for the protection of workmen; requiring that in addition to the duties imposed by any law upon

employers using or directing or permitting the use of scaffolding or staging swung or suspended from an overhead support such employers shall be subject to the provisions of this act; fixing penalties for a violation hereof to be the same as provided in section 402*c* of the Penal Code; and providing for the enforcement of this act by the Commissioner of the Bureau of Labor Statistics" (chapter 48, Laws 1913), approved April 22, 1913.

On motion of Senator Jones, Senate Bill No. 306 was passed on file, to retain its place.

Senate Bill No. 295—An act to require employers to keep records of the working hours and wages of women and minors in certain cases; providing for the inspection of such records by certain authorities, their deputies and agents; and providing penalties for the violation thereof.

On motion of Senator McDonald, Senate Bill No. 295 was passed on file, to retain its place.

Senate Bill No. 65—An act limiting the hours of labor of females employed as personal or domestic servants and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act and for permitting or suffering any overseer, superintendent, foreman, housekeeper, or any other agent of any such employer to violate the provisions of this act.

On motion of Senator McDonald, Senate Bill No. 65 was passed on file, to retain its place.

Senate Bill No. 786—An act to amend an act entitled "An act to provide for proceedings against and liquidation of delinquent insurance corporations and associations," approved April 30, 1919, by adding thereto a new section to be numbered 2*a*, relating to proceedings against and liquidation of delinquent insurance corporations and associations.

On motion of Senator Burnett, Senate Bill No. 786 was passed on file, to retain its place.

Senate Bill No. 499—An act to accept the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States Congress assembled and approved February 25, 1920, entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium of the public domain" and setting aside the funds received by the State under the provisions of said act of Congress.

Bill read third time.

On motion of Senator Harris, Senate Bill No. 499 was passed on file, to retain its place.

Senate Bill No. 500—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein.

On motion of Senator Harris, Senate Bill No. 500 was passed on file, to retain its place.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Yonkin moved to reconsider the vote whereby Senate Constitutional Amendment No. 30 was refused adoption.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Yonkin, the further consideration of the motion to reconsider the vote whereby Senate Constitutional Amendment No. 30 was refused adoption was continued until the next legistive day.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 590—An act to amend title XXI of part IV of division I of an act entitled "An act to establish a Civil Code," approved March 21, 1872, relating to nonprofit cooperative agricultural, viticultural and horticultural associations by amending sections 653*m*, 653*n*, 653*p*, 653*q*, 653*s* and by adding three new sections, to be numbered section 653*sa*, section 653*sb* and section 653*sc*.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 590 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Rominger, Sample, Scott, Sharkey, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 591—An act to amend title XXII of part IV of division I of an act entitled "An act to establish a Civil Code," approved March 21, 1872, relating to nonprofit cooperative corporations by amending sections 653*u*, 653*v*, 653*w*, 653*x*, 653*z*, 653*zb* and adding a new section, to be numbered 653*zc*, and adding a new section to be numbered 653*zd*.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 591 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 487—An act to add a new section to the Political Code, to be numbered 3493*a*, providing for the recall of trustees of reclamation districts.

On motion of Senator Purkitt, Senate Bill No. 487 was passed on file, to retain its place.

Senate Bill No. 307—An act to amend an act entitled "An act to amend an act entitled 'An act to provide for temporary floors in buildings more than three stories high in the course of construction and for the protection of the life and limb of workmen employed in such buildings from falling through joists or girders, and from falling bricks, rivets, etc.,' approved March 6, 1909, and to make the act apply to buildings more than two stories high and in the course of construction,"

approved April 26, 1911, by amending sections 1, 2, 3, 4 and 5 of said act, and repealing sections 6 and 7 thereof.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 367 to Senator Flaherty, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 38, of the printed bill, after the letter "(g)" strike out all of the wording on lines 38 and 39, and also on line 40 strike out the words "suspended. On", and insert in lieu thereof the following: "If building operations are suspended and the temporary flooring, hereinbefore required, is removed, upon".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 367, with instructions to amend, respectfully reports the same back, amended as per instructions.

FLAHERTY, Special Committee.

Report read, and on motion of Senator Jones, adopted.

Bill ordered to print and re-engrossment.

Senate Bill No. 175—An act to be known as the "Inheritance Tax Act," to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the 'Inheritance Tax Act,' and to repeal all acts and parts of acts in conflict with this act."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 175 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Chamberlin, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 660—An act to regulate and license the business of automobile and auto truck transportation in the State of California and providing penalties for the violation of the provision thereof.

In the absence of the author, Senate Bill No. 660 was passed on file, to retain its place.

Senate Bill No. 962—An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for

the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act.

On motion of Senator Arbuckle, Senate Bill No. 962 was passed on file, to retain its place.

Senate Bill No. 893—An act authorizing the Governor of California to appoint a representative of the State of California to serve upon a joint commission composed of representatives of the states of Arizona, California, Colorado, Nevada, New Mexico, Utah, Wyoming and the United States of America, and constituted for the purpose of negotiating and entering into an agreement between the several states hereinabove mentioned and between said states and the United States Reclamation Service as representative of the United States of America, subject to the consent of Congress, respecting further use and disposition of the waters of the Colorado River and streams tributary thereto, and fixing and determining the rights of each of said states and rights of the United States in and to the use, benefit and disposition of the waters of said stream and its tributaries.

In the absence of the author, Senate Bill No. 893 was passed on file, to retain its place.

Senate Bill No. 15—An act relating to penalties for crime and providing for the means of enforcement.

On motion of Senator Jones, Senate Bill No. 15 was passed on file, to retain its place.

Senate Bill No. 226—An act to amend section 1238 of the Code of Civil Procedure, relating to eminent domain.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 226 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 69—An act to amend section 10 of the Political Code, relating to holidays.

In the absence of the author, Senate Bill No. 69 was passed on file, to retain its place.

Senate Bill No. 251—An act amending section 17 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

In the absence of the author, Senate Bill No. 251 was passed on file, to retain its place.

Senate Bill No. 668—An act to amend sections 1, 2, 3 and 16 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts, and the assessment of property therein to pay the expense of such improvement," approved March 24, 1903, as amended, to allow the opening, extending, widening or straightening by municipalities of any one or more of any public streets, squares, lanes, alleys, courts, or places within municipalities, or any portions thereof, whether contiguous or otherwise, and the acquiring, by condemnation, of any and all property necessary or convenient for that purpose.

In the absence of the author, Senate Bill No. 668 was passed on file, to retain its place.

Senate Bill No. 33—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 33 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Carr, W. J., Chamberlin, Gates, Godsil, Hart, Ingram, Inman, Jones, King, Lyon, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 736—An act to provide for the alteration of county boundary lines and for the adjustment of county debts and liabilities when such boundaries are changed.

On motion of Senator Dennett, Senate Bill No. 736 was passed on file, to retain its place.

Senate Bill No. 849—An act amending sections 2605 and 2607 of the Political Code, relating to the powers and duties of the Board of State Harbor Commissioners for the bay of San Diego.

On motion of Senator Sample, Senate Bill No. 849 was passed on file, to retain its place.

Senate Bill No. 941—An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of Coronado in furtherance of navigation, commerce and fisheries and providing for the government, management and control thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 941 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Gates, Godsil, Harris, Hart, Ingram, King, Lyon, McDonald, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 458—An act to amend section 1609 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education.

In the absence of the author, Senate Bill No. 458 was passed on file, to retain its place.

Senate Bill No. 264—An act to amend section 1751 of the Political Code, relating to qualifications for admittance to California high schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 264 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Chamberlin, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, King, McDonald, Nelson, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 618—An act to amend section 1582 of the Political Code, relating to the suspending or lapsing of elementary school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 618 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 816—An act to amend sections 1585, 1586, 1587, 1589, 1589*a*, 1590, 1591, 1591*a* of the Political Code and to repeal section 1589*b* of the Political Code, relating to union elementary school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 816 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 538—An act to amend section 1519*a* of the Political Code, relating to the powers and duties of the State Board of Education.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 538 to Senator Carr, W. J., as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

Page 4, line 10, of the printed bill, strike out the period after the word "California" and insert in lieu thereof a semicolon and the following:

"*Provided, however*, that in issuing said life diplomas the State Board of Education may in its discretion accept teaching experience in the Whittier State School,

Lick Wilmerding Lux Schools, California Polytechnic School, Preston School of Industry, Sonoma State Home, California School for Girls, or the Pacific Colony, in lieu of all or any part of the said twenty-one months of teaching experience in the public schools."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 538, with instructions to amend, respectfully reports the same back, amended as per instructions.

CARR, W. J., Special Committee.

Report read, and on motion of Senator Jones adopted.

Bill order to print, and re-engrossment.

Senate Bill No. 731—An act to amend section 1608 of the Political Code, relating to powers and duties of boards of school trustees and city boards of education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 731 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 454—An act to amend an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a public school teachers' retirement salary fund, and also a public school teachers' permanent fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended.

In the absence of the author, Senate Bill No. 454 was passed on file, to retain its place.

Senate Bill No. 968—An act creating a reclamation district to be called and known as "Bay Farm Island Reclamation District," providing for the management and control thereof, and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation and winding up of any such said dissolved district.

In the absence of the author, Senate Bill No. 968 was passed on file, to retain its place.

Senate Bill No. 30—An act to amend section 759 of the Political Code, relating to the appointment of phonographic reporters for the district courts of appeal, and prescribing the duties and compensation of such reporters.

In the absence of the author, Senate Bill No. 30 was passed on file, to retain its place.

Senate Bill No. 710—An act to amend section 21 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined,

and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 710 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 553—An act to amend an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to repeal chapter 595 of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917, by amending section 20 hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 553 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Carr, W. J., Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 648—An act to amend sections 2 and 4 of an act entitled "An act to provide for the formation, organization, and classification of new counties, for locating county seats, for the election and appointment of officers and for the adjustment and the fulfillment of the rights and obligations arising between such new counties and other counties," approved March 15, 1907, and amended 1909.

On motion of Senator Dennett, Senate Bill No. 648 was passed on file, to retain its place.

Senate Bill No. 315—An act to amend an act entitled "An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, as amended, by amending sections 4, 11, 22 and 26 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 315 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 316—An act to authorize the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to carry out the provisions of the Land Settlement Act, approved June 1, 1917, and of any and all acts amendatory thereof or supplemental thereto; to provide ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; to create a State Land Settlement Finance Committee the members of which are to serve without compensation; to define the powers and duties of said State Land Settlement Finance Committee and of other State officers in relation to this act; to appropriate money for the expense of preparing and of advertising the sale of the bonds herein authorized to be issued; and to provide for the submission of this act to a vote of the people at the general election to be holden in the month of November, 1922.

On motion of Senator Breed, Senate Bill No. 316 was passed on file, to retain its place.

Senate Bill No. 152—An act to amend sections 198, 199, 200, 201, 202, 204, 204*c*, 210, 214, 219 and 246 of the Code of Civil Procedure, relating to jurors.

On motion of Senator Burnett, Senate Bill No. 152 was passed on file, to retain its place.

Senate Bill No. 260—An act to amend an act entitled "An act to provide for the periodical inspection of elevators operated in places of employment in this State; to require a permit for such operation; to make it a misdemeanor to operate such elevator without such permit; and to provide for an injunction against such operation if dangerous to the life or safety of employees, to vest in the Industrial Accident Commission the power to make such inspections and determine the competency of inspectors and require reports of inspections and to issue such permits and prescribe maximum fees therefor," approved April 6, 1917, by amending sections 1, 3, 4 and 5, and adding a new section to be known as section 7.

In the absence of the author, Senate Bill No. 260 was passed on file, to retain its place.

Senate Bill No. 967—An act validating the proceedings on the formation and organization of Sewer District No. 1 of the city of Burbank, under the provisions of an act of the Legislature entitled "An act to provide for the division of municipalities into sewer districts, and for the construction of, or acquisition and maintenance of sewers therein, providing a system of district sewer bonds to pay the cost of such construction of, or acquisition and also for the payment of such bonds,"

approved April 14, 1911, as amended, and for the issuance of Sewer District No. 1 bonds of the city of Burbank, authorized at a special election held in said city February 23, 1921, and establishing such sewer district.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 967 passed by the following vote:

AYES— Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 366—An act to amend section 15*a* of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 366 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, W. J., Chamberlin, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Jones, King, McDonald, Nelson, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 676—An act to amend section 4014 of the Political Code, relative to township officers.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 676 to Senator Carr, W. J., as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, strike out the word "twenty-five" and insert in lieu thereof the word "fifteen".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 676, with instructions to amend, respectfully reports the same back, amended as per instructions.

CARR, W. J., Special Committee.

Report read, and on motion of Senator Jones adopted.

Bill ordered to print, and re-engrossment.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER TWENTY-EIGHT—(OUT OF ORDER).

Senator Sample asked for and was granted unanimous consent to take up Senate Concurrent Resolution No. 28 for third reading at this time, out of the regular order, for the purpose of adoption.

Senate Concurrent Resolution No. 28—Relative to approval of amendments to the charter of the city of San Diego.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 28 adopted by the following vote:

AYES—Senators Allen, Breed, Burnett, Carr, W. J., Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Nelson, Purkitt, Rigdon, Sample, Scott, Sharkey, and Slater—22.

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 28 ordered transmitted to the Assembly.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 836—An act to add a new section to the Political Code to be numbered 1534, relating to the government of private or foreign language schools.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 47, of the printed bill, strike out the word "ten" and insert in lieu thereof the word "two".

Amendment adopted.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendments from the floor were offered, and their adoption moved by Senator Ingram:

AMENDMENT NUMBER ONE.

In line 3 of the title, after the word "private", strike out all of remaining matter and insert in lieu thereof "schools conducted wholly or in part in a language of a foreign nation."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 4, after the word "teach" insert the word "in".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 5, strike out the words "foreign language".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 5, after the word "school" insert ", conducted wholly or in part in a language of a foreign nation,".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, line 11, strike out the words "foreign language".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 1, line 12, after the word "school" insert ", conducted wholly or in part in a language of a foreign nation,".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 1, line 20, strike out the words "foreign language".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 1, line 20, after the comma, insert "conducted wholly or in part in a language of a foreign nation,".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 1, line 27, strike out the words "foreign language".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 1, line 27, after the word "schools" insert ", conducted wholly or in part in a language of a foreign nation,".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 2, line 1, strike out the words "foreign language".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 2, line 1, after the word "school" insert ", conducted wholly or in part in a language of a foreign nation,".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 2, line 4, strike out the words "foreign language".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 2, line 5, after the word "school" insert ", conducted wholly or in part in a language of a foreign nation,".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 2, line 13, strike out the words "foreign language".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 2, line 13, after the word "school" insert ", conducted wholly or in part in a language of a foreign nation".

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 2, line 19, strike out the words "foreign language".

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 2, line 19, after the word "school" insert ", conducted wholly or in part in a language of a foreign nation,".

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 2, line 27, strike out the words "foreign language".

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 2, line 27, after the word "school" insert ", conducted wholly or in part in a language of a foreign nation,".

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 2, line 36, strike out the words "foreign language".

Amendment adopted.

AMENDMENT NUMBER TWENTY-TWO.

On page 2, line 36, after the word "schools" insert ", conducted wholly or in part in a language of a foreign nation,".

Amendment adopted.

AMENDMENT NUMBER TWENTY-THREE.

On page 2, line 39, strike out the words "foreign language".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FOUR.

On page 2, line 39, after the word "schools" insert ", conducted wholly or in part in a language of a foreign nation,".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FIVE.

On page 2, beginning with the word "Ninth", strike out all of the matter contained in lines 41, 42, 43, and 44 up to and including the period.

Amendment adopted.

AMENDMENT NUMBER TWENTY-SIX.

On page 2, line 45, strike out the word "Tenth" and insert in lieu thereof the word "Ninth".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SEVEN.

On page 2, line 45, strike out the word "foreign" and insert in lieu thereof the word "private".

Amendment adopted.

AMENDMENT NUMBER TWENTY-EIGHT.

On page 2, line 46, strike out the word "language".

Amendment adopted.

AMENDMENT NUMBER TWENTY-NINE.

On page 2, line 46, after the word "schools" insert ", conducted wholly or in part in a language of a foreign nation,".

Amendment adopted.

AMENDMENT NUMBER THIRTY.

On page 2, line 48, strike out the word "expense" and insert in lieu thereof the words "and contingent".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Eden asked for and was granted unanimous consent to take up Assembly Bill No. 819 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 819—An act to amend section 4239 of the Political Code, relating to the compensation of officers of counties of the tenth class.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Eden moved to refer Assembly Bill No. 819 to Senator Irwin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 3, line 41, of the printed bill, strike out the word "two" and insert in lieu thereof the word "five".

AMENDMENT NUMBER TWO.

On page 4, line 4, of the printed bill, strike out the word "four" and insert in lieu thereof the word "five".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 819, with instructions to amend, respectfully reports the same back, amended as per instructions.

IRWIN, Special Committee.

Report read, and on motion of Senator Eden adopted.

Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Yonkin asked for and was granted unanimous consent to take up Assembly Bill No. 617 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 617—An act amending the Penal Code by amending section 928, relating to duties of the grand jury.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Lyon moved to refer Assembly Bill No. 617 to Senator Yonkin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, after the period after the word "court" insert the following: "When such examination of the books, records and accounts for any fiscal year is made by the grand jury an audit need not be made by the board of supervisors for such fiscal year as required by section 4041 of the Political Code."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 617, with instructions to amend, respectfully reports the same back, amended as per instructions.

YONKIN, Special Committee.

Report read, and on motion of Senator Lyon adopted.

Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Jones asked for and was granted unanimous consent to take up Assembly Bill No. 442 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 442—An act to amend section 1565 of the Political Code, relating to the fees for the granting of teachers' certificates.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Assembly Bill No. 442 to Senator Carr, W. J., as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 3, beginning with the word "or", strike out the remainder of line 3, all of lines 4 and 5 and the matter in line 6 down to and including the word "certificate" and insert in lieu thereof the following: "or for the renewal of any certificate, every applicant for a teacher's certificate".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 442, with instructions to amend, respectfully reports the same back, amended as per instructions.

CARR, W. J., Special Committee.

Report read, and on motion of Senator Jones adopted.
Bill ordered to print.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON FISH AND GAME.

SENATE CHAMBER, SACRAMENTO, April 12, 1921.

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Assembly Bill No. 1096—An act to amend section 626 of the Penal Code, relating to the protection of game—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—15; committee vote: Ayes—7; noes—6; absent—2.

SHARKEY, Chairman.

Assembly Bill No. 1096 ordered on file for second reading.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 901—An act to amend sections 12, 14 and 21 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a reclamation board and defining its powers," approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, said new amendments relating to the disposition of lands and property no longer needed for flood control works, to the collections of assessments, to the conducting of delinquent sales, and to maintenance and operation of flood control works and structures by the State Department of Engineering—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—5; absent—4.

RUSH, Chairman.

Senate Bill No. 901 ordered on file for second reading.

ON PUBLIC MORALS.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Public Morals, to which was referred Senate Bill No. 92—An act declaring all buildings and places nuisances wherein or upon which gambling is held or occurs or which are used for such purposes, and providing for the abatement and prevention of such nuisances by injunction and otherwise—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—7; committee vote: ayes—5; noes—2.

BOGGS, Chairman.

Senate Bill No. 92 ordered on file for second reading.

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 976—An act to amend sections 3897 and 3898 of the Political Code and to add two new sections thereto, to be numbered 3898*a*, and 3898*b*, to provide educational opportunities for veterans and orphans of veterans by promoting the sale of lands purchased by the state for delinquent taxes and making the proceeds of such sales available therefor—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—13; committee vote: Ayes—5; noes—4; not voting—2; absent—2.

KING, Chairman.

Senate Bill No. 976 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 381—An act to amend section 4254 of the Political Code, relating to the salaries and fees of officers of the counties of the twenty-fifth class—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bill No. 381 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 981—An act to add a new section to be numbered section 19*r* 25 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bill No. 981 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 159—An act to amend section 4257 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the twenty-eighth class, and fixing the mileage and per diem of witnesses and grand and trial jurors in such counties—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass as amended.

Committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Senate Bill No. 159 ordered on file for second reading.

ON CIVIL SERVICE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Civil Service, to which was referred Senate Bill No. 765—An act to amend section 11 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for

appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

ANDERSON, Chairman.

Senate Bill No. 765 ordered on file for second reading.

ADJOURNMENT.

At five o'clock and thirty minutes p.m., on motion of Senator Breed, the Acting President declared the Senate adjourned in respect to the memory of Abraham Lincoln.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Saturday, April 16, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—29.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Friday, April 15, 1921, the further reading was dispensed with, on motion of Senator Allen.

PRIVILEGE OF THE FLOOR.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to L. E. Banker, of Santa Rosa, brother-in-law of the Rev. Bryant Wilson, Chaplain of the Senate.

LEAVES OF ABSENCE.

Senator Canepa was, on motion of Senator Flaherty, granted leave of absence for this day.

Senator Crowley was, on motion of Senator Slater, granted leave of absence for this day.

Senator Otis was, on motion of Senator Nelson, granted leave of absence for this day.

Senator Scott was, on motion of Senator Godsil, granted leave of absence for this day.

RESOLUTION.

The following resolution was offered:

By Senator Breed:

Resolved, That the following named person be stricken from the list of Senate attaches and her name be stricken from the payroll of the Senate.

Mrs. J. F. DeHay, Stenographer.....$5 00 per day

Resolution read, and on motion of Senator Breed adopted.

COMMUNICATION FROM PRESIDENT OF THE SENATE.

The following communication was received and read:

SENATE CHAMBER, SACRAMENTO, April 16, 1921.

To the Senate of the State of California.

I beg leave to inform you that I have appointed Shirley Abramson as Page, at a per diem of $2.50, and respectfully request the consent of the Senate thereto.

C. C. YOUNG, President of the Senate.

Senator Breed moved that the Senate consent to the appointment by the President of the Senate.

The roll was called, and the consent of the Senate granted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Chamberlin, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Nelson, Rigdon, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 15, 1921, passed the following:

Assembly Bill No. 996—An act appropriating money for buildings and equipment for the Industrial Home for the Adult Blind;

Also: Assembly Bill No. 1190—An act to amend section 4248 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the nineteenth class.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 996 read first time, and referred to Committee on Finance.

Assembly Bill No. 1190 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 15, 1921, passed the following:

Assembly Bill No. 669—An act appropriating money for furnishings and equipment for the Stockton State Hospital;

Also: Assembly Bill No. 795—An act appropriating money to provide readers for the blind students in the University of California, junior colleges and other institutions of learning, and to assist deaf students attending the National College for the Deaf at Washington, D. C.;

Also: Assembly Bill No. 820—An act appropriating money for the completion of buildings, sundry improvements and purchase of equipment and furnishings for Norwalk State Hospital;

Also: Assembly Bill No. 821—An act appropriating money to increase the production of the farm at Norwalk State Hospital by providing additional buildings and improvements to the land and the purchase of additional equipment and live stock;

Also: Assembly Bill No. 850—An act to pay the claim of George Milias, John Raden, and Louis Cupich for judgment rendered in their favor against the State of California;

Also: Assembly Bill No. 929—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class;

Also: Assembly Bill No. 947—An act appropriating money to meet the deficiency in the appropriation for the payment of compensation benefits accruing by reason of personal injury resulting from accident to State officers and employees while performing services accruing out of and incidental to their employment;

Also: Assembly Bill No. 975—An act to amend sections 2283, 2287, 2289 and 2290 of the Political Code, providing for State aid for orphans, half orphans, abandoned children, and the child or children of a father who is incapacitated for gainful work by permanent physical disability or is suffering from tuberculosis in such a stage that he cannot pursue a gainful occupation;

Also: Assembly Bill No. 989—An act appropriating money for the erection of additional buildings at Norwalk State Hospital and equipping the same.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 669, 793, 820, 821, 850, 947, 975 and 989 read first time, and referred to Committee on Finance.

Assembly Bill No. 929 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 15, 1921, passed the following:

Assembly Bill No. 592—An act appropriating money for the reinstallation of the lighting system and field wires to such system upon the State Capitol grounds;

Also: Assembly Bill No. 593—An act appropriating money for the purchase of machinery, furniture and equipment for the State Printing Office;

Also: Assembly Bill No. 594—An act appropriating money for repairs and improvements to buildings and grounds at the State Fair grounds in Sacramento;

Also: Assembly Bill No. 595—An act appropriating money for the purchase of additional land in connection with the State Fair grounds at Sacramento;

Also: Assembly Bill No. 596—An act appropriating money for the purchase of additional land for Folsom State Prison;

Also: Assembly Bill No. 597—An act appropriating money for the construction of five cottages for officers and employees at the Folsom State Prison;

Also: Assembly Bill No. 608—An act appropriating money for the erection and equipment of cottages at the Sonoma State Home;

Also: Assembly Bill No. 623—An act appropriating money for repairs, improvements and equipment at Southern California State Hospital;

Also: Assembly Bill No. 624—An act appropriating money for the purchase of additional land for the Southern California State Hospital;

Also: Assembly Bill No. 625—An act appropriating money for repairs, improvements, equipment and furnishings for the California School for Girls;

Also: Assembly Bill No. 626—An act appropriating money for the water supply at the California School for Girls.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 592, 593, 594, 595, 596, 597, 608, 623, 624, 625 and 626 read first time, and referred to Committee on Finance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 15, 1921, passed the following:

Assembly Bill No. 563—An act appropriating money for the purchase and installation of mechanical equipment at Pacific Colony;

Also: Assembly Bill No. 564—An act appropriating money for furnishings and equipment for the Pacific Colony;

Also: Assembly Bill No. 565—An act appropriating money for the erection of a kitchen building, store room and refrigeration plant for Pacific Colony;

Also: Assembly Bill No. 566—An act appropriating money to augment, develop and improve the water supply and the water system at the Whittier State School;

Also: Assembly Bill No. 579—An act appropriating money to erect and equip a nurses' home for Napa State Hospital;

Also: Assembly Bill No. 580—An act appropriating money for repairs, improvements and equipment for Napa State Hospital;

Also: Assembly Bill No. 582—An act appropriating money for power house, equipment and steam distribution system at Napa State Hospital;

Also: Assembly Bill No. 583—An act appropriating money for the removal, disposal and care of bodies at the Napa State Hospital;

Also: Assembly Bill No. 584—An act appropriating money for the construction and equipment of a power house building at the Veterans' Home at Yountville;

Also: Assembly Bill No. 585—An act appropriating money for repairs, improvements and equipment at the San Diego State Normal School;

Also: Assembly Bill No. 587—An act appropriating money for equipment for the Chico State Normal School;

Also: Assembly Bill No. 589—An act appropriating money for repairs, improvements and equipment for the California School for the Deaf and Blind.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 563, 564, 565, 566, 579, 580, 582, 583, 584, 585, 587 and 589 read first time, and referred to Committee on Finance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 15, 1921, passed the following:

Assembly Bill No. 437—An act appropriating money for training school building or buildings and equipment for the same for the Santa Barbara State Normal School;

Also: Assembly Bill No. 510—An act appropriating money for the erection and equipment of quarters for employees at Agnews State Hospital;

Also: Assembly Bill No. 511—An act appropriating money to increase production on the Agnews State Hospital farm by building additional buildings, improving the present structures and procuring a dairy herd;

Also: Assembly Bill No. 512—An act appropriating money for repairs, improvements and equipment of Agnews State Hospital;

Also: Assembly Bill No. 520—An act appropriating money for the erection of quarters for officers and employees at the Sonoma State Home and for the purchase of equipment and furnishings for the same;

Also: Assembly Bill No. 529—An act appropriating money for repairs, improvements and equipment for the Mendocino State Hospital;

Also: Assembly Bill No. 530—An act appropriating money to improve the water supply at Mendocino State Hospital;

Also: Assembly Bill No. 537—An act appropriating money for the purchase of live stock at Preston School of Industry;

Also: Assembly Bill No. 539—An act appropriating money to carry out the building and developmental program at the Preston School of Industry and to provide for repairs, improvements, equipment and furnishing;

Also: Assembly Bill No. 538—An act appropriating money for the purchase of additional land for the Preston School of Industry;

Also: Assembly Bill No. 560—An act appropriating money for buildings, improvements and equipment for Pacific Colony;

Also: Assembly Bill No. 561—An act appropriating money to develop the farm at Pacific Colony by the erection of various farm buildings and improvements to the land and the purchase of equipment and stock.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 437, 510, 511, 512, 520, 529, 530, 537, 539, 538, 560 and 561 read first time, and referred to Committee on Finance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 15, 1921, passed the following:

Assembly Bill No. 851—An act making appropriations for the support of the government of the State of California for the seventy-third and seventy-fourth fiscal years;

Also: Assembly Bill No. 1299—An act prohibiting certain activities with relation to labor unions, and providing penalties for the violation hereof;

Also: Assembly Bill No. 1277—An act to provide that certain graduates of normal schools and teachers' colleges shall be required to qualify to give elementary instruction in agricultural subjects;

Also: Assembly Bill No. 1300—An act to repeal an act entitled "An act to provide for the periodical inspection of steam boilers, with certain exceptions, operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such boilers; making it a misdemeanor to operate such boilers without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspections and requiring reports of inspections; and prescribing maximum fees for such inspections," approved May 9, 1917.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 851 read first time, and referred to Committee on Finance.

Assembly Bill No. 1299 read first time, and referred to Committee on Labor and Capital.

Assembly Bill No. 1277 read first time, and referred to Committee on Education.

Assembly Bill No. 1300 read first time, and referred to Committee on Insurance.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 55—An act appropriating money to provide for the widening, grading, paving, curbing, guttering and drainage of that portion of Oxford street, Berkeley, California, fronting upon property of the University of California;

Also: Senate Bill No. 113—An act making an appropriation to pay the claim of Miller and Lux Incorporated, against the State of California;

Also: Senate Bill No. 134—An act to amend an act entitled "An act creating a revolving fund for the purchase of ballot paper, prescribing its use and appropriating money therefor," approved June 7, 1913;

Also: Senate Bill No. 165—An act appropriating money for premiums at fairs held by the Twenty-fifth Agricultural District Association;

Also: Senate Bill 219—An act to amend section 1 of an act entitled "An act to fix the salaries of the State Forester, Deputy Forester and Assistant Forester," approved March 22, 1909, as amended;

Also: Senate Bill No. 300—An act making an appropriation to pay the claim of the Stockton Livestock Company against the State of California;

Also: Senate Bill No. 314—An act appropriating money to complete the construction of the trail in the Sierra Nevada Mountains known as the "John Muir Trail" and laterals therefrom;

Also: Senate Bill No. 337—An act appropriating money for repairs, improvements and equipment for Sonoma State Home;

Also: Senate Bill No. 362—An act appropriating money for repairs, improvements, machinery and equipment for San Quentin State Prison;

Also: Senate Bill No. 378—An act appropriating money for use as a revolving fund in the management of the Napa State Farm;

Also: Senate Bill No. 390—An act making an appropriation to meet the deficiency in the appropriation for the salaries of State Senators for the seventy-first and seventy-second fiscal years;

Also: Senate Bill No. 443—An act to amend section 3 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to

prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standards of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weight and Measures Act," amended June 8, 1915;

Also: Senate Bill No. 540—An act to amend section 457 of the Political Code;

Also: Senate Bill No. 543—An act to amend section 456 of the Political Code;

Also: Senate Bill No. 554—An act to amend section 460 of the Political Code;

Also: Senate Bill No. 565—An act to amend an act entitled "An act to create for the State of California a Department of Engineering, to provide for the appointment of the officers and employees thereof, defining its powers and prescribing the duties of said department, its officers and employees, to provide the compensation of such officers and employees, to make an appropriation for the salaries and other expenses for the remainder of the fifty-eighth fiscal year and making certain acts a felony, and repealing an act entitled 'An act creating a Commissioner of Public Works, defining his duties and powers, and fixing his compensation,' approved February 9, 1900, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create a Department of Highways for the State of California, to define its duties and powers, to provide for the appointment of officers and employees thereof, and to provide for the compensation of said officers and employees, and for the additional expenses of said department, and to make an appropriation therefor for the remainder of the forty-eighth fiscal year,' approved April 1, 1897; also repealing an act entitled 'An act providing for the appointment of an auditing board to the Commissioner of Public Works, authorizing him and them to perform certain duties relating to drainage, to purchase machinery, tools, dredges, and appliances therefor, to improve and rectify water channels, to erect works necessary and incident to said drainage, to condemn land and property for the purposes aforesaid, making certain acts a felony, and making an appropriation of money for the purposes of this act,' approved March 17, 1897, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to provide for the appointment, duties and compensation of a Debris Commissioner, and to make an appropriation to be expended under his direction in the discharge of his duties as such commissioner,' approved March 24, 1893, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create the office of Lake Tahoe Wagon Road Commissioner, providing the term of office and compensation of such commissioner, defining his duties and making an appropriation for the salary and expenditures provided for and authorized by this act,' approved April 1, 1897, and all acts or parts of acts amendatory thereof," approved March 11, 1907, and all acts or parts of acts amendatory thereof, by amending sections 5 and 12 thereof, relating to the officers and employees of the Department of Engineering, their powers, duties, and salaries, and particularly to the engineer appointed for service in the harbor of San Francisco under the State Board of Harbor Commissioners;

Also: Senate Bill No. 777—An act to authorize the payment of the claim of Annie De Vere Shields against the State of California and making an appropriation therefor;

Also: Senate Bill No. 922—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith;

Also: Senate Bill No. 942—An act amending section 534 of the Political Code, relating to the salary of the Deputy State Printer;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

GATES, Chairman.

Senate Bills Nos. 55, 113, 134, 165, 219, 300, 314, 337, 362, 378, 390, 443, 540, 543, 554, 565, 777, 922 and 942 ordered on file for second reading.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Ingram, Senate Bill No. 922 was ordered withdrawn from the file, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read.

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Joint Resolution No. 27—Relative to extending an invitation to the Inter-State Commerce Commission to hold hearings in California and reports that the same has been correctly enrolled, and presented the same to the Governor on the twelfth day of April, 1921, at 4 o'clock and 40 minutes p.m.

CHAMBERLIN, Acting Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 789—An act to amend section 15 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act; and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act approved May 11, 1915, as amended;

Also: Senate Bill No. 805—An act to amend sections 2, 3, 4, 5, 6, 7, 9, 11, 15 and 36 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917;

Also: Senate Bill No. 600—An act to repeal section 32½ and to add to said act two new sections to be numbered respectively 42*a*, relating to assessments, and 62*a*, relating to joint work by two or more districts;

And reports that the same have been correctly engrossed.

CHAMBERLIN, Acting Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 758—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California;

Also: Senate Bill No. 759—An act making an appropriation to defray the expense of legislative printing for the forty-fourth session of the Legislature of the State of California;

And reports that the same have been correctly enrolled, and presented the same to the Governor on the fourteenth day of April, 1921, at 4 o'clock and 30 minutes p.m.

CHAMBERLIN, Acting Chairman.

ON GOVERNMENTAL EFFICIENCY.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Senate Bill No. 404—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of assistants and deputies in such office—has had the same under consideration, and respectfully reports the same back, without recommendation, and asks that it be re-referred to Committee on Finance.

Committee membership—7; committee vote: Ayes—5; absent—2.

CARR, W. J., Chairman.

Senate Bill No. 404 ordered re-referred to Committee on Finance.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Committee on Contingent Expenses:

Resolved, That the Controller be and he is hereby directed and authorized to draw his warrant on the contingent fund of the Senate for the sum of three hundred ($300) dollars, in favor of the Secretary of the Senate for the purchase of postage stamps, and the State Treasurer is hereby directed to pay the same.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Inman, Jones, King, Lyon, McDonald, Nelson, Sample, Sharkey, Shearer, Slater, and Yonkin—23.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Senate for the sum of six hundred twenty-two dollars and fifty-one cents ($622.51), to pay to the respective parties the amounts as itemized below, and the State Treasurer is hereby directed to pay the same.

Pacific Telephone & Telegraph Company:	
Service for April, 1921	$9 00
Long distance calls	17 80
Western Union Telegraph Company	26 06
State Purchasing Department:	
Stationery supplies	400 43
Harry Caro:	
Expenses for serving subpoenas	24 22
H. S. Crocker Co., Inc.:	
One-half purchase price of electric mimeograph	132 50
Supplies	3 75
Purnell Stationery Company:	
Supplies	2 00
Mebius & Drescher Company:	
Red Top matches	5 75
Sleeper Stamp Company:	
Badge for Page	1 00
Total	$622 51

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Chamberlin, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Purkitt, Sample, Shearer, Slater, and Yonkin—24.

NOES—None.

UNFINISHED BUSINESS.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 273—An act to regulate the manufacture, sale, and use of economic poisons; to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement; and creating the division of chemistry fund.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER TWO HUNDRED SEVENTY-THREE.

(Amendments to provide for renumbering of sections to correspond to amendments adopted by the Senate Committee on Agriculture.) On the printed copy of the bill as amended in Senate March 23, 1921:

AMENDMENT NUMBER ONE.

On page 2, line 1, strike out the figure "4" and in lieu thereof insert the figure "3."

AMENDMENT NUMBER TWO.

On page 2, line 13, strike out the figure "5" and in lieu thereof insert the figure "4."

AMENDMENT NUMBER THREE.

On page 2, line 20, strike out the figure "6" and in lieu thereof insert the figure "5."

AMENDMENT NUMBER FOUR.

On page 2, line 24, strike out the figure "7" and in lieu thereof insert the figure "6."

AMENDMENT NUMBER FIVE.

On page 2, line 33, strike out the figure "9" and in lieu thereof insert the figure "7."

AMENDMENT NUMBER SIX.

On page 4, line 1, strike out the figure "10" and in lieu thereof insert the figure "8."

AMENDMENT NUMBER SEVEN.

On page 4, line 9, strike out the figure "11" and in lieu thereof insert the figure "9."

AMENDMENT NUMBER EIGHT.

On page 4, line 15, strike out the figure "12" and in lieu thereof insert the figure "10."

AMENDMENT NUMBER NINE.

On page 4, line 27, strike out the figure "13" and in lieu thereof insert the figure "11."

AMENDMENT NUMBER TEN.

On page 4, line 36, strike out the word "four" and in lieu thereof insert the word "three."

AMENDMENT NUMBER ELEVEN.

On page 4, line 38, strike out the word "nineteen" and in lieu thereof insert the word "seventeen."

AMENDMENT NUMBER TWELVE.

On page 4, line 39, strike out the figure "14" and in lieu thereof insert the figure "12."

AMENDMENT NUMBER THIRTEEN.

On page 5, line 42, strike out the figure "15" and in lieu thereof insert the figure "13."

AMENDMENT NUMBER FOURTEEN.

On page 5, line 46, strike out the figure "16" and in lieu thereof insert the figure "14."

AMENDMENT NUMBER FIFTEEN.

On page 6, line 7, strike out the figure "17" and in lieu thereof insert the figure "15."

AMENDMENT NUMBER SIXTEEN.

On page 6, line 12, strike out the figure "18" and in lieu thereof insert the figure "16."

AMENDMENT NUMBER SEVENTEEN.

On page 6, line 14, strike out the figure "19" and in lieu thereof insert the figure "17."

AMENDMENT NUMBER EIGHTEEN.

On page 6, line 32, strike out the figure "20" and in lieu thereof insert the figure "18."

AMENDMENT NUMBER NINETEEN.

On page 6, line 40, strike out the figure "21" and in lieu thereof insert the figure "19."

The question being: "Shall the Senate concur in Assembly amendments to Senate Bill No. 273?"

The roll was called, and Assembly amendments to Senate Bill No. 273 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Gates, Godsil, Harris, Hart, Inman, Jones, King, Lyon, McDonald, Nelson, Purkitt, Shearer, Slater, and Yonkin—22.

NOES—None.

Senate Bill No. 273 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 558—An act to amend section 21 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, approved July 22, 1919, as amended.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER FIVE HUNDRED FIFTY-EIGHT.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, in line 8 of the title, following the comma after the figures "1917", insert: "approved July 22, 1919."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, in line 8, following the comma after the figures "1917" insert the following: "approved July 22, 1919,"

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, in line 12, strike out all of that portion of the line following the colon and all of lines 13 to 21, inclusive, and on page 2 of the printed bill strike out all of lines 1 to 6, inclusive, and insert in lieu thereof the following: "Beginning at the summit of Ortega hill in T. 6 N. 23 W. S. B. M.; thence northerly following down Cherry Creek along the Cuyama trail to the Sespe River; thence up the Sespe River and Adobe Springs Canyon along the Cuyama trail to the summit of Pine Mountain; thence along the summit of the divide north of the Sespe River to McDonald Peak in T. 6 N. 19 W. S. B. M., thence southerly along the summit of the divide east of the Sespe River to the south boundary of the Santa Barbara National Forest on the south line of T. 5 N. 19 W. H. B. M.; thence due west to the summit of the divide between Santa Paula Creek and the Sespe River; thence westerly along the summit of the divide south of the Sespe River to the summit of Ortega Hill, the point of beginning."

The question being: "Shall the Senate concur in Assembly amendments to Senate Bill No. 558?"

The roll was called, and Assembly amendments to Senate Bill No. 558 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Chamberlin, Dennett, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, Lyon, McDonald, Nelson, Purkitt, Rominger, Sharkey, Shearer, Slater, and Yonkin—22.

NOES—None.

Senate Bill No. 558 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage water.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER EIGHT.

AMENDMENT NUMBER ONE.

On page 5, line 8, of the printed bill, after the word "once" insert the following: "a week for three weeks in some newspaper of general circulation published within the county and jurisdiction shall be complete".

AMENDMENT NUMBER TWO.

On page 6, after line 10, of the printed bill, add the following: "provisions of section 22 of this act."

AMENDMENT NUMBER THREE.

On page 8, line 22, of the printed bill, after the word "land" add the word "owners".

The question being: "Shall the Senate concur in Assembly amendments to Senate Bill No. 8?"

The roll was called, and Assembly amendments to Senate Bill No. 8 refused concurrence, by the following vote:

AYES—None.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Lyon, McDonald, Nelson, Parkitt, Rigdon, Rominger, Sample, Sharkey, Slater, and Yonkin—24.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendments to Senate Bill No. 51—An act to make available for the use of the United States government suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FIFTY-ONE.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, in line 9, strike out the word "and" and insert in lieu thereof the following: "such board of supervisors or legislative body may, by four-fifths vote, acquire and pay for out of the general fund such land as it may determine upon and convey it to the United States for the use of the War Department or Navy Department thereof, or if".

The question being: "Shall the Senate concur in Assembly amendment to Senate Bill No. 51?"

The roll was called, and Assembly amendment to Senate Bill No. 51 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Dennett, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Lyon, McDonald, Nelson, Purkitt, Rigdon, Sharkey, Slater, and Yonkin—21.
NOES—None.

Senate Bill No. 51 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 98—An act to prevent, control, and eradicate tuberculosis in cattle in the State of California; to empower the director of agriculture to establish tuberculosis eradication or free areas; providing penalties for the violation hereof.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER NINETY-EIGHT.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out after the word "shall", in line 3, the balance of line 3 and line 4, inclusive, and insert in lieu thereof the following: "upon request of the board of supervisors of any county make a survey of said county to ascertain the extent of tuberculosis in bovine animals in the said county."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, in line 5, after the word "finds" insert the words "that ninety per cent of".

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, in line 6, cut out the word "area" and also the word "comparatively" and insert after the word "counties" the word "are".

AMENDMENT NUMBER FOUR.

On page 3 of the printed bill add a new section to be numbered section 11, and to read as follows:

"SEC. 11. Under such reasonable rules and regulations as the director of agriculture shall prescribe, bands or droves of bovine animals may be driven or transported from one county into another for grazing purposes."

The question being: "Shall the Senate concur in Assembly amendments to Senate Bill No. 98?"

The roll was called, and Assembly amendments to Senate Bill No. 98 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Nelson, Purkitt, Rigdon, Rominger, Sharkey, Shearer, Slater, and Yonkin—21.
NOES—None.

Senate Bill No. 98 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 371—An act defining and permanently establishing the exterior boundaries of the city of Newport Beach.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER THREE HUNDRED SEVENTY-ONE.

AMENDMENT NUMBER ONE.

On page 2, line 20, of the printed bill, strike out the comma after the word "point" and insert in lieu thereof a semicolon.

AMENDMENT NUMBER TWO.

On page 2, line 22, of the printed bill, strike out the comma after the word "point" and insert in lieu thereof a semicolon.

AMENDMENT NUMBER THREE.

On page 3, line 4, of the printed bill, strike out the comma after the word "point" and insert in lieu thereof a semicolon.

AMENDMENT NUMBER FOUR.

On page 4, line 19, of the printed bill, strike out the word "four" and insert in lieu thereof the word "two".

ASSEMBLY COMMITTEE AMENDMENT TO SENATE BILL NUMBER THREE HUNDRED SEVENTY-ONE.

AMENDMENT NUMBER ONE.

Strike out all that portion of section 1 commencing in line 6, page 1, of the printed bill, and substitute in lieu thereof the following:

"Beginning at a point in the northeasterly prolongation of the southeasterly line of Summit street, as said Summit street is laid out and shown upon a map of the Seashore Colony Tract Addition to Newport Beach, as per map recorded in miscellaneous map book 7, page 25, records of Orange County, California, which point is 161.16 feet northeasterly of the most westerly corner of block 14 of the aforesaid map of the Seashore Colony Tract, measured along the northeasterly prolongation of the southeasterly line of said Summit street; thence north 84 degrees 43 minutes 27 seconds east, 258.27 feet to a point; thence south 68 degrees 22 minutes 03 seconds east, 756 feet to a point; thence south 76 degrees 50 minutes 03 seconds east, 225.30 feet to a point; thence north 81 degrees 50 minutes 57 seconds east, 233.05 feet to a point; thence north 44 degrees 22 minutes 57 seconds east, 241.88 feet to a point; thence north 20 degrees 07 minutes 27 seconds east, 511.05 feet to a point; thence north 51 degrees 48 minutes 27 seconds east, 194.20 feet to a point; thence north 74 degrees 07 minutes 27 seconds east, 296.60 feet to a point; thence south 44 degrees 46 minutes 33 seconds east, 337.15 feet to a point; thence south 27 degrees 46 minutes 03 seconds east, 319.00 feet to a point; thence south 21 degrees 30 minutes 03 seconds east, 544 feet to a point; thence south 1 degree 35 minutes 57 seconds west, 857.80 feet to a point; thence south 4 degrees 31 minutes 33 seconds east, 439.77 feet to a point; thence south 19 degrees 31 minutes 03 seconds east, 508.62 feet to a point; thence south 57 degrees 35 minutes 03 seconds east, 355.75 feet to a point; thence south 73 degrees 59 minutes 33 seconds east, 271.53 feet to a point; thence north 87 degrees 59 minutes 27 seconds east, 311.42 feet to a point; thence south 76 degrees 02 minutes 33 seconds east, 358.95 feet to a point; thence south 43 degrees 55 minutes 03 seconds east, 490.84 feet to a point; thence south 56 degrees 03 minutes 03 seconds east, 625.03 feet to a point; thence south 83 degrees 44 minutes 33 seconds east, 937.13 feet to a point; thence south 68 degrees 29 minutes 33 seconds east, 398.35 feet to a point; thence south 60 degrees 13 minutes 03 seconds east, 369.23 feet to a point; thence north 83 degrees 48 minutes 57 seconds east, 292.80 feet to a point; thence north 36 degrees 43 minutes 57 seconds east, 251.90 feet to a point; thence south 82 degrees 30 minutes east, 131.95 feet to a point; thence south 73 degrees 53 minutes east, 588.62 feet to a point; thence north 6 degrees 09 minutes east, 121 feet to a point in the northerly line of the county road; thence north 80 degrees 21 minutes west along the northerly line of the said county road, a distance of 89.97 feet to a point; thence north 9 degrees 39 minutes east, 85 feet to a point, thence south 80 degrees 21 minutes east, 110 feet to a point; thence south 9 degrees 39 minutes west, 85 feet to a point in the northerly line of the hereinbefore mentioned county road; thence south 6 degrees 09 minutes west, 112.50 feet to a point, which point is 2903.42 feet west, and 2641.97 feet north of the common corner of sections 27, 28, 33 and 34, township 6 south, range 10 west, San Bernardino base and meridian; thence north 89 degrees 56 minutes east, 432.30 feet to a point in the center line of the county highway as located and described in the petition for public highway, Newport Beach road, and recorded in deed book 250, at page 73, records of Orange County, California; thence south 71 degrees 19 minutes east, 30 feet to a point in the easterly line of the last mentioned county highway; thence north 18 degrees 41 minutes 09 seconds east, along the easterly line of said county highway, a distance of 36.60 feet to a point; thence northerly continuing along the easterly line of said county highway around a circular curve with a radius of 1030 feet, concave to the west, a distance of 174.75 feet to a point; thence north 8 degrees 58 minutes east continuing along the easterly line of said county highway, 324.37 feet to a point; thence northerly continuing along the easterly line of said county highway around a circular curve with a radius of 970 feet, concave to the east, a distance of 119.35 feet to a point; thence north 16 degrees 01 minute east continuing along the easterly line of said county highway, a distance of 237.15 feet to a point in the

center line of the Old County Road, as shown on Tract No. 27, Boulevard Addition to Newport Heights, as recorded in miscellaneous map book 9, page 926, records of Orange County, California; thence north 76 degrees 59 minutes east, 783.92 feet along the center line of the said old county road to a point; thence north 70 degrees 06 minutes east along the center line of the said old county road, 496.06 feet to a point; thence north 36 degrees 18 minutes east along the center line of the said old county road, 440.43 feet to a point; thence north 12 degrees 30 minutes west along the center line of the said old county road, 521.06 feet to a point in the center line of Westminster avenue, as said Westminster avenue is shown and laid out upon the aforesaid Tract No. 27, Boulevard Addition to Newport Heights; thence north 39 degrees 50 minutes east, along the center line of the said Westminster avenue, 707.3 feet to a point in the center line of Fifteenth street, as said Fifteenth street is laid out and shown upon a map of First Addition to Newport Heights, as recorded in miscellaneous map book 4, page 94, records of Orange County, California; thence south 49 degrees 30 minutes east, along the center line of said Fifteenth street, 3500 feet to a point in the center line of Irvine avenue, as said Irvine avenue is laid out and shown upon the aforesaid map of First Addition to Newport Heights; thence south 40 degrees 30 minutes west along the center line of said Irvine avenue and along the southwesterly prolongation of the center line of said Irvine avenue, a distance of 4627.49 feet to a point in the bulkhead line extending from U. S. Bulkhead Station No. 129 to U. S. Bulkhead Station No. 130, as said U. S. Bulkhead Stations and bulkhead line are shown and laid out upon a map of Newport Bay, showing harbor lines, as established by an act of Congress and approved by the War Department, January 18, 1917; thence south 61 degrees east along the bulkhead line extending from U. S. Bulkhead Station No. 129 to U. S. Bulkhead Station No. 130, 4081.07 feet to U. S. Bulkhead Station No. 130; thence south 65 degrees 38 minutes east, a distance of 1911.60 feet to U. S. Bulkhead Station No. 100; thence due east, a distance of 4233.50 feet to U. S. Bulkhead Station No. 101; thence south 55 degrees east, a distance of 594 feet to U. S. Bulkhead Station No. 102; thence south 30 degrees east, a distance of 998 feet to U. S. Bulkhead Station No. 103; thence south 17 degrees 30 minutes east, a distance of 755 feet to U. S. Bulkhead Station No. 104; thence south 40 degrees east, a distance of 1590.80 feet to U. S. Bulkhead Station No. 105; thence south 15 degrees east, a distance of 2471.60 feet to U. S. Bulkhead Station No. 106; thence south 15 degrees east to a point, which point is a distance of three miles measured from the shore line of the Pacific Ocean; thence northwesterly along a line which is parallel to and three miles southwesterly of the shore line of the Pacific Ocean to the intersection of the southwesterly prolongation of the southeasterly line of Summit street, as said Summit street is laid out and shown upon a map of the Seashore Colony Tract, as recorded in miscellaneous map book 7, page 25, records of Orange County, California; thence northeasterly along the southwesterly prolongation of the southeasterly line of said Summit street, and along the southeasterly line of said Summit street, and along the northeasterly prolongation of the southeasterly line of said Summit street to the point of beginning."

The question being: "Shall the Senate concur in Assembly amendments to Senate Bill No. 371?"

The roll was called, and Assembly amendments to Senate Bill No. 371 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rominger, Sharkey, Slater, and Yonkin—24.

NOES—None.

Senate Bill No. 371 ordered to enrollment.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 936—An act to add a new section to be known as 9*a* 19 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled "An act to provide county library systems," approved April 12, 1909, and all acts and parts of acts in conflict with this act, approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 1—An act to amend sections 78 and 90 of the Political Code, relating to the division of the State into legislative districts and defining and establishing such districts and to repeal all acts in conflict with this act.

On motion of Senator Boggs, Senate Bill No. 1 was passed on file.

Senate Bill No. 857—An act directing the State Board of Equalization to gather and report to the Legislature certain data relative to property values in this State; requiring persons or corporations taxed under section 14 of article XIII of the constitution to submit certain data on values to the State Board of Equalization and defining the use to which such data may be placed.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 3, strike out the words "legislative body" and insert in lieu thereof the word "Legislature".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 4, after the word "under" insert the words "subdivision (*a*) of".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, between lines 16 and 17 insert the following:
"(5) The reproduction costs of each of said properties when obtainable.
(6) The original or historical value of each of said properties."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Sample, Senate Bill No. 240 was ordered withdrawn from the file, and re-referred to Committee on Revenue and Taxation.

Senate Bill No. 541—An act to amend an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, by amending sections 32, 47, 53, 61 and 61*b* thereof, and to add a new section to said act, to be numbered 109*a*, relating to the names of irrigation districts and to changing the names thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 7 of the title insert after the word "sections" the word: "thirty *b*" and a comma, and strike out the word "fifty-three" and the comma following said word and insert in lieu thereof the word "and".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 8 of the title strike out the words "and sixty-one *b*".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed bill, strike out the word "thirty-two" and insert in lieu thereof "thirty *b*".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, after line 7 and before line 8 insert the following: "SEC. 30*b*. If after such examination and investigation the said commission shall deem it advisable that the said plans be modified or that the amount of the bonds proposed to be issued be changed, or that certain conditions should be prescribed to insure the success of the project, or that in its opinion it is not advisable to proceed with the proposed bond issue, it shall so state in its report to the board of directors. After receiving said report, or if no report is received within ninety days after the submission of said estimate and engineer's report to said commission, said board of directors, if it shall determine and shall declare by resolution that the proposed plan of works or some modified plan recommended by said commission is satisfactory and that the said project or said modified plan is feasible, shall make an order determining the amount of bonds that should be issued in order to raise the money necessary therefor, and in determining said amount sufficient shall be included to cover the estimated cost of inspection of works in course of construction, as provided for by law; *provided*, that if any district shall issue bonds to carry out any plans approved by said commission as herein provided it shall be unlawful for said district to make any material change in said plans thereafter without the consent of said commission.

SEC. 2. Section thirty-two of said act is hereby amended to read as follows:".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, lines 8 and 9, of the printed bill, strike out the words "at least five per cent of the amount of the bid" and insert in lieu thereof the following: "such reasonable percentage of the amount of the bid as shall be determined by the board of directors, but in no event less than two per cent of the amount thereof".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 15, of the printed bill, strike out all from and including the period down to and including all of line 30 and insert in lieu thereof a comma and the following: "but no sale of said bonds at private sale shall be valid unless approved by the California Bond Certification Commission".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 31 of the printed bill strike out the figure "2" and insert in lieu thereof the figure "3".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 34, of the printed bill, strike out the words "one year" and insert in lieu thereof the words "three years".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2, line 36, of the printed bill, strike out the period after the word "delivered" and insert in lieu thereof a semicolon and the following: "*provided*, that if the purchaser of any property at a sale as aforesaid shall serve or cause to be served personally upon the owner thereof or of any one interested therein a notice stating that said property has been sold for a delinquent assessment of the irrigation district, naming it, and that the owner's right to redeem said property

will expire one year from the date of the service of the notice upon him, and if an affidavit showing the service of such notice and the date of such service if filed with the collector, then such owner must make redemption of such property within one year from the date of such service or said purchaser or his successors or assigns shall be entitled, as herein provided, to a deed to said property or to the interest therein held by the person upon whom such service was made. If the owner of any such property is a corporation or association, then the service of such notice shall be sufficient if made personally upon any officer or representative of said corporation or association upon whom service of summons in a civil action might effectively be made, or, if such service is made outside of the State of California, it must be made upon the president or secretary of the board of directors or other governing body of said corporation or association."

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 3 of the printed bill strike out all from and including line 9 down to and including line 47.

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 4, line 5, of the printed bill, strike out the word "collection" and insert in lieu thereof the word "levying".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 4, line 11, of the printed bill, strike out the comma at the end of said line and insert in lieu thereof a period.

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 4 of the printed bill strike out all from and including line 12 down to and including line 27, and insert in lieu thereof the following: "Each such warrant shall be made payable on a date not later than the first day of July next after the first assessment in the district shall be levied, and if not paid when presented on the due date or thereafter shall be registered and the amount due thereon shall draw interest as provided in section 61*a* of this act. Nothing contained in this section shall be construed as limiting the right of the board to enter into any contract or lease for any lands, waters, water rights or other property as elsewhere in this act authorized and by such lease or contract to bind the district for the payment of the consideration specified in such lease or contract, but if the smallest payment to be made under such lease or in any year exceeds an amount equal to ten cents an acre for all the land in the district, such lease or contract shall not be valid unless approved by the commission authorized by law to approve the bonds of irrigation districts as legal investments for savings banks, or unless an assessment sufficient to meet all the payments to become due under such lease or contract shall have been or shall be authorized for that purpose in accordance with section 59 of this act."

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 4, line 28, of the printed bill, strike out the figure "6" and insert in lieu thereof the figure "5".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 4, line 32, of the printed bill, strike out all from and including the comma at the end of said line down to and including the quotation mark after the word "district" in line 34, and insert in lieu thereof the following: "or 'water conservation district'."

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 4, line 37, of the printed bill, strike out all from and including the word "either" down to and including the quotation mark after the word "improve-

ment" in line 39, and insert in lieu thereof the following: "the words 'water conservation'".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 342—An act appropriating money for the support of extension courses by the University of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, following the word "of" insert the following words: "one hundred seventy thousand".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, following the period after the word "California" insert the following: "The money herein appropriated shall be subject to audit by the Board of Control after expenditures by the Regents of the University of California, and shall be exempt from the provisions of section 683 of the Political Code."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 354—An act appropriating money for the support of teacher training courses at the Southern Branch of the University of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the rules after the word "of" and insert in lieu thereof the words "five hundred thousand".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, following the period after the word "California" insert the words: "The money herein appropriated shall be subject to audit by the Board of Control after expenditures by the Regents of the University of California, and shall be exempt from the provisions of section 683 of the Political Code."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 356—An act appropriating money for the support of the Scripps Institution for Biological Research of the University of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the rules after the word "of" and insert in lieu thereof the words "forty-five thousand".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 8, after the period following the word "California" insert the words: "The money herein appropriated shall be subject to audit by the Board of Control after expenditures by the Regents of the University of California, and shall be exempt from the provisions of section 683 of the Political Code."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 411—An act to assist in providing hospital service and treatment for legal residents of the State afflicted with maladies or deformities which can probably be remedied, and who are unable to pay for such service and treatment, and making an appropriation to carry out the purposes hereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the rule after the word "of" and insert in lieu thereof the words "two hundred thousand".

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, after the period following the word "therefor" insert the words: "The money herein appropriated shall be subject to audit by the Board of Control after expenditures by the Regents of the University of California, and shall be exempt from the provisions of section 683 of the Political Code."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 467—An act appropriating money for the construction and equipment of University Farm buildings outside of Berkeley.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the rule after the word "of" and insert in lieu thereof the words "four hundred thousand five hundred".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 4, of the printed bill, after the word "the" strike out all of the remainder of line 4 and all of line 5, and insert in lieu thereof the words: "planning and construction of buildings and other permanent improvements and the furnishing and equipment of the same at the University of California Farm School at Davis, California".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 7, of the printed bill, after the period following the word "California" insert the words: "The money herein appropriated shall be subject to audit by the Board of Control after expenditures by the Regents of the University of California, and shall be exempt from the provisions of section 683 of the Political Code."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 550—An act appropriating money for the support of the California Historical Survey Commission during the seventy-third and seventy-fourth fiscal years.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of line 1 of the title following the word "act", all of lines 2 and 3 thereof, and insert in lieu thereof the following: "authorizing and directing the Board of Regents of the University of California to make a survey of local historical material in the State of California; making an appropriation therefor and repealing an act entitled "An act to create a commission for the purpose of making a survey of the local historical material in the State of California; defining the powers and duties of said commission; and making an appropriation therefor", approved June 12, 1915, as amended".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of lines 1 to 5, inclusive, and insert in lieu thereof the following:

"SECTION 1. From and after the date upon which this act takes effect the Regents of the University of California are hereby authorized and directed to make a survey of the material on local history within the State of California by investigating documents in local depositories and in the possession of private individuals and other sources of original information of the early history of the State of California and to compile and keep a record of such sources of information.

SEC. 2. The sum of fifteen thousand dollars is hereby appropriated out of any money in the State treasury not otherwise appropriated to be expended in accordance with law for the purpose of this act.

SEC. 3. An act entitled "an act to create a commission for the purpose of making a survey of local historical material in the State of California; defining the powers and duties of said commission; and making an appropriation therefor", approved June 12, 1915, as amended is hereby repealed".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 852—An act to amend section 1559 of the Code of Civil Procedure, relating to estates of deceased persons.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In lines 19 and 20 of the printed bill strike out the word "nevertheless" and insert the words "in its discretion".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 21 of the printed bill strike out the word "purchaser" and insert in lieu thereof the word "bidder".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 331—An act to amend sections 4263 and 4263*a* of the Political Code, relating to the compensation of officers of counties of the thirty-fourth class.

In the absence of the author, Senate Bill No. 331 was passed on file.

Senate Bill No. 632—An act to add a new section to be known as 9*a* 41 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

In the absence of the author, Senate Bill No. 632 was passed on file.

Senate Bill No. 294—An act to require the furnishing of lockers and dressing rooms in certain hotels, restaurants, factories, workshops or other places of employment; and providing penalties for the violation thereof.

In the absence of the author, Senate Bill No. 294 was passed on file.

Senate Bill No. 109—An act to repeal an act entitled "An act to repeal an act entitled 'An act regulating the sale of mineral lands belonging to the State,' approved March 28, 1874, and the acts amendatory thereof, and to provide for the sale of mineral lands under United States laws," approved April 1, 1897.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, after the period following the word "repealed" in line 6, of the printed bill, add the following:

"Such repeal shall be without prejudice to any rights or remedies of any person acquired under said act prior to the fifteenth day of February, A. D. 1921, or to any defenses then existing in behalf of the State or any officer thereof for any act performed in his official capacity, but all such rights, remedies and defenses are hereby expressly reserved to all such persons and to the State and its officers, respectively."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 90—An act to provide for retirement of employees of the State of California on account of permanent physical or mental disability after twenty-five years of continuous service, and for retirement after twenty-one years of continuous service of employees who may then be more than seventy years of age, with one-half pay thereafter during life; to provide means and methods for the payment of retired salaries, and for the filling of vacancies caused by such retirements, and making an appropriation to carry out the provisions hereof.

In the absence of the author, Senate Bill No. 90 was passed on file.

Senate Bill No. 901—An act to amend sections 12, 14 and 21 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the

purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a Reclamation Board and defining its powers.", approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, said new amendments relating to the disposition of lands and property no longer needed for flood control works, to the collections of assessments, to the conducting of delinquent sales, and to maintenance and operation of flood control works and structures by the State Department of Engineering.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, of the printed bill, strike out all the title and insert in lieu thereof the following:

"An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a reclamation board and defining its powers," approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by adding a new section thereto to be numbered section 36 relating to reapportionment of assessment when tracts of land may be divided into smaller parcels, providing for the giving of notice and the filing of lists of charges assessed against smaller parcels."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, commencing with line 1, of the printed bill, strike out all the remainder of the bill and insert in lieu thereof the following:

"SECTION 1. An act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a Reclamation Board and defining its powers," approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, is hereby amended by adding a new section thereto to be numbered section 36, and to read as follows:

Sec. 36. Whenever any tract of land upon which an assessment shall have been made shall be subdivided into smaller parcels, the Reclamation Board shall at any time, after the list shall have been certified by the secretary of the board to be correct and deposited as provided in this act, have power to and shall reapportion the assessment or assessments upon such tract in such manner as will charge each of said smaller parcels with a just proportion of assessment or assessments made upon said tract so subdivided.

Whenever an application shall be made to the Reclamation Board for such reapportionment, the Reclamation Board shall reapportion the assessment upon such tract or tracts in such manner as in their judgment will charge each of said smaller tracts with a just proportion of the assessment made upon said tract so subdivided, but before such reapportionment shall become final, the Reclamation Board shall appoint a time when it will meet for the purpose of hearing objections to such reapportionment, and notice of such hearing shall be given by publication for two weeks in some newspaper of general circulation published in the county in which such land or some portion thereof is situated. Such notice need not describe the lands with particularity, but it shall be sufficient to describe the tract or tracts of

land subdivided as a tract or tracts assessed to the owner or owners giving his name or other names upon the assessment list. As many tracts may be embraced in one application as applicant is the owner of, or interested in.

At the time appointed, or such other time to which the hearing may be postponed, or which may be appointed by the Reclamation Board, the board shall hear any objections that may be made to such reapportionment and shall approve, or modify, or alter such reapportionment in such manner as in their judgment will charge each of said smaller parcels with a just proportion of the assessment made upon the tract so subdivided and shall enter an order on its minutes accordingly. When such reapportionment shall have been made by the Reclamation Board, it shall deposit, in the office of the county treasurer of the county in which such land is situated, a list or lists of the charges assessed against each of said parcels, and said lists, after such filing with the county treasurer of said county, shall have the same effect as an original assessment. The filing of such lists shall be conclusive evidence that the requisite notice has been given, and that all acts required to be done before the filing of such lists have been duly done and performed, and the decision of the Reclamation Board shall be final and conclusive.

The expenses of publication and such other expenses as the Reclamation Board may order shall be borne and paid by the applicant."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 92—An act declaring all buildings and places nuisances wherein or upon which gambling is held or occurs or which are used for such purposes, and providing for the abatement and prevention of such nuisances by injunction and otherwise.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, after the word "nuisance" strike out the period and insert in lieu thereof a semicolon and the following: "*provided*, that nothing in this act contained shall be construed to apply to games played with six face dice for merchandise only or any device operated or played for merchandise only."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 22, of the printed bill, at the end of the paragraph, insert the following: "Before such action is commenced a written notice must be served upon the owner of the building that such building is being or has been used for any of the purposes specified in section one of this act, and if at any time within one year after the service of said notice the building is again used for any of said purposes action may be commenced as provided in this act without further notice."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 38, of the printed bill, after the period insert the following: "A lack of knowledge shall be a good defense to such action."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Rigdon, Senate Bill No. 976 was ordered withdrawn from the file, and re-referred to Committee on Finance.

Senate Bill No. 159—An act to amend section 4257 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the twenty-eighth class, and fixing the mileage and per diem of witnesses and grand and trial jurors in such counties.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title, strike out the word "fifty" and insert in lieu thereof the word "sixty".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 4 of the title, strike out the word "twenty" and insert in lieu thereof the word "thirty".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed bill, strike out the word "fifty" and insert in lieu thereof the word "sixty".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 3, of the printed bill, strike out the figures "4257" and insert in lieu thereof the figures "4267", and the following:

"In counties of the thirty-eighth class the county officers and their deputies herein provided for, the township officers and grand jurors and trial jurors shall receive as compensation for the services required of them by law, or by virtue of their office, the following salaries, per diem and mileage, to wit:

1. The county clerk, two thousand seven hundred dollars per annum; *provided*, (*a*) that in counties of this class there shall be and there is hereby allowed to the county clerk one deputy who shall receive a salary of one thousand five hundred dollars per annum, and one deputy who shall receive a salary of nine hundred dollars per annum; the deputies herein provided for shall be appointed by the county clerk, and their salaries shall be paid by the said county in equal monthly installments at the same time in the same manner and out of the same funds as the salary of the county clerk is paid.

2. The sheriff, five thousand dollars per annum, and also his actual and necessary traveling expenses in the execution of a warrant outside of his county issued by a court magistrate of his county; *provided*, that in counties of this class the sheriff is hereby allowed one deputy who shall receive a salary of one thousand five hundred dollars per annum; *and further provided*, that the sheriff shall pay into the county treasury, for use of the county, all fees, commissions or mileage for the service of all papers issued by any court of the State outside of his county.

3. The recorder, two thousand seven hundred fifty dollars per annum; *provided*, that in counties of this class the recorder is hereby allowed one deputy who shall receive a salary of one thousand two hundred dollars per annum, and one deputy who shall receive a salary of one thousand dollars per annum.

4. The auditor, two thousand seven hundred fifty dollars per annum; *provided*, that in counties of this class the auditor is hereby allowed one deputy who shall receive a salary of one thousand five hundred dollars per annum.

5. The treasurer, three thousand dollars per annum; *provided*, that all commissions and fees authorized by any law to be collected by the treasurer shall be paid to the county.

6. The tax collector, two thousand dollars per annum; *provided*, (*a*) that in counties of this class the tax collector is hereby allowed one deputy for a period of nine months during each year who shall receive a salary of one hundred dollars per month.

7. The assessor, four thousand dollars per annum; *provided*, that the assessor shall receive and retain for his own use four per cent only on personal property tax collections made by him as authorized by section three thousand eight hundred twenty of the Political Code.

8. The district attorney, two thousand four hundred dollars per annum; *provided*, that in counties of this class there shall be and is hereby allowed to the district attorney a stenographer or clerk which person shall receive the sum of one hundred dollars per month, said sum to be paid in monthly warrants at the same time, in the same manner and out of the same funds as the salary of the district attorney is paid.

9. The coroner, such fees as are now or may hereafter be allowed by law.

10. The public administrator, such fees as are now or may be hereafter allowed by law.

11. The superintendent of schools, three thousand two hundred dollars per annum and traveling expenses while visiting and examining schools and school properties of the county and in performing such other duties as are incident to the full discharge of the requirements of the office of the superintendent of schools, and who shall serve as secretary of the county board of education without compensation; *provided*, (*a*) that in counties of this class the superintendent of schools is hereby allowed one deputy who shall receive a salary of one thousand two hundred dollars per annum.

12. The surveyor, such fees as are now or may be hereafter allowed by law.

13. Justices of the peace shall receive the following monthly salaries, to be paid each month, and in the same manner, and out of the same funds, as county officers are paid, which shall be in full for all services rendered by them in criminal and civil cases; in townships having a population of more than three thousand five hundred, one hundred and fifty dollars per month; in townships having a population of less than three thousand five hundred, fifty dollars per month; *provided*, that each justice shall receive his actual and necessary expenses incurred in maintaining his court; the court to be held in various parts of the township, as shall be most convenient for the inhabitants thereof, for the purpose of trial and administration of justice.

14. Constables shall receive the following monthly salaries, to be paid each month, and in the same manner and out of the same fund, as county officers are paid, which shall be in full for all services rendered by them in criminal cases: In townships having a population of more than three thousand five hundred, one hundred dollars per month; in townships having a population of less than three thousand five hundred, fifty dollars per month; *provided*, that each constable shall receive his actual and necessary expenses, incurred in conveying prisoners to the county jail. In addition to the compensation received in criminal cases, each constable shall receive and retain for his own use such fees as are now or may be hereafter allowed by law for all services performed by him in civil actions.

15. Supervisors, the sum of one hundred twenty-five dollars per month each; mileage at the rate of twenty cents per mile for each mile actually traveled by them in the discharge of their duties either as road commissioner or supervisor, not exceeding in the aggregate six hundred dollars per annum. Supervisors shall also receive their necessary expenses when the performance of duty as supervisor or road commissioner takes them out of the county.

16. The official reporters, same as now provided by law.

17. In counties of this class grand jurors and trial jurors in the superior court shall receive for each day's attendance the sum of three dollars, and for each mile actually and necessarily traveled from their residence to the county seat, the sum of fifteen cents; such mileage to be allowed but once during each session such jurors are required to attend.

18. The deputies, stenographers, clerks and assistants herein provided for shall be appointed by the officers to whom the same are allowed, and shall be paid by the county, in equal monthly installments, at the same time, in the same manner and out of the same funds that said officers are paid.

19. The following provisions of this act, in relation to compensation, deputies, fees and expenses, to wit: (*a*) of subdivision one; subdivisions two, five, eight, and (*a*) of subdivisions six and eleven, respectively, are intended to affect present incumbents and shall take effect and be in force ninety days after the final adjournment of the Legislature."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 765—An act to amend section 11 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out all of line 1 and the balance of the bill and insert in lieu thereof the following:

"SECTION 1. Section 11 of the act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, is hereby amended to read as follows:

SEC. 11. When there is no eligible list from which a position may be filled, the appointing power may, with the consent of the commission, fill such position by temporary appointment, and such temporary appointment shall continue at the will of the appointing power until by examination an eligible list is established at which time such temporary appointment shall expire unless the appointee having been duly examined for the position occupied by him shall be eligible to the appointment by reason of the mark attained by him; *provided, however*, that whenever a person shall have occupied a position in the State service for over one year, whether on account of being exempted from the operation of this act by resolution of the commission, because of professional or technical skill or other requirement, or because no eligible lists were available from which to fill such position, the commission may upon the written petition of the appointing power setting forth in detail the reasons therefor, give a qualifying examination to such person to determine his ability to fill such position satisfactorily, which examination may in the judgment of the commission be restricted to such person alone. It is further provided that such qualifying examination may not be given except where the appointing power specially requests the same for the good of the service, and except there be no eligible list from which to fill such position, and except such person may not have failed to pass an examination to provide an eligible list from which such position may be filled."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

In the absence of the author, Senate Constitutional Amendment No. 21 was passed on file, to retain its place.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

On motion of Senator Rigdon, Senate Bill No. 606 was passed on file to retain its place.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 832 was passed on file, to retain its place.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 835 was passed on file, to retain its place.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act to provide for and regulate primary elections, and providing a method

for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

On motion of Senator Carr, W. J., Senate Bill No. 415 was passed on file, to retain its place.

Senate Bill No. 801—An act to amend section 628 of the Penal Code, relating to the protection of shrimp, spiny lobster and crab.

In the absence of the author, Senate Bill No. 801 was passed on file, to retain its place.

Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended.

In the absence of the author, Senate Bill No. 815 was passed on file, to retain its place.

Senate Bill No. 56—An act to regulate the method of voting for and electing candidates for judicial offices at primary and general elections by giving each office a designating number for the purposes of elections where two or more persons are to be elected to the same judicial office for the same term at the same election.

On motion of Senator Breed, Senate Bill No. 56 was passed on file, to retain its place.

Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

In the absence of the author, Senate Bill No. 807 was passed on file, to retain its place.

Senate Bill No. 440—An act to amend section 10 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter

and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended.

On motion of Senator Breed, Senate Bill No. 440 was passed on file, to retain its place.

Senate Bill No. 210—An act to repeal sections 3094 and 3095 of the Political Code, relating to the dissection of dead bodies, and all other acts or portions of acts in conflict with this act, and to substitute therefor, the following act to prevent unauthorized use and disposition of, and traffic in human bodies, to prescribe the keeping of proper records; and to promote medical education and public health by regulating the disposition and utilization of the unclaimed dead and to provide penalties for the violation of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 210 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Purkitt, Rigdon, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 304—An act to amend section 402*c* of the Penal Code, relating to protection of labor engaged in the construction, alteration, repairing, painting or cleaning of houses, buildings or structures, by including provision for the enforcement thereof by the Industrial Accident Commission.

In the absence of the author, Senate Bill No. 304 was passed on file, to retain its place.

Senate Bill No. 305—An act to amend an act entitled "An act to regulate the construction, operation and maintenance of elevators in buildings during the course of construction and providing for the inspection of same by the Bureau of Labor Statistics, and providing for a penalty for violation thereof" (chapter 275, Laws 1913), approved June 7, 1913, by amending sections 2 and 3 thereof.

In the absence of the author, Senate Bill No. 305 was passed on file, to retain its place.

Senate Bill No. 306—An act to amend an act entitled "An act to regulate certain scaffolding or staging for the protection of workmen; requiring that in addition to the duties imposed by any law upon employers using or directing or permitting the use of scaffolding or staging swung or suspended from an overhead support such employers shall be subject to the provisions of this act; fixing penalties for a violation hereof to be the same as provided in section 402*c* of the Penal Code; and providing for the enforcement of this act by the Commissioner of the Bureau of Labor Statistics" (chapter 48, Laws 1913), approved April 22, 1913.

In the absence of the author, Senate Bill No. 306 was passed on file, to retain its place.

Senate Bill No. 295—An act to require employers to keep records of the working hours and wages of women and minors in certain cases; providing for the inspection of such records by certain authorities, their deputies and agents; and providing penalties for the violation thereof.

On motion of Senator McDonald, Senate Bill No. 295 was passed on file, to retain its place.

Senate Bill No. 65—An act limiting the hours of labor of females employed as personal or domestic servants and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act and for permitting or suffering any overseer, superintendent, foreman, housekeeper, or any other agent of any such employer to violate the provisions of this act.

On motion of Senator McDonald, Senate Bill No. 65 was passed on file, to retain its place.

Senate Bill No. 499—An act to accept the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States Congress assembled and approved February 25, 1920, entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium of the public domain" and setting aside the funds received by the State under the provisions of said act of Congress.

On motion of Senator Harris, Senate Bill No. 499 was passed on file, to retain its place.

Senate Bill No. 500—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein.

On motion of Senator Harris, Senate Bill No. 500 was passed on file, to retain its place.

Senate Bill No. 786—An act to amend an act entitled "An act to provide for proceedings against and liquidation of delinquent insurance corporations and associations," approved April 30, 1919, by adding thereto a new section to be numbered 2*a*, relating to proceedings against and liquidation of delinquent insurance corporations and associations.

In the absence of the author, Senate Bill No. 786 was passed on file, to retain its place.

Senate Bill No. 487—An act to add a new section to the Political Code, to be numbered 3493*a*, providing for the recall of trustees of reclamation districts.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Purkitt moved to refer Senate Bill No. 487 to Senator Shearer, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 32, of the printed bill, strike out the words "name of person against whom recall petition is filed" and insert in lieu thereof the words "the trustees".

AMENDMENT NUMBER TWO.

On page 3 of the printed bill strike out all of lines 5, 6, 7, and 8.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 487, with instructions to amend, respectfully reports the same back, amended as per instructions.

SHEARER, Special Committee.

Report read, and on motion of Senator Purkitt adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 660—An act to regulate and license the business of automobile and auto truck transportation in the State of California and providing penalties for the violation of the provision thereof.

On motion of Senator Shearer, Senate Bill No. 660 was passed on file, to retain its place.

Senate Bill No. 962—An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act.

On motion of Senator King, Senate Bill No. 962 was passed on file, to retain its place.

Senate Bill No. 893—An act authorizing the Governor of California to appoint a representative of the State of California to serve upon a joint commission composed of representatives of the states of Arizona, California, Colorado, Nevada, New Mexico, Utah, Wyoming and the United States of America, and constituted for the purpose of negotiating and entering into an agreement between the several states hereinabove mentioned and between said states and the United States Reclamation Service as representative of the United States of America, subject to the consent of Congress, respecting further use and disposition of the waters of the Colorado River and streams tributary thereto, and fixing and determining the rights of each of said states and rights of the United States in and to the use, benefit and disposition of the waters of said stream and its tributaries.

On motion of Senator Carr, W. J., Senate Bill No. 893 was passed on file, to retain its place.

Senate Bill No. 15—An act relating to penalties for crime and providing for the means of enforcement.

In the absence of the author, Senate Bill No. 15 was passed on file, to retain its place.

Senate Bill No. 69—An act to amend section 10 of the Political Code, relating to holidays.

In the absence of the author, Senate Bill No. 69 was passed on file, to retain its place.

Senate Bill No. 251—An act amending section 17 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost

thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

In the absence of the author, Senate Bill No. 251 was passed on file, to retain its place.

Senate Bill No. 668—An act to amend sections 1, 2, 3 and 16 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts, and the assessment of property therein to pay the expense of such improvement," approved March 24, 1903, as amended, to allow the opening, extending, widening or straightening by municipalities of any one or more of any public streets, squares, lanes, alleys, courts, or places within municipalities, or any portions thereof, whether contiguous or otherwise, and the acquiring, by condemnation, of any and all property necessary or convenient for that purpose.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 668 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, W. J., Chamberlin, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Purkitt, Rigdon, Sample, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 736—An act to provide for the alteration of county boundary lines and for the adjustment of county debts and liabilities when such boundaries are changed.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 736 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, W. J., Dennett, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Jones, McDonald, Nelson, Purkitt, Rigdon, Sample, Sharkey, Shearer, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 849—An act amending sections 2605 and 2607 of the Political Code, relating to the powers and duties of the Board of State Harbor Commissioners for the bay of San Diego.

In the absence of the author, Senate Bill No. 849 was passed on file, to retain its place.

Senate Bill No. 458—An act to amend section 1609 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education.

In the absence of the author, Senate Bill No. 458 was passed on file, to retain its place.

Senate Bill No. 454—An act to amend an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended.

In the absence of the author, Senate Bill No. 454 was passed on file, to retain its place.

Senate Bill No. 968—An act creating a reclamation district to be called and known as "Bay Farm Island Reclamation District," providing for the management and control thereof, and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation and winding up of any such said dissolved district.

In the absence of the author, Senate Bill No. 968 was passed on file, to retain its place.

Senate Bill No. 30—An act to amend section 759 of the Political Code, relating to the appointment of phonographic reporters for the district courts of appeal, and prescribing the duties and compensation of such reporters.

In the absence of the author, Senate Bill No. 30 was passed on file, to retain its place.

Senate Bill No. 648—An act to amend sections 2 and 4 of an act entitled "An act to provide for the formation, organization and classification of new counties, for locating county seats, for the election and appointment of officers and for the adjustment and the fulfillment of the rights and obligations arising between such new counties and other counties," approved March 15, 1907, and amended 1909.

On motion of Senator Dennett, Senate Bill No. 648 was passed on file, to retain its place.

Senate Bill No. 316—An act to authorize the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to carry out the provisions of the Land Settlement Act, approved June 1, 1917, and of any and all acts amendatory thereof or supplemental thereto; to provide ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; to create a State Land Settlement Finance Committee the members of which are to serve without compensation; to define the powers and duties of said State Land Settlement Finance Committee and of other State officers in relation to this act; to appropriate money for the expense of preparing and of advertising the sale of the bonds herein authorized to be issued; and to provide for the submission of this act to a vote of the people at the general election to be holden in the month of November, 1922.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 316 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Jones, McDonald, Nelson, Sharkey, Shearer, Slater, and Yonkin—21.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 152—An act to amend sections 198, 199, 200, 201, 202, 204, 204*c*, 210, 214, 219 and 246 of the Code of Civil Procedure, relating to jurors.

In the absence of the author, Senate Bill No. 152 was passed on file, to retain its place.

Senate Bill No. 260—An act to amend an act entitled "An act to provide for the periodical inspection of elevators operated in places of employment in this State; to require a permit for such operation; to make it a misdemeanor to operate such elevator without such permit; and to provide for an injunction against such operation if dangerous to the life or safety of employers, to vest in the Industrial Accident Commission the power to make such inspections and determine the competency of inspectors and require reports of inspections and to issue such permits and prescribe maximum fees therefor," approved April 6, 1917, by amending sections 1, 3, 4 and 5, and adding a new section to be known as section 7.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 260 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Jones, King, McDonald, Nelson, Rigdon, Sample, Sharkey, Shearer, Slater, and Yonkin—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 834—An act to amend section 2 of an act entitled "An act providing for the publication of an index of the laws of California and making an appropriation therefor," approved May 24, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 834 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, King, McDonald, Nelson, Purkitt, Rigdon, Sharkey, Shearer, Slater, and Yonkin—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 969—An act to add a new section to the Code of Civil Procedure, to be numbered 1350*b*, relating to executors.

In the absence of the author, Senate Bill No. 969 was passed on file, to retain its place.

Senate Bill No. 25—An act to amend sections 4295 and 4297 of the Political Code, relating to official services and fees.

In the absence of the author, Senate Bill No. 25 was passed on file, to retain its place.

Senate Bill No. 958—An act to amend section 1 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for non-compliance," approved May 11, 1917, as amended, relating to the terms and conditions upon which corporations may transact business in this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 958 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Gates, Godsil, Harris, Ingram, Inman, Jones, King, McDonald, Nelson, Purkitt, Rigdon, Sample, Sharkey, Shearer, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 477—An act to amend section 359 of the Civil Code, relating to corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 477 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Nelson, Purkitt, Rigdon, Sharkey, Shearer, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 866—An act to amend section 2 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended.

On motion of Senator Carr, W. J., Senate Bill No. 866 was passed on file, to retain its place.

Senate Bill No. 870—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II, embracing sections 348 to 359*a*, both inclusive, relating to public officers and employees.

On motion of Senator Carr, W. J., Senate Bill No. 870 was passed on file, to retain its place.

Senate Bill No. 876—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*a*,

embracing sections 360 to 360*g*, both inclusive, relating to a Department of Finance.

On motion of Senator Carr, W. J., Senate Bill No. 876 was passed on file, to retain its place.

Senate Bill No. 973—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*g*, embracing sections 366 to 366*e*, both inclusive, relating to a Department of Institutions.

On motion of Senator Carr, W. J., Senate Bill No. 876 was passed on file, to retain its place.

Senate Bill No. 896—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*d*, embracing sections 363 to 363*g*, both inclusive, relating to a Department of Public Works.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During the third reading of the bill, Senator Carr, W. J., moved to refer Senate Bill No. 896 to Senator Jones, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

In line 4 of the title of the printed bill, as amended in the Senate April 13, 1921, strike out the letter "*g*" following the words "sixty-three" and insert in lieu thereof the letter "*h*".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, as amended in the Senate April 13, 1921, line 4, strike out the letter "*g*" following the word "sixty-three" and insert in lieu thereof the letter "*h*".

AMENDMENT NUMBER THREE.

On page 3 of the printed bill, as amended in the Senate April 13, 1921, line 13, strike out the semicolon and insert a "(".

AMENDMENT NUMBER FOUR.

On page 3 of the printed bill as amended in the Senate April 13, 1921, line 15, after the word "settlement" insert the ")".

AMENDMENT NUMBER FIVE.

On page 3 of the printed bill, as amended in the Senate April 13, 1921, strike out all of line 34 following the quotation marks after the word "board" and all of line 35 preceding the word "and".

AMENDMENT NUMBER SIX.

On page 3 of the printed bill as amended in the Senate April 13, 1921, strike out all of line 41 preceding the quotation marks before the word "member".

AMENDMENT NUMBER SEVEN.

On page 4 of the printed bill, as amended in the Senate April 13, 1921, strike out all of line 29 following the word "the", all of lines 30 to 37, both inclusive, and all of line 38 preceding the word "California".

AMENDMENT NUMBER EIGHT.

On page 4 of the printed bill, as amended in the Senate April 13, 1921, strike out all of line 42 following the comma, all of lines 43, 44, and 45, and insert in lieu thereof the following: "the term "California Highway Commission" shall be construed to mean and refer to the"

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 896, with instructions to amend, respectfully reports the same back, amended as per instructions.

JONES, Special Committee.

Report read, and on motion of Senator Carr, W. J., adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 890—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*c*, embracing sections 362 to 362*c*, both inclusive, relating to a Department of Education.

On motion of Senator Carr, W. J., Senate Bill No. 890 was passed on file, to retain its place.

Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*b*, embracing sections 361 to 361*c*, both inclusive, relating to a Department of Agriculture.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During the third reading of the bill Senator Carr, W. J., moved to refer Senate Bill No. 895, as amended in the Senate April 13, 1921, to Senator Jones, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 4, line 18, of the printed bill, after the period, insert the following:

"Such expenditures by the department shall be made in accordance with law in carrying on the work for which such appropriations were made or such special funds created."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 895, with instructions to amend, respectfully reports the same back, amended as per instructions.

JONES, Special Committee.

Report read, and on motion of Senator Carr, W. J., adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 881—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*f*, embracing sections 365 to 365*e*, both inclusive, relating to a Department of Professional Standards.

On motion of Senator Carr, W. J., Senate Bill No. 881 was passed on file, to retain its place.

Senate Bill No. 884—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*c*, embracing sections 364 to 364*d*, both inclusive, relating to a Department of Labor.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During the third reading of the Bill, Senator Carr, W. J., moved to refer Senate Bill No. 884 to Senator Jones, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, as amended April 13, 1921, line 38, after the word "of" insert the following: "labor and".

AMENDMENT NUMBER TWO.

On page 3 of the printed bill, as amended April 13, 1921, strike out all of line 5 after the word "labor" and all of line 6 preceding the semicolon.

AMENDMENT NUMBER THREE.

On page 3, line 13, of the printed bill, as amended April 13, 1921, after the word "of" insert the words "labor and".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 884, with instructions to amend, respectfully reports the same back, amended as per instructions.

JONES, Special Committee.

Report read, and on motion of Senator Carr, W. J., adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 489—An act to amend section 588 of the Penal Code, relating to negligent, wilful and malicious injuries to, or negligently, wilfully and maliciously draining, diverting or permitting waters to flow or seep into or upon, any State or other public highway or bridge or any public way laid out by authority of law, or bridge upon any such highway or private way.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 489 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, McDonald, Nelson, Purkitt, Sample, Sharkey, Shearer, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 35—Relative to taxation.

On motion of Senator King, Senate Constitutional Amendment No. 35 was passed on file, to retain its place.

SENATE JOINT RESOLUTION No. 25.

Relative to the cooperation of the national government in securing for the American petroleum industry foreign sources of supply.

WHEREAS, The State of California produces about twenty-five per cent of the total annual petroleum output of the United States; and

WHEREAS, Its petroleum products find a ready market in the Pacific coast and Rocky Mountain states, and in the territory bordering upon the Pacific Ocean from Alaska to Chili and in the Hawaiian Islands and the Orient; and

WHEREAS, The known oil-bearing areas of the State have been increased less than ten thousand acres during the past ten years, and from past experience it is

improbable that new discoveries will be made with sufficient rapidity to keep pace with the constantly increasing demands from the territory served by California petroleum and its products; and

WHEREAS, The situation in other states of the Union is comparable to that confronting California, in that reserves are unsatisfactory when compared with consumption over any long period of years; and

WHEREAS, The United States consumes over two-thirds of the petroleum produced in the world, and it is of the highest importance that every effort be made by the American petroleum industry to secure, against the time of need, sources of supply in addition to those existing within the boundaries of the United States; now, therefore, be it

Resolved, by the Senate and Assembly of California, That we respectfully urge upon the national government the wisdom of and necessity for the adoption of a cooperative and sympathetic attitude toward the American petroleum industry in its efforts to secure foreign sources of supply; and be it further

Resolved, That we believe American nationals should be assured of government protection in so far as is compatible with international law and the comity of nations, and that the American government should make every endeavor to secure for its nationals equal rights with the nationals of other countries.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Joint Resolution No. 25 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, McDonald, Nelson, Purkitt, Sample, Sharkey, Shearer, and Slater—22.

NOES—None.

Title read and approved.

Senate Joint Resolution No. 25 ordered transmitted to the Assembly.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At twelve o'clock and thirty minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., the hour of recess was extended until twelve o'clock and forty minutes p.m.

Senate Bill No. 530—An act to validate bonds of school districts and high school districts and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 530 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Carr, W. J., Dennett, Eden, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, McDonald, Nelson, Purkitt, Sample, Sharkey, Shearer, and Slater—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 531—An act confirming and validating the change of boundaries of school districts and high school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 531 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, McDonald, Nelson, Sample, Sharkey, Shearer, and Slater—21.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 532—An act confirming and validating the organization of school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 532 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Purkitt, Sample, Shearer, and Slater—23.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 960—An act granting to the United States of America the submerged lands lying between the easterly boundary line of the city and county of San Francisco, said line being also the westerly boundary line of the city of Alameda, and the pier head lines westerly thereof as established at present.

In the absence of the author, Senate Bill No. 960 was passed on file, to retain its place.

Senate Bill No. 341—An act directing the Commission of Immigration and Housing to investigate and propose legislation for the acquisition and building of homes for workingmen, with the financial assistance of the State of California.

In the absence of the author, Senate Bill No. 341 was passed on file, to retain its place.

Senate Bill No. 211—An act to amend section 1207 of the Civil Code, relating to defectively acknowledged instruments.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 211 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Dennett, Eden, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Purkitt, Sample, Sharkey, Shearer, and Slater—21.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 215—An act to amend the Code of Civil Procedure, by adding thereto a new section to be numbered 1871, relating to experts, their appointment by the court, or a judge thereof, and providing for their compensation and manner of examination as witnesses.

On motion of Senator Jones, Senate Bill No. 215 was passed on file, to retain its place.

Senate Bill No. 647—An act declaring bonds and coupons negotiable instruments.

In the absence of the author, Senate Bill No. 647 was passed on file, to retain its place.

Senate Bill No. 365—An act to amend section 224 of the Civil Code, relating to adoption of children.

In the absence of the author, Senate Bill No. 365 was passed on file, to retain its place.

Senate Bill No. 705—An act to repeal section 680 of the Political Code, relating to creation of deficiencies by the Board of Control.

In the absence of the author, Senate Bill No. 705 was passed on file, to retain its place.

Senate Bill No. 965—An act to amend section 1333 of the Political Code, relating to filling vacancies in the office of United States Senator.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 965 refused passage by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Dennett, Eden, Gates, Harris, Hart, Ingram, Inman, Jones, Lyon, Nelson, Sample, and Slater—16.

NOES—Senators Irwin, King, McDonald, Purkitt, Sharkey, and Shearer—6.

NOTICE OF MOTION TO RECONSIDER.

Senator King gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 965 was refused passage.

HOUR OF RECESS EXTENDED.

At 12 o'clock and forty minutes p.m., on motion of Senator Gates, the hour of recess was extended until one o'clock p.m.

MOTION TO RECONSIDER.

Pursuant to the notice given by Senator Chamberlin on a previous day, Senator Lyon moved to reconsider the vote whereby Senate Bill No. 723 was passed.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Lyon, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 723 was passed was continued until the next legislative day.

SPECIAL ORDER.

On motion of Senator Lyon, the consideration of Senate Bill No. 723 was set as special order for eleven o'clock and thirty minutes a.m. on Monday, April 18, 1921.

HOUR OF RECESS EXTENDED.

At one o'clock p.m., on motion of Senator Gates, the hour of recess was extended until one o'clock and fifteen minutes p.m.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Gates, the further consideration of the motion to reconsider the vote whereby Senate Constitutional Amendment No. 30 was refused adoption was continued until the next legislative day.

THIRD READING OF SENATE BILL—(OUT OF ORDER.)

Senator King asked for and was granted unanimous consent to take up Senate Bill No. 962 for third reading at this time, out of the regular order for the purpose of amendment.

Senate Bill No. 962—An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator King moved to refer Senate Bill No. 962 to Senator Sample, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 4, line 15, beginning with the word "and", strike out all of line 15 and all of lines 16 to 22, inclusive, and the matter in line 23 down to and including the word "preceding" and insert in lieu thereof the following:

"The average cost per unit of average daily attendance in any kindergarten, elementary, or high school district shall be computed by dividing the total amount levied for maintenance in such district during the year immediately preceding the year of the tax levy to be made, by the total number of units of actual average daily attendance in such type of school in such district for the same year. The average daily attendance for the year in which the tax levy is to be made shall be estimated by taking the total actual average daily attendance for the previous school year as the base and adding thereto or deducting therefrom the average yearly increase or decrease, as the case may be, in average daily attendance calculated for the three years next preceding the year in which such tax levy is to be made. Except as provided in section nine, no governing board may in any year make district levies in any school district for kindergarten, elementary, or high school purposes which will produce an amount more than five per cent greater than the aggregate amount that will be produced by multiplying the average cost per unit of average daily attendance in such district during the year next preceding the tax levy, by the total number of units of average daily attendance for the year of such tax levy estimated as hereinbefore provided."

AMENDMENT NUMBER TWO.

On page 4, strike out all of lines 29 to 34, inclusive, and insert in lieu thereof the following:

"In estimating county tax levies for elementary, secondary or other school purposes, the amount of tax produced per unit of average daily attendance for any of such classes of purposes shall be determined by dividing the total county levy for any such purpose for the year by the total average daily attendance of the previous year in such class in such county."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 962, with instructions to amend, respectfully reports the same back, amended as per instructions.

SAMPLE, Special Committee.

Report read, and on motion of Senator King adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Irwin asked for and was granted unanimous consent to take up Senate Bill No. 600 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 600—An act to repeal section 32½ and to add to said act two new sections to be numbered respectively 42*a* relating to assessments and 62*a* relating to joint work by two or more districts.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Irwin moved to refer Senate Bill No. 600 to Senator Dennett as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title, after the word "one-half" insert "of the California Irrigation District Act".

AMENDMENT NUMBER TWO.

On page 1, line 22, of the printed bill, after the word "irrigation" insert the word "district".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 600, with instructions to amend, respectfully reports the same back, amended as per instructions.

DENNETT, Special Committee.

Report read, and on motion of Senator Irwin adopted.

Bill ordered to print, and re-engrossment.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: Your Committee on Corporations, to which was referred Senate Bill No. 980—An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—8; absent—3.

CHAMBERLIN, Chairman.

Senate Bill No. 980 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 819—An act to amend section 1454 of the Code of Civil Procedure, relating to collecting money in banks—has had the same under consideration, and respect-

fully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—17; committee vote: Ayes—8; absent—9.

JONES, Chairman.

Senate Bill No. 819 ordered on file for second reading.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 16, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 247—An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the Director of Agriculture in relation thereto, and making an appropriation therefor;

Also: Senate Bill No. 317—An act making an appropriation for the purpose of carrying out the provisions of "An act creating the State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, as amended;

Also: Senate Bill No. 382—An act to appropriate money to be paid as premiums to exhibitors of live stock at district live stock shows to be held in the First and Sixth Agricultural Districts;

Also: Senate Bill No. 444—An act to amend section 1 of an act approved April 25, 1911, and entitled "An act to carry into effect the provisions of subdivision (c) of section 14 of article XIII of the constitution of the State of California as the said article was amended on the eighth day of November in the year 1910, in so far as the same relates to the State University; and also to provide for the permanent support and improvement of the University of California; and to that end making a continuing appropriation and creating an annual fund therefor; and repealing an act entitled 'An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor, and to repeal an act approved February 14, 1887, entitled "An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor," and also to repeal an act approved February 27, 1897, entitled "An act to provide additional support and maintenance, and for the acquisition of necessary property and improvements of the University of California, by the levy of a rate of taxation, and the creation of a fund therefor," approved March 20, 1909.'";

Also: Senate Bill No. 446—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including the University Farm School at Davis and the experimental stations under the control of the University of California;

Also: Senate Bill No. 593—An act to provide educational opportunities for persons who served in the Army, Navy, Marine Corps, or Revenue Marine Service in the United States in time of war and making appropriations in aid thereof;

Also: Senate Bill No. 594—An act creating a State Soldiers' Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations;

Also: Senate Bill No. 856—An act to add a new section to the Political Code, to be numbered 3664c, providing for the collection of data and the determination of valuations by the State Board of Equalization for purposes of taxation and providing an appropriation therefor;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—17; committee vote: Ayes—10; absent—7.

GATES, Chairman.

Senate Bills Nos. 247, 317, 382, 444, 446, 593, 594 and 856 ordered on file for second reading.

ADJOURNMENT.

At one o'clock and fifteen minutes p.m., on motion of Senator Gates, the President pro tempore declared the Senate adjourned until Monday, April 18, 1921, at ten o'clock and thirty minutes a.m.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Monday, April 18, 1921.

Pursuant to adjournment, the Senate met at ten o'clock and thirty minutes a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Minute Clerk James A. Miller at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Youkin—37.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

Assistant Secretary G. Melvin Warren at the desk.

READING OF THE JOURNAL.

During the reading of the Journal of Saturday, April 16, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. Harry F. Jackson of Berkeley.

LEAVES OF ABSENCE.

Senator Otis was, on motion of Senator Nelson, granted leave of absence for this day.

PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Senator Sample:

SAN DIEGO, CALIFORNIA, March 9, 1921.

DEAR SIR: I am affixing my signature to this letter to you so that you will know that I feel that the legislation proposed, to take the funds of the State Fish and Game Commission, approximately half a million dollars, and turn them over to the Agricultural Department, is a serious mistake.

The Fish and Game Commission have done a wonderful work for the sportsmen, and as one of them, I seriously object to seeing their work hampered by such legislation, with which you are no doubt familiar.

E. B. GOULD, San Diego,
And 150 others.

Also:

We the undersigned citizens and legal voters in the State of California, vitally interested in vehicle laws, do hereby respectfully petition the Senate and Assembly of the State Legislature to enact into law Assembly Bill No. 945 and only such

amendments thereto as do not alter the regulation of weights, speeds and fees of motor vehicles.

JOHN B. McINTYRE, San Diego,
And 250 others.

Also:

FALL BROOK, CALIFORNIA, March 28, 1921.

We citizens of Fall Brook, State of California, do most earnestly petition you to work with might and main to secure the passage of Senate Bill No. 4, which provides for the enforcement of the eighteenth amendment to the constitution of the United States.

MRS. D. M. HENDRICKSON, Fall Brook,
And 50 others.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read:

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 971—An act regulating the establishment and operation of farms, plants and works for the treatment and disposal of sewage, authorizing the State Board of Health to locate such farms, plants and works, and route of sewage therefor, granting certain rights in public highways, preventing interference by municipalities, and limiting and providing for remedies of persons damaged by the location of such farms, works and plants—has had the same under consideration, and respectfully reports the same back and recommends that it do pass.

Committee membership—11; committee vote: Ayes—7; absent—4.

CROWLEY, Chairman.

Senate Bill No. 971 ordered on file for second reading.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 17—Relative to the compensation of counties containing land in national forest reserves exempt from local taxation—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be adopted, as amended.

Committee membership—5; committee vote: Ayes—4; absent—1.

EDEN, Chairman.

Assembly Joint Resolution No. 17 ordered on file.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 424—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FOUR HUNDRED TWENTY-FOUR.

AMENDMENT NUMBER ONE.

On page 9, line 46, of the printed bill, after the word "government" add the following:

"SEC. 2. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes, nor to increase or decrease the compensation paid to or received by any such person under the provisions of such statute, except as otherwise herein expressly provided."

The question being: "Shall the Senate concur in Assembly amendment to Senate Bill No. 424?"

The roll was called, and Assembly amendment to Senate Bill No. 424 refused concurrence by the following vote:

NOES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Chamberlin, Crowley, Dennett, Duncan, Godsil, Harris, Hart, Irwin, Johnson, King, McDonald, Nelson, Osborne, Purkitt, Rominger, Sample, Sharkey, Shearer, and Slater—24.
AYES—None.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 734—An act to amend section 2210 of the Political Code, relating to the Women's Relief Corps Home of California.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER SEVEN HUNDRED THIRTY-FOUR.

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out the word "suport" and insert in lieu thereof the word "support".

The question being: "Shall the Senate concur in Assembly amendment to Senate Bill No. 734?"

The roll was called, and Assembly amendment to Senate Bill No. 734 concurred in by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Johnson, King, McDonald, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—26.
NOES—None.

Senate Bill No. 734 ordered to enrollment.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 1—An act to amend sections 78 and 90 of the Political Code, relating to the division of the State into legislative districts and defining and establishing such districts and to repeal all acts in conflict with this act.

Bill read second time.

Committee amendments pending.

MOTION.

Senator McDonald moved that Senate Bill No. 1 be the last measure taken up on second reading file of Senate bills.

Motion seconded.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators McDonald, Rigdon, and Duncan

The roll was called.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator McDonald moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.

The Secretary announced the absentees.

Time, eleven o'clock and twenty-five minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 331—An act to amend sections 4263 and 4263*a* of the Political Code, relating to the compensation of officers of counties of the thirty-fourth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill, after the word "and" insert the words "to repeal section".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, between lines 7 and 8, insert the following:

"1. The county clerk, three thousand six hundred dollars per annum, and when a new great register of voters is required by law to be made, he shall receive his actual expenses in making said register and ten cents per name for every name registered, in lieu of the sum of five hundred dollars heretofore received for performing said duties. It is hereby found as a fact that the salary provided for in this subsection does not work an increase in compensation and it is intended that the same shall apply immediately to the present incumbent.

2. The sheriff, four thousand five hundred dollars per annum.

3. The recorder, three thousand four hundred dollars per annum.

4. The auditor, two thousand dollars per annum, and in lieu of fees heretofore paid him under the provisions of section 4099*a* of the Political Code he shall receive an additional sum of five hundred dollars per annum as compensation for the extra duties imposed by said section 4099*a*. It is hereby found as a fact that the salary provided for in this subsection does not work an increase in compensation and it is intended that the same shall apply immediately to the present incumbent.

5. The treasurer, two thousand dollars per annum.

6. The tax collector, one thousand eight hundred dollars per annum.

7. The assessor, three thousand five hundred dollars per annum, and his actual and necessary traveling expenses, when engaged in assessing the property of his county; *provided*, such traveling expenses shall not, in any one year, exceed the sum of three hundred dollars.

8. The district attorney, two thousand three hundred dollars per annum.

9. The coroner, such fees as are now or may be hereafter allowed by law.

10. The public administrator, such fees as are now or may be hereafter allowed by law.

11. The superintendent of schools, one thousand eight hundred dollars per annum, and actual traveling expenses when visiting the schools of his county. In counties of this class the secretary of the county board of education shall receive the sum of five hundred dollars per annum, said salary to be paid by said county in monthly installments at the same time and in the same manner and out of the same fund as the salary of the superintendent of schools. The compensation of the secretary of the county board of education of this county hereby provided is in lieu of the fees heretofore allowed under the provisions of section 1770 of this code.

It is hereby found as a fact that the salary provided for in this section does not work an increase in compensation and it is intended that the same shall apply immediately to the present incumbent.

12. The county surveyor, one thousand five hundred dollars per annum, he to furnish all necessary instruments; but transportation charges for field work shall be allowed him. He shall not be required to perform county work more than two-thirds of the working days in any month, except on payment of fees now allowed by law.

13. Justices of the peace, the following salaries to be paid each month as county officers are paid, which shall be in full for all services rendered by them as such justices of the peace: In townships having a population of five thousand and more, one hundred dollars; in townships having a population of twenty-five hundred and less than five thousand, sixty-five dollars; in townships having a population of fifteen hundred and less than twenty-five hundred, forty dollars; in townships having a population of one thousand and less than fifteen hundred, twenty-five dollars; in townships having a population of less than one thousand, ten dollars. Each justice must pay into the county treasury, once a month, all fees and all fines collected by him. In all townships having a population of less than five thousand, if there be more than one justice, the compensation or salary allowed herein shall be equally divided between them so that the sum total of their compensation shall not exceed the salary allowed herein for a single justice in such township.

14. Constables the following salaries, which shall be paid monthly as salaries of county officers are paid, and shall be in full for all services rendered by them in criminal cases, to wit: In townships having a population of twenty-five hundred or more, seventy dollars; in townships having a population of fifteen hundred and less than twenty-five hundred, forty-five dollars; in townships having a population of one thousand and less than fifteen hundred, thirty dollars; in townships having a population of less than one thousand, fifteen dollars. In addition to the monthly salary allowed herein, each constable may receive and retain for his own use, such fees as are now or may hereafter be allowed by law for all the services performed by him in civil actions. In all townships having a population of less than twenty-five hundred, if there be more than one constable, the compensation herein allowed shall be equally divided between them, so that the sum total of their monthly compensation shall not exceed the salary allowed herein for a single constable in each township. The board of supervisors shall, during each and every year, ascertain and determine the population of the several townships of the county for the purpose of ascertaining the compensation of township officers regulated by this section, in proportion to their duties.

15. Each supervisor, one thousand two hundred dollars per annum for all services performed by him as supervisor, member of the board of equalization and road commissioner."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, in line 9, strike out the words "amended to read as follows: "; also strike out line 10 and insert in lieu thereof the word "repealed".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 632—An act to add a new section to be known as 9*a* 41 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 10, of the printed bill, insert the words "one thousand two hundred".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 294—An act to require the furnishing of lockers and dressing rooms in certain hotels, restaurants, factories, workshops or other places of employment; and providing penalties for the violation thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the title, strike out the comma after the word "factories" and insert in lieu thereof a semicolon.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, lines 2 and 3, of the title, strike out the words "workshops or other places of employment;".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, lines 1 and 2, of the printed bill, strike out the words "workshop, or other place of employment,".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 90—An act to provide for retirement of employees of the State of California on account of permanent physical or mental disability after twenty-five years of continuous service, and for retirement after twenty-one years of continuous service of employees who may then be more than seventy years of age, with one-half pay thereafter during life; to provide means and methods for the payment of retired salaries, and for the filling of vacancies caused by such retirements, and making an appropriation to carry out the provisions hereof.

In the absence of the author, Senate Bill No. 90 was passed on file.

Senate Bill No. 55—An act appropriating money to provide for the widening, grading, paving, curbing, guttering and drainage of that portion of Oxford street, Berkeley, California, fronting upon property of the University of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 113—An act making an appropriation to pay the claim of Miller and Lux Incorporated, against the State of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 134—An act to amend an act entitled "An act creating a revolving fund for the purchase of ballot paper, prescribing its use and appropriating money therefor," approved June 7, 1913.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 165—An act appropriating money for premiums at fairs held by the Twenty-fifth Agricultural District Association.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 219—An act to amend section 1 of an act entitled "An act to fix the salaries of the State Forester, Deputy Forester and Assistant Forester," approved March 22, 1909, as amended.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 300—An act making an appropriation to pay the claim of the Stockton Livestock Company against the State of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 314—An act appropriating money to complete the construction of the trail in the Sierra Nevada Mountains known as the "John Muir Trail" and laterals therefrom.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 337—An act appropriating money for repairs, improvements and equipment for Sonoma State Home.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 362—An act appropriating money for repairs, improvements, machinery and equipment for San Quentin State Prison.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 378—An act appropriating money for use as a revolving fund in the management of the Napa State Farm.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 390—An act making an appropriation to meet the deficiency in the appropriation for the salaries of State Senators for the seventy-first and seventy-second fiscal years.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 443—An act to amend section 3 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weight and Measures Act," amended June 8, 1915.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 540—An act to amend section 457 of the Political Code.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 543—An act to amend section 456 of the Political Code.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 554—An act to amend section 460 of the Political Code.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 565—An act to amend an act entitled "An act to create for the State of California a Department of Engineering, to provide for the appointment of the officers and employees thereof, defining its powers and prescribing the duties of said department, its

officers and employees, to provide the compensation of such officers and employees, to make an appropriation for the salaries and other expenses for the remainder of the fifty-eighth fiscal year and making certain acts a felony, and repealing an act entitled 'An act creating a Commissioner of Public Works, defining his duties and powers, and fixing his compensation,' approved February 9, 1900, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create a Department of Highways for the State of California, to define its duties and powers, to provide for the appointment of officers and employees thereof, and to provide for the compensation of said officers and employees, and for the additional expenses of said department, and to make an appropriation therefor for the remainder of the forty-eighth fiscal year,' approved April 1, 1897; also repealing an act entitled 'An act providing for the appointment of an auditing board to the Commissioner of Public Works, authorizing him and them to perform certain duties relating to drainage, to purchase machinery, tools, dredges, and appliances therefor, to improve and rectify water channels, to erect works necessary and incident to said drainage, to condemn land and property for the purposes aforesaid, making certain acts a felony, and making an appropriation of money for the purposes of this act,' approved March 17, 1897, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to provide for the appointment, duties and compensation of a Debris Commissioner, and to make an appropriation to be expended under his direction in the discharge of his duties as such commissioner,' approved March 24, 1893, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create the office of Lake Tahoe Wagon Road Commissioner, providing the term of office and compensation of such commissioner, defining his duties and making an appropriation for the salary and expenditures provided for and authorized by this act,' approved April 1, 1897, and all acts or parts of acts amendatory thereof," approved March 11, 1907, and all acts or parts of acts amendatory thereof, by amending sections 5 and 12 thereof, relating to the officers and employees of the Department of Engineering, their powers, duties, and salaries, and particularly to the engineer appointed for service in the harbor of San Francisco under the State Board of Harbor Commissioners.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 777—An act to authorize the payment of the claim of Annie De Vere Shields against the State of California and making an appropriation therefor.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 942—An act amending section 534 of the Political Code, relating to the salary of the Deputy State Printer.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 980—An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title, on page 1 of the printed bill, strike out the words "section two" and insert in lieu thereof the words "sections two, twenty and twenty-five".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 1 on page 1 of the printed bill, strike out all following the figure "one" and all of lines 2 to 23, inclusive, also all of pages 2 and 3, and insert in lieu thereof the following:

"Section two of an act of the people of the State of California entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations" approved May 18, 1917, as amended, is hereby amended so as to read as follows:

Sec. 2. Words used in this act in the present tense include the future as well as the present; words used in the masculine gender include the feminine and neuter, and in the neuter, the masculine and feminine; the singular number includes the plural, and the plural, the singular; "writing" includes "printing" and "typewriting"; "oath" includes "affirmation"; the word "county" includes "city and county"; and "territory" includes "district." The following words have in this act the signification attached to them in this section, unless otherwise apparent from the context:

1. The word "department" means the "State Corporation Department" created by this act.

2. The word "commissioner" means the "Commissioner of Corporations."

3. The word "company" includes all domestic and foreign private corporations, associations, joint stock companies, and partnerships, of every kind, and also trustees, as hereinafter defined; excepting therefrom:

(*a*) All national banking associations and other corporations organized and existing under and by virtue of the acts of the Congress of the United States;

(*b*) All public utilities subject to the jurisdiction, control, and regulation of the Railroad Commission of this State;

(*c*) All corporations now or hereafter organized under the laws of this State for the purpose of conducting the business of banking within this State and all corporations transacting insurance business within this State;

(*d*) All corporations, associations, or societies transacting business under the supervision, examination, and license of the Bureau of Building and Loan Supervision; and

(*e*) Every corporation organized under the laws of this State exclusively for the purposes provided in any of the following titles, to wit: eleven *a*, twelve, twelve *a*, and fourteen, of part four, division first, of the Civil Code, and in accordance with the provisions of such titles.

4. The word "trust" as used in this act includes all voluntary trusts, as the same are defined in the Civil Code, expressly created by or declared in an instrument in writing, other than a will or a judicial writ, order, decree, or judgment, to carry on any business or to secure the payment or repayment of money.

5. The word "trustee," except as hereinafter used in subdivision nine of this section, includes only persons or companies executing trusts as hereinbefore defined.

6. The word "security" includes:

(*a*) All shares or other interests or rights into which the capital, capital stock, or property of companies or rights of stockholders or members thereof are divided, including all treasury shares and shares of their own capital stock purchased or otherwise acquired by companies upon delinquent assessment sales or in any other lawful manner, and all certificates and other instruments issued by them or their authority, evidencing or representing such shares, interests, or rights;

(*b*) All bonds, debentures, and evidences of indebtedness issued by any company; and

(*c*) Any instrument issued or offered to the public by any company, evidencing or representing any right to participate or share in the profits or earnings or the distribution of assets of any business carried on for profit; excepting therefrom the following:

1. Bills of exchange and promissory notes not offered to the public by the drawer, maker, or underwriter thereof, and all mortgages and deeds of trust of property situated in this State, executed to secure the payment thereof; and

2. Any security listed in any standard manual of information, as to which the commissioner shall first make and file his written finding to the effect that such

security is fully and accurately described in such manual and that a sale thereof will not, in his opinion, work a fraud upon the purchaser thereof; *provided*, that if such finding shall thereafter be vacated or set aside, such security shall not thereafter be deemed to be included within its exception.

7. A "sale," within the meaning of this act, includes every contract by which, for a pecuniary consideration, called a price, one transfers to another an interest in property, and also an exchange, a pledge, a hypothecation, and any transfer in trust or otherwise as security for the performance of an obligation, and also any issue of any security by a company; and the word "sell," as used in this act, includes every act by which such sale is made; *provided, however*, that the execution or delivery of a certificate or certificates in exchange for a certificate or certificates evidencing a like aggregate par value of its shares theretofore legally issued by it, shall not be construed to be a sale.

8. The word "agent" as used in this act means and includes every person or company employed or appointed by a company or a broker who shall, within this State, either as an employee or otherwise, for a compensation, sell, offer for sale, negotiate for the sale of, or take subscriptions for any security of any company of its own issue offered for sale by it.

9. The word "broker" as used in this act includes every person or company, other than an agent, who shall, in this State, engage, either wholly or in part, in the business of selling, offering for sale, negotiating for the sale of, or otherwise dealing in any security or securities issued by others, or of underwriting any issue of securities or of purchasing such securities with the purpose of reselling them or of offering them for sale to the public for a commission or at a profit; excepting therefrom the following:

(*a*) Any owner of any security who is not the issuer or an underwriter thereof, who sells or exchanges the same for his own account; *provided*, that such sale or exchange is not made in the course of repeated and successive transactions of like or similar character by him;

(*b*) Any trustee of a trust created by or declared in a will or a judicial writ, order, decree or judgment, who, in such capacity, lawfully disposes of any property;

(*c*) Any company transacting a banking or insurance business in this State, selling a security for an owner thereof or a broker, other than an underwriter thereof, at a commission of not more than two per cent of the par or face value thereof; *provided*, such sale is not made in the course of repeated and successive transactions of like or similar character by such company;

(*d*) One, not the issuer, who disposes of securities to a broker or to a purchaser who, as a part of his regular business, purchases such securities;

(*e*) Any pledge holder selling, in good faith and not for the purpose of avoiding the provisions of this act, and in the ordinary course of business, a security pledged with him as security for a bona fide debt.

10. The words "actual fraud," as used in this act, are defined in section one thousand five hundred seventy-two of the Civil Code.

SEC. 2. Section 20 of said act is hereby amended to read as follows:

SEC. 20. The commissioner shall charge and collect the following fees:

1. For filing any application for a permit to issue securities, ten dollars, plus

One twentieth of one per cent of the amount of any excess of the aggregate value of the securities sought to be issued over twenty thousand dollars and not exceeding fifty thousand dollars;

One twenty-fifth of one per cent of such amount in excess of fifty thousand dollars and not exceeding one hundred thousand dollars;

One fiftieth of one per cent of such amount in excess of one hundred thousand dollars and not exceeding five hundred thousand dollars; and

One one-hundredth of one per cent of such amount in excess of five hundred thousand dollars.

The value of such securities shall be deemed to be their par or face value, if they have a par or face value; otherwise, the price at which the company proposes to sell or issue the same, or the value, as alleged in the application, of the consideration (if other than money) to be received in exchange therefor.

2. For filing any application for a permit or other authority to make dividends, create debts, or to divide, withdraw, increase, reduce or pay to the stockholders, or any of them, the capital stock, or any part thereof, the same amount that would otherwise be chargeable or collectible if such application were for a permit to issue securities; *provided*, that in any such case the value shall be determined by the amount of dividends made, debts created, or capital stock divided, withdrawn, increased, reduced, or paid.

3. For filing any application for a broker's certificate, five dollars.

4. For filing any application for an agent's certificate, one dollar.

5. For any examination, audit, or investigation, ten dollars per day or fraction thereof, if made by the commissioner, or the actual amount of the salary or other compensation, not exceeding ten dollars per day, paid to any deputy or other employee of the commissioner, if made by a deputy or other employee, for each day or fraction thereof that such commissioner, deputy, or other employee shall necessarily be absent from his office for the purpose of making such examination, audit, or investigation, plus the actual amount of expenses reasonably incurred in the performance of such work.

6. For copies of papers and records not required to be certified or otherwise authenticated by the commissioner, ten cents for each folio.

7. For certified copies of official documents, orders, and other papers filed in his office; for making and mailing copies of process served upon him under the provisions of section eighteen of this act, and for transcripts on appeal, fifteen cents for each folio and one dollar for each certificate under seal affixed thereto.

8. For certificate of service and mailing of process served upon the commissioner under the provisions of section eighteen of this act, two dollars.

No fees shall be charged or collected for copies of papers, records, or official documents furnished to public officers for use in their official capacity or for the reports of the commissioner in the ordinary course of distribution; but the commissioner may fix a reasonable charge for the publications issued under his authority.

All fees charged and collected under this section shall be paid at least once each week, accompanied by a detailed statement thereof, into the treasury of the State to the credit of a fund to be known as the "Corporation Commission Fund," which fund is hereby created.

SEC. 3. Section 25 of said act is hereby amended to read as follows:

SEC. 25. Neither this act nor any provision hereof shall be deemed to prohibit subscriptions for shares of a domestic corporation made prior to the incorporation thereof and set forth in its articles of incorporation; but such subscriptions shall be deemed to have been made and accepted upon the condition that such corporation shall be incorporated within ninety days thereafter and, when incorporated, shall with reasonable diligence apply for and secure from the commissioner a permit authorizing the issue of the shares so subscribed for, in accordance with such subscriptions. The directors or trustees named in the articles of incorporation may, prior to the issue of any shares, organize by the election of a president, who must be one of their number, a secretary and a treasurer; and such directors, or a majority of them, or such president and secretary may, in the name of and in behalf of the corporation, present an application to the commissioner as herein provided."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 819—An act to amend section 1454 of the Code of Civil Procedure, relating to collecting money in banks.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, strike out the brackets and the words "or property" and insert in lieu thereof the following: "of money or bonds or other evidences of indebtedness of the United States".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 19, of the printed bill, strike out the colon after the word "dollars" and all of line 20 up to and including the word "property" and insert in lieu thereof the following: "and that the face value of bonds or other evidences of indebtedness of the United States".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 23, of the printed bill, strike out the words "personal property" and insert in lieu thereof the following: "bonds or other evidences of indebtedness of the United States".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 14, of the printed bill, after the word "deposit" insert the following: "and safe deposit companies".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 15, of the printed bill, commencing with the word "or" in said line strike out the remainder of the bill and insert in lieu thereof the following: "and that of said sum of one thousand dollars the face value of all bonds and other evidences of indebtedness of the United States left by the said decedent in the custody of any and all banks of deposit or safe deposit companies in this State does not exceed the amount of five hundred dollars, may pay to the said affiant or affiants any such money and may deliver such bonds or other evidences of indebtedness of the United States and in either case or in cases where the combined value of the money and the face value of said bonds or other evidences of indebtedness of the United States does not exceed the sum of one thousand dollars, the receipt of such affiant or affiants is sufficient acquittance therefor; in no case shall the sum of money exceed one thousand dollars nor shall the face value of the bonds or other evidences of indebtedness of the United States exceed five hundred dollars and in the event that the property consists of money and bonds or other evidences of indebtedness of the United States the total value or face value of both combined shall not exceed one thousand dollars; *and provided, further*, that in the case of an affidavit for the delivery of money or bonds or other evidences of indebtedness of the United States or both in the custody of such bank or safe deposit company the affiant shall also state in such affidavit that the deceased was not at the time of his death the owner of any real estate or of any shares of stock in any corporation; that no proceedings for the administration of the estate of the said decedent have been commenced and that according to the information and belief of the affiant none will be commenced; *and provided, further*, that no such personal property shall be delivered to such affiant without the written consent of the State Controller or person by him in writing authorized to issue such consent.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 247—An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the Director of Agriculture in relation thereto, and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed title, strike out the comma; also strike out all of line 4, and insert in lieu thereof a period.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 7, of the printed bill, strike out all of lines 7 to 11, inclusive.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 317—An act making an appropriation for the purpose of carrying out the provisions of "An act creating the State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title strike out the word "the" after the word creating, and insert in lieu thereof the word "a".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 5 of the title strike out the words "as amended" and insert in lieu thereof the words "and any and all acts amendatory thereof or supplemental thereto."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed bill, after the period following the numeral "1", strike out all of lines 1 to 25, inclusive, and insert in lieu thereof the following:

"For the purpose of carrying out the provisions of "An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, and any and all acts amendatory thereof or supplemental thereto, the sum of seven hundred fifty thousand dollars is hereby appropriated out of any moneys in the State treasury not otherwise appropriated, which sum shall be placed in and constitute a part of the land settlement fund, and is calculated to be returned to the general fund in the State treasury within a period of fifty years from the date of this appropriation going into effect, with interest at the rate of four per cent per annum on so much thereof as shall be withdrawn from said land settlement fund from the time of such withdrawal until return into the said land settlement fund or until returned into the general fund in the State treasury, as the case may be. The State Controller is hereby authorized and directed to draw warrants upon the land settlement fund from time to time upon demand of the State Land Settlement Board, approved by the State Board of Control, and the State Treasurer is hereby authorized and directed to pay such warrants; *provided, however,* that in the event of the people of the State of California, approving that certain act entitled, "An act to authorize the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to carry out the provisions of the Land Settlement Act, approved June 1, 1917, and of any and all acts amendatory thereof or supplemental thereto; to provide ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; to create a State Land Settlement Finance Committee the members of which are to serve without compensation; to define the powers and duties of said State Land Settlement Finance Committee and of other State officers in relation to this act; to appropriate money for the expense of preparing and of advertising the sale of the bonds herein authorized to be issued; and to provide for the submission of this act to a vote of the people at the general election to be holden in the month of November, 1922," enacted at the forty-fourth session of the Legislature of the State of California as provided in said act, then and in that event the said sum of seven hundred fifty thousand dollars hereby appropriated shall be returned into the general fund in the State treasury from the proceeds of the sale of any bonds issued and sold in pursuance of the said act so approved by the people."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 1, of the printed bill, strike out all of lines 1 to 11, inclusive.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 382—An act to appropriate money to be paid as premiums to exhibitors of live stock at district live stock shows to be held in the first and sixth agricultural districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill strike out the words "and sixth".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 3 in the title of the printed bill strike out the word "districts" and insert in lieu thereof the word "district".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed bill, strike out the words "one hundred" and insert in lieu thereof the word "fifty".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 6, of the printed bill, strike out all of lines 6 to 10, inclusive.

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, line 11, of the printed bill, strike out the numeral "3" and insert in lieu thereof the numeral "2".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 1, line 12, of the printed bill, strike out the words "one hundred" and insert in lieu thereof the word "twenty-five".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 1, line 13, of the printed bill, strike out the words "one hundred" and insert in lieu thereof the word "twenty-five".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 444—An act to amend section 1 of an act approved April 25, 1911, and entitled "An act to carry into effect the provisions of subdivision (*c*) of section 14 of article XIII of the constitution of the State of California as the said article was amended on the eighth day of November in the year 1910, in so far as the same relates to the State University; and also to provide for the permanent support and improvement of the University of California; and to that end making a continuing appropriation and creating an annual fund therefor; and repealing an act entitled 'An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor, and to repeal an act approved February 14, 1887, entitled "An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor," and also to repeal an act approved February 27, 1897, entitled "An act to provide additional support and maintenance, and for the acquisition of necessary property and improvements of the University of California, by the levy of a rate of taxation, and the creation of a fund therefor," approved March 20, 1909.'"

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 24, of the printed bill, strike out the rule after the word "be" and insert in lieu thereof the words "three million, three hundred eighty-seven thousand, four hundred and ninety-nine dollars and fifteen cents".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 30, of the printed bill, after the period following the word "year" insert the following words: "The money herein appropriated shall be subject to audit by the Board of Control after expenditure by the Regents of the University of California, and shall be exempt from the provisions of section 683 of the Political Code."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 30, of the printed bill, strike out the period after the word "year" and insert in lieu thereof a comma, and the words: "*and provided, further*, that the Regents may with the permission of the Board of Control and without at the time furnishing vouchers and itemized statements draw from such appropriation a sum not to exceed ten per cent of the total amount appropriated, the sum so drawn to be used as a revolving fund where cash advances are necessary, and at the close of each year, or at any other time, upon the demand of the Board of Control to be accounted for and substantiated by vouchers and itemized statements, submitted to and audited by the Board of Control and the Controller."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 446—An act making an appropriation for the support, maintenance and equipment of the college of agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the rule after the word "of" and insert in lieu thereof the words "two million".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, after the period following the word "California" insert the words: "The money herein appropriated shall be subject to audit by the Board of Control after expenditure by the Regents of the University of California, and shall be exempt from the provisions of section 683 of the Political Code."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 593—An act to provide educational opportunities for persons who served in the Army, Navy, Marine Corps, or revenue marine service in the United States in time of war and making appropriations in aid thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out lines 1 to 4, inclusive, of the title of the printed bill and insert in lieu thereof the following: "An act to provide educational opportunities for persons who served in the Army, Navy or Marine Corps of the United States in time of war, and making an appropriation therefor."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out lines 1 to 8, inclusive, and insert in lieu thereof the following:

"SECTION 1. As used in this act the term "veteran" includes any individual who has served on active duty in the Army, Navy or Marine Corps of the United States in time of war and has received an honorable discharge therefrom or who has been released from active duty under honorable conditions and who was, at the time of his enlistment, induction, commission or drafting, a bona fide resident of the State of California, but does not include".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill strike out lines 17 to 25, inclusive, and also strike out all of page 2 and insert in lieu thereof the following:

"SEC. 2. There is hereby established an educational institution to be known as the California Veterans' Educational Institute, to provide opportunities for veterans to continue their education, and to be under the management and control of the Veterans' Welfare Board as created by the California Veterans' Welfare Act adopted at the forty-fourth session of the Legislature of the State of California.

SEC. 3. Any veteran who desires to continue his education may apply for admission to the institute and if, in the opinion of the board, the educational needs and desires of the veteran can be satisfactorily met in educational institutions in this State, the board shall assume State wardship over the education of such veteran. The board shall have the power within its discretion, to provide educational counsel for students and where necessary to assist them in securing admission to suitable institutions of learning; *provided*, that private tuition schools shall be chosen only when suitable opportunity is not available in public or semipublic institutions.

The board shall also, within its discretion, and in so far as the funds hereinafter provided may permit, have power to provide:

(*a*) For the payment of transportation charges once each year from the home of the student to and from the institution of learning.

(*b*) For the payment of tuition and other fees if there be such.

(*c*) For the purchase of necessary books and supplies.

(*d*) For the monthly payment of an allowance to cover all or a part of the living expenses of the student in an amount which shall not exceed forty dollars per month for each month during which the student is in actual attendance upon a day school, absence during the month on account of illness to be included as a part of such attendance.

(*e*) The amount expended on account of any one veteran under the provisions of this section shall not exceed one thousand dollars.

(*f*) The board shall consider the application of veterans for admission to the institution in the order in which they are received; however, should the funds available be insufficient to meet the obligations, should it assume wardship over all worthy applicants, the board shall assume wardship over such veterans as are most urgently in need of further education.

SEC. 4. The California Veterans' Welfare Board shall have power to cooperate and confer with the duly authorized agencies of the United States in carrying out the provisions hereof.

SEC. 5. For the purpose of carrying out the provisions of this act the sum of five hundred thousand dollars is hereby appropriated out of any money in the State treasury not otherwise appropriated.

SEC. 6. Any veteran who has taken advantage of the benefits of the Veterans' Welfare Act or of the Veterans' Farm and Home Purchase Act, adopted at the forty-fourth session of the Legislature of the State of California, or who has received a bonus or adjusted compensation from this State, shall be precluded from taking advantage of the opportunities offered under the provisions of this act.

SEC. 7. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional such decision shall not affect the validity of the remaining portions of this act, the Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 594—An act creating a State Soldiers' Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill, strike out the words "State Soldiers' Land Settlement" and insert in lieu thereof the words: "Veterans' Welfare".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, of the printed bill, line 2, strike out the words "Soldiers' Land Settlement" and insert in lieu thereof the words "Veterans' Welfare".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, of the printed bill, line 4, after the word "served" insert the following: "on active duty".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, line 5, strike out the words "or Revenue Marine Service", and insert in lieu thereof a comma.

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1 of the printed bill, line 8, strike out the word "or" and insert in lieu thereof a comma.

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 1 of the printed bill strike out lines 9 to 11, inclusive, and insert in lieu thereof the following: "commission or drafting, a bona fide resident of the State of California, but does not include".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 1 of the printed bill, lines 25 and 26, strike out the words "California Sol-" in line 25, and in line 26 strike out the words "diers' Land Settlement", and insert in lieu thereof the words "Veterans' Welfare".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2 of the printed bill, line 2, strike out the words "A majority" and insert in lieu thereof the word "Four".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2 of the printed bill, line 3, strike out the words "and one a member of the State" and insert in lieu thereof a period.

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 2 of the printed bill, line 4, strike out the words "Land Settlement Board."

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 2 of the printed bill, lines 9 and 10, strike out the words "Soldiers' Land" in line 9, and in line 10 strike out the word "Settlement" and insert in lieu thereof the words: "Veterans' Welfare".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 2 of the printed bill, line 13, after the word "selected" insert the following: "by the board".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 2 of the printed bill, line 15, strike out the words "The four" and insert in lieu thereof the word "Four".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 2 of the printed bill, line 17, after the first word "salary" insert a comma.

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 2 of the printed bill, in line 20, strike out the words "Soldiers' Land Settle-" and in line 21 strike out the word "ment" and insert in lieu thereof the words "Veterans' Welfare".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 2 of the printed bill, line 24, strike out the words "California Soldiers' Settlement" and insert in lieu thereof the words "Veterans' Welfare".

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 2 of the printed bill, line 43, after the comma following the word cash insert the following: "or on such terms as the board may see fit,".

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 3 of the printed bill, line 38, strike out the word "atorney" and insert in lieu thereof the word "attorney".

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 4 of the printed bill, line 15, strike out the word "three" and insert in lieu thereof the word "five".

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 4 of the printed bill, line 29, strike out the word "dammed" and insert in lieu thereof the word "sold".

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 4 of the printed bill, line 33, strike out the words "State Land Settlement fund" and insert in lieu thereof the following: "Veterans' Welfare fund for land settlement".

Amendment adopted.

AMENDMENT NUMBER TWENTY-TWO.

On page 4 of the printed bill, line 35, strike out the words "State Land Settlement", all of line 36, and insert the following: "Veterans' Welfare Fund for Land Settlement".

Amendment adopted.

AMENDMENT NUMBER TWENTY-THREE.

On page 4 of the printed bill, line 40, strike out the last word "or" and insert in lieu thereof the word "on".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FOUR.

On page 4 of the printed bill, line 44, after the word "allotments" insert the word "each".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FOUR *a*.

On page 4, line 44, strike out the words "there shall be" and insert in lieu thereof the words "shall have".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FIVE.

On page 5 of the printed bill, line 3, strike out the word "thereof" and insert in lieu thereof the word "therefor".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SIX.

On page 5 of the printed bill, line 12, following the word "sell" insert the words "to a veteran".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SEVEN.

On page 5 of the printed bill, line 20, strike out the word "ten" and insert in lieu thereof the word "one".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SEVEN *a*.

On page 5, between lines 32 and 33, insert the following:

"SEC. 15*a*. The selling prices of the several allotments into which lands purchased under this act are subdivided, other than those set aside for townsite and public purposes, shall be fixed by the board, so as to render such allotments as nearly as possible equally attractive, and calculated to return to the State the original cost of the land, together with a sufficient sum added thereto to cover all expenses and costs of surveying, improving, subdividing, and selling such lands, including the payment of interest, and all costs of engineering, superintendence, and administration, including the cost of operating any works built, directly chargeable to such land, and also the price of so much land as shall on subdivision be used for roads and other public purposes, and also such sum as shall be deemed necessary to meet unforeseen contingencies."

Amendment adopted.

AMENDMENT NUMBER TWENTY-EIGHT.

On page 5 of the printed bill, line 46, after the word "to" insert the word "veteran".

Amendment adopted.

AMENDMENT NUMBER TWENTY-EIGHT *a*.

On page 5, line 48, of the printed bill, strike out the word "act" and insert in lieu thereof the word "acts".

Amendment adopted.

AMENDMENT NUMBER TWENTY-EIGHT *b*.

On page 6, line 12, of the printed bill, after the word "annum" insert the words "compounded at periods to be fixed by the board".

Amendment adopted.

AMENDMENT NUMBER TWENTY-EIGHT *c*.

On page 6, line 15, of the printed bill, after the word "annum" insert the words "compounded at periods to be fixed by the board".

Amendment adopted.

AMENDMENT NUMBER TWENTY-NINE.

On page 6 of the printed bill, line 36, after the word "fire" insert the following: "and such other risks as the board may determine,".

Amendment adopted.

AMENDMENT NUMBER THIRTY.

On page 6 of the printed bill strike out all of line 37 following the word "board", all of line 38 and all of line 39 preceding the words "The board".

Amendment adopted.

AMENDMENT NUMBER THIRTY-ONE.

On page 6 of the printed bill, line 45, commencing with the comma after the word "pay" strike out the remainder of line 45 and all of lines 46 and 47 and insert in lieu thereof a period.

Amendment adopted.

AMENDMENT NUMBER THIRTY-TWO.

On page 7 of the printed bill strike out all of line 21 following the word "premises", and all of line 22 and all of line 23 preceding the words "the failure", and insert in lieu thereof a period.

Amendment adopted.

AMENDMENT NUMBER THIRTY-THREE.

On page 7 of the printed bill insert between the lines 37 and 38 the following:

"If illness or accident prevents a settler from cultivating his land or harvesting any crop or crops growing thereon, the board may cultivate the land or cause it to be cultivated, or harvest, or cause to be harvested the crop or crops growing thereon. In such event the board may sell such crop or crops so harvested. Out of the proceeds of such sale or sales the board may reimburse itself for any expense which it may have incurred in the cultivation of the land, the harvesting of the crops and the sale thereof, and retain any moneys due to the board from the settler, and the balance, if any, shall be paid by the board to the settler."

Amendment adopted.

AMENDMENT NUMBER THIRTY-FOUR.

On page 7 of the printed bill, in line 41, strike out the word "ten" and insert in lieu thereof the word "five".

Amendment adopted.

AMENDMENT NUMBER THIRTY-FIVE.

On page 8 of the printed bill, line 4, strike out the word "land" and insert in lieu thereof the words "Veterans' Welfare Fund for Land Settlement"; also strike out the words "settlement fund" in line 5.

Amendment adopted.

AMENDMENT NUMBER THIRTY-SIX.

On page 8 of the printed bill, line 9, strike out the word "purposes" and insert in lieu thereof the word "purpose".

Amendment adopted.

AMENDMENT NUMBER THIRTY-SEVEN.

On page 8 of the printed bill, strike out all of line 14 preceding the word "which" and insert in lieu thereof the following: "Veterans' Welfare Fund for Land Settlement."

Amendment adopted.

AMENDMENT NUMBER THIRTY-EIGHT.

On page 8, line 15, strike out the words "with interest at the rate of four per cent", also strike out lines 16 to 21, inclusive, and the words "passage of this act." in line 22, and insert in lieu thereof the following: "within a period of fifty years from the effective date of this act with interest at the rate of four per cent per annum on so much thereof as shall be withdrawn from said Veterans' Welfare Fund for Land Settlement, from the date of withdrawal until return into said Veterans' Welfare Fund for Land Settlement, or until return into the general fund in the State treasury, as the case may be: *provided*, that in the event of the sale of any bonds which may be hereafter authorized to be issued to create a fund to be expended in accordance with the provisions of this act, then and in that event the sum of nine hundred fifty thousand dollars hereby appropriated shall be returned into the general fund in the State treasury from the proceeds of the sale of such bonds."

Amendment adopted.

AMENDMENT NUMBER THIRTY-NINE.

On page 8 of the printed bill, line 35, strike out the word "if" and insert in lieu thereof the word "as".

Amendment adopted.

AMENDMENT NUMBER THIRTY-NINE *a*.

On page 8, line 36, after the word "necessary" insert a comma and the following words: "which advances shall be administered as a revolving fund or revolving funds".

Amendment adopted.

AMENDMENT NUMBER FORTY.

On page 8 of the printed bill, line 39, strike out the words "Land Settlement Fund" and insert in lieu thereof the words "Veteran's Welfare Fund for Land Settlement".

Amendment adopted.

AMENDMENT NUMBER FORTY-ONE.

On page 8 of the printed bill strike out all of line 48 following the word "be", all of line 49 preceding the word "as", and insert in lieu thereof the words "filed and printed".

Amendment adopted.

AMENDMENT NUMBER FORTY-TWO.

On page 9 of the printed bill, line 1, strike out the words "biannually as printed" and insert in lieu thereof the following: "biennially as provided".

Amendment adopted.

AMENDMENT NUMBER FORTY-THREE.

On page 9 of the printed bill, after line 7, insert the following: "Nothing contained in that certain act entitled "An act to provide for a general system based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, or in any acts amendatory thereof or supplementary thereto, or in any other act or acts whatsoever, shall limit the power of the board to utilize the services of veterans in administrative and other work, for the purpose of carrying out the provisions of this act."

SEC. 29. Any veteran who has taken advantage of the benefits of the Veterans' Farm and Home Purchase Act adopted at the forty-fourth session of the Legislature of the State of California shall be precluded from taking advantage of the opportunities offered under the provisions of this act.

SEC. 30. It is hereby made the duty of all State, county, city and county officials to furnish and give all required information to the veterans' welfare board, upon request, and shall further assist said board in any manner in accordance with law and without charge therefor.

SEC. 31. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 856—An act to add a new section to the Political Code, to be numbered 3664*c*, providing for the collection of data and the determination of valuations by the State Board of Equalization for purposes of taxation and providing an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 14, strike out the words "twelve thousand five hundred" and insert in lieu thereof the following: "twenty-five thousand".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 15, strike out the words "fiscal year" and insert "biennium".

Amendment adopted.

Bill read second time, and ordered to print, engrossment and third reading.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 16, 1921, passed the following:

Assembly Bill No. 157—An act to amend section 340 of the Penal Code, relating to the rate of interest that may be charged by pawnbrokers;

Also: Assembly Bill No. 238—An act to amend section 628*f* of the Penal Code of the State of California, relating to the protection of fish and game;

Also: Assembly Bill No. 599—An act to amend section 4013 of the Political Code, relating to officers of a county;

Also: Assembly Bill No. 600—An act to amend section 1543 of the Political Code, relating to the duties of superintendent of schools;

Also: Assembly Bill No. 777—An act to amend section 73 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended, relating to the liability of officers by adding a new section thereto to be numbered section 15*a*, relating to acquiring distribution ditches;

Also: Assembly Bill No. 959—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors;

Also: Assembly Bill No. 1024—An act to repeal section 288*a* of the Penal Code, and to add thereto a new section, to be numbered 288*a*, prohibiting sex perversions and prescribing a penalty for violation of the provisions hereof.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 157 and 1024 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 238 read first time, and referred to Committee on Fish and Game.

Assembly Bills Nos. 599 and 959 read first time, and referred to Committee on County Government.

Assembly Bill No. 600 read first time, and referred to Committee on Education.

Assembly Bill No. 777 read first time, and referred to Committee on Irrigation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 16, 1921, passed the following:

Assembly Bill No. 1157—An act to add a new section to the Political Code to be numbered 1527*a*, relating to retirement salaries of teachers employed in State schools and State institutions.

Also: Assembly Bill No. 1316—An act to amend section 548 of the Penal Code, relating to the burning, destroying, abandoning, concealing or disposing of insured property;

Also: Assembly Bill No. 1318—An act to regulate the sale of imported eggs, powdered egg and egg products, and providing a penalty for the violation of the provisions of this act;

Also: Assembly Bill No. 1321—An act authorizing any city, city and county, town or political subdivision organized under the laws of this State to permit and regulate the use of space more than fifteen feet above and over the streets, alleys and public places of said city, city and county, town or other political subdivision of the State upon payment of compensation therefor to be fixed by ordinance;

Also: Assembly Bill No. 1325—An act to amend section 4143 of the Political Code, relating to the duties of the coroner;

Also: Assembly Bill No. 1336—An act to amend the title of an act entitled "An act to provide for the acquisition by municipalities of land for public park or public playground purposes by condemnation, and for the establishment of assessment districts and the assessment of property therein to pay the expense of acquiring such land," approved April 22, 1909, as amended, and to add a new section thereto to be numbered 1*a*, providing for the establishment of assessment districts and the assessment of property therein to pay the expenses of improving such land for park or playground purposes.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 1157 read first time, and referred to Committee on Education.

Assembly Bill No. 1316 read first time, and referred to Committee on Insurance.

Assembly Bill No. 1318 read first time, and referred to Committee on Agriculture.

Assembly Bills Nos. 1321 and 1336 read first time, and referred to Committee on Municipal Corporations.

Assembly Bill No. 1325 read first time, and referred to Committee on Public Health and Quarantine.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 15, 1921, passed Assembly Bill No. 957—An act to amend section

4241 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twelfth class.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 957 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 16, 1921, adopted Assembly Concurrent Resolution No. 31—Approving an amendment to the charter of the city of San Bernardino, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fifteenth day of March, 1921.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Concurrent Resolution No. 31 referred to Committee on Municipal Corporations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 16, 1921, adopted the following:

Assembly Joint Resolution No. 15—Relative to the indorsement effecting the enlargement of the federal arsenal located at Benicia, Solano County, California; Also: Assembly Joint Resolution No. 20—Relative to the establishment of the Bankhead National Highway.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Joint Resolutions Nos. 15 and 20 re-referred to Committee on Federal Relations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 16, 1921, adopted Senate Joint Resolution No. 21—Relative to the protection of American grown hops.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Senate Joint Resolution No. 21 ordered to enrollment.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 542—An act to amend an act entitled "An act relating to bonds of irrigation districts, providing under what circumstances such bonds shall be legal investments for funds of banks, insurance companies and trust companies, trust funds, State school funds and any money or funds which may now or hereafter be invested in bonds of cities, cities and counties, counties, school districts or municipalities, and providing under what circumstances the use of bonds of irrigation districts as security for the performance of any act may be authorized," approved June 13, 1913, by amending section 5 thereof, and to add a new section to said act to be numbered section 8, relating to the inclusion in the term "irrigation districts" districts designated as water conservation districts, water conservancy districts or water improvement districts—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—5; absent—4.

IRWIN, Chairman.

Senate Bill No. 542 ordered on file for second reading.

CONTINUANCE OF SPECIAL ORDER.

The hour having arrived for the consideration of Senate Bill No. 723, heretofore set as a special order for eleven o'clock and thirty minutes a.m. this day, on motion of Senator Chamberlin, the further consideration was continued until the conclusion of the proceedings under the call of the Senate on Senate Bill No. 1.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Carr, W. J., asked for and was granted unanimous consent to take up Senate Bill No. 890 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 890—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIc, embracing sections 362 to 362e, both inclusive, relating to a Department of Education.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Carr, W. J., moved to refer Senate Bill No. 890, as amended April 13, 1921, to Senator Jones, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 4, of the printed bill, after the word "law" and before the period, insert the following: "and the members thereof shall receive the compensation now allowed by law".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 890, with instructions to amend, respectfully reports the same back, amended as per instructions.

JONES, Special Committee.

Report read, and on motion of Senator Carr adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Inman asked for and was granted unanimous consent to take up Senate Bill No. 805 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 805—An act to amend sections 2, 3, 4, 5, 6, 7, 9, 11, 15 and 36 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Inman moved to refer Senate Bill No. 805 to Senator Johnson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 3 of the printed bill as amended April 14, 1921, between lines 48 and 49 insert the following:

"SEC. 9. Section 15 of said act is hereby amended to read as follows:

Sec. 15. Upon the conclusion of such hearing such board of directors shall make an order determining the amount of the benefits to accrue to the State and to each county comprising the district, and to the people residing therein, and shall make an assessment against the State and said counties in proportion to the benefits so to accrue, in a sum equal to said estimated cost, or so much thereof as may be necessary, but said estimated cost, if deemed excessive, may be reduced to such an amount as the board of directors shall deem proper. The amount of such assessment shall be certified to and transmitted to the State Board of Control, and to the boards of supervisors of the counties constituting the district.

The provisions of this section shall not be construed to require that the assessment imposed shall be sufficient to meet the entire estimated cost of the proposed highway, but may provide for the construction of only such portions thereof as may be deemed expedient. From time to time additional assessments may be imposed for any remaining portion of such highway, or to provide for its completion in the event of the cost exceeding the estimate made by the engineer."

AMENDMENT NUMBER TWO.

On page 3 of the printed bill, line 49, strike out the figure "9" and insert in lieu thereof the figure "10".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 805, with instructions to amend, respectfully reports the same back, amended as per instructions.

JOHNSON, Special Committee.

Report read, and on motion of Senator Inman adopted.

Bill ordered to print, and re-engrossment.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., on motion of Senator Breed, the hour of recess was extended until one o'clock p.m.

HOUR OF RECESS EXTENDED.

At one o'clock p.m., on motion of Senator Breed, the hour of recess was extended until one o'clock and thirty minutes p.m.

HOUR OF RECESS EXTENDED.

At one o'clock and thirty minutes p.m., on motion of Senator Breed, the hour of recess was extended until two o'clock and forty-five minutes p.m.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 145—An act making an appropriation for the encouragement of county fairs and providing for the distribution of the moneys hereby appropriated—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

GATES, Chairman.

Senate Bill No. 145 ordered on file for second reading.

ON MILITARY AFFAIRS.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Military Affairs, to which was referred Senate Bill No. 750—An act to amend sections 1927 and 2086 of the Political Code, relating to officers and employees in the Adjutant General's office—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—5; committee vote: Ayes—5.

SCOTT, Chairman.

Senate Bill No. 750 ordered on file for second reading.

ON MANUFACTURES.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Manufactures, to which was referred Senate Bill No. 970—An act to add a new section to the Penal Code to be numbered section 402*f*, defining pillows; regulating the making, remaking and sale thereof; requiring that materials used therein shall be accurately described, and prescribing the manner in which pillows shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—5; committee vote: Ayes—4; absent—1.

GODSIL, Chairman.

Senate Bill No. 970 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 416—An act appropriating money for repairs, improvements and equipment for the California Polytechnic School at San Luis Obispo—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.

Committee membership—15; committee vote: Ayes—13; absent—2.

HARRIS, Chairman.

Senate Bill No. 416 re-referred to Committee on Finance.

REQUESTS FOR INTRODUCTION OF BILLS.

The following request for permission to introduce a bill was presented:

By Senator Breed:

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California.

Request referred to Committee on Rules.

Also:

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act making an appropriation for the support, maintenance and equipment of the University of California.

Request referred to Committee on Rules.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Breed to introduce a bill entitled—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Breed: Senate Bill No. 981—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California.

Bill read first time, and referred to Committee on Finance.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Breed to introduce a bill entitled—An act making an appropriation for the support, maintenance and equipment of the University of California—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—3; absent—2.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Shearer, Slater, and Yonkin—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Breed: Senate Bill No. 982—An act making an appropriation for the support, maintenance and equipment of the University of California.

Bill read first time, and referred to Committee on Finance.

MOTION.

Senator Breed moved that the President of the Senate be requested to send telegrams to Senators Frank M. Carr and A. P. Anderson requesting and instructing them to come forthwith to Sacramento, and in said telegrams so explain how their absence is causing the work of the Senate to be suspended.

Motion seconded by Senator Gates.

Motion carried.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At two o'clock and thirty minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 192—An act creating an irrigation and water conservation district to be known as Santa Clara County Irrigation District, subject to the approval of the electors residing in said district; providing for an election to determine whether said district shall be organized; providing for the election of a board of trustees and the management and control of said district by said board of trustees and defining the powers and duties of said board; authorizing said district to acquire water rights, to acquire and hold property, to sue and be sued and to have and exercise all rights and powers of a public corporation; providing for the levy and collection of assessments; and providing for the issuance and payment of bonds;

Also: Senate Bill No. 296—An act declaring the irrigation of arid and semiarid lands a public use, and providing for the exercise of the power of eminent domain in aid thereof whether by private individuals for their own immediate private benefit or by public or quasi-public corporations;

Also: Senate Bill No. 646—An act to provide for the investigation by the State of California of the possibilities of the storage, control and diversion of water for public use and public protection in the State of California, and making an appropriation for said purpose;

Also: Senate Bill No. 242—California Water Conservation District Act—An act providing for the organization, operation, maintenance, and government of water storage districts, and for the acquisition, appropriation, diversion, storage, conservation, and distribution of water for irrigation of lands in such districts, for drainage and reclamation connected therewith, and for the generation, disposition, and sale of hydro-electric energy developed incidental to such storage and distribution; and for the acquisition of lands or rights therein and the acquisition, construction, operation, and maintenance of works to carry into effect the provisions of this act; and conferring upon the State Engineer certain additional duties and powers in connection with the carrying out of the purposes of said act and providing for the appointment of directors to assist the State Engineer in so doing and defining said duties and powers; and repealing the California Irrigation Act approved June 4, 1915, and all acts amendatory thereof;

Also: Senate Bill No. 153—An act to establish standards for grain, providing for grading and inspection, defining the powers and duties of the Director of Agriculture in respect thereto, prescribing penalties for violation of the provisions hereof and making an appropriation to carry out the provisions of this act;

Also: Senate Bill No. 414—An act to amend section 602b of the Political Code, relating to a classification of risks, premium rates and schedule ratings for insurance

carriers insuring employers or employees under Workmen's Compensation, Insurance and Safety Act, chapter 176, Laws of 1913; to permit the issuance of compensation participating policies and requiring annual reports to the State Insurance Commissioner; authorizing the State Insurance Commissioner to enforce the provisions of this act and providing penalties for its violation;

Also: Senate Bill No. 914—An act to amend sections 1, 3, and 4 of "An act to provide for the adoption of textbooks for use in the public high schools of the State, and for furnishing textbooks for the use of pupils of such schools," approved May 18, 1917, and to add a new section thereto to be numbered section 12, providing for free high school textbooks at the California Polytechnic School;

Also: Senate Bill No. 225—An act to amend section 1750 of the Political Code, relating to adoption of course of study and textbooks by high school boards;

Also: Senate Bill No. 455—An act to amend section 1750c of the Political Code, relating to high schools;

Also: Senate Bill No. 456—An act to amend section 1552 of the Political Code, relating to the county superintendent of schools;

Also: Senate Bill No. 457—An act to amend section 1607 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 206—An act to amend section 1521 of the Political Code, relating to the per diem of members of the State Board of Education and the compensation of the assistant superintendents of public instruction;

Also: Senate Bill No. 775—An act to provide for the issuance of bonds by junior college districts;

Also: Senate Bill No. 214—An act to amend section 16 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913 as amended;

Also: Senate Bill No. 956—An act to amend section 1742 of the Political Code, relating to high schools;

Also: Senate Bill No. 257—An act appropriating money for repairs and improvements to the buildings and grounds and equipment for the Santa Barbara State Normal School;

Also: Senate Bill No. 328—An act appropriating money for furniture and equipment for the Hastings College of the Law;

Also: Senate Bill No. 332—An act appropriating money for the construction of a building or buildings for manual arts and home economics and the equipping and furnishing of the same at the San Jose State Normal School;

Also: Senate Bill No. 333—An act appropriating money for repairs and improvements including a new well and equipment at the San Jose State Normal School;

Also: Senate Bill No. 336—An act appropriating money for the erection of a school room and assembly building at the Sonoma State Home;

Also: Senate Bill No. 357—An act appropriating money for the completion of buildings, improvements to grounds and the purchase of equipment at the Humboldt State Normal School;

Also: Senate Bill No. 361—An act appropriating money for the erection of cottages for employees for San Quentin State Prison;

Also: Senate Bill No. 379—An act appropriating money for general improvements on the property of the State situated in Napa County and known as the Napa State Farm;

Also: Senate Bill No. 380—An act appropriating money for a cottage and equipment for patients at the Napa State Hospital;

Also: Senate Bill No. 381—An act appropriating money for repairs, improvements, equipment and furnishings for the Veterans' Home at Yountville;

Also: Senate Bill No. 387—An act appropriating money to carry out the building and developmental program at Whittier State School, and for repairs, improvements and equipment;

Also: Senate Bill No. 391—An act appropriating money for the housing and training of patients at the Southern California State Hospital;

Also: Senate Bill No. 405—An act appropriating money to be used for malaria control by the State Board of Health;

Also: Senate Bill No. 407—An act appropriating money to be used for plague parasitology by the State Board of Health;

Also: Senate Bill No. 421—An act appropriating money for repairs, improvements and equipment for the Stockton State Hospital;

Also: Senate Bill No. 422—An act appropriating money for the erection and equipment of a receiving and psychopathic building at the Stockton State Hospital;

Also: Senate Bill No. 425—An act to appropriate money to be expended by and under the direction of the Department of Engineering for the purpose of rectifying and improving the channels of the Sacramento, San Joaquin and Feather rivers, and such other waters of the State as the Department of Engineering may determine;

improving the navigability of such waters and acquiring land for necessary rights of way therefor; making surveys, investigations and report upon the feasibility of canalizing the rivers of the State and constructing canals for navigation, and making surveys, investigations and plans for flood control; the examination and supervision of dams and the investigation of rainfall, snowfall, runoff, and stream flow affecting navigation, flood control or irrigation and preventing and repairing damage in certain cases;

Also: Senate Bill No. 430—An act appropriating money for office furniture and equipment for the Secretary of State's office;

Also: Senate Bill No. 431—An act appropriating money for repairs, improvements and the completion of buildings and extension of the wall at the Folsom State Prison;

Also: Senate Bill No. 432—An act making appropriation for the purchase of a building site and the erection of a building for the State Printing Office;

Also: Senate Bill No. 433—An act appropriating money to cover rental and other expense necessary toward the maintenance of offices for State departments in Sacramento and Los Angeles;

Also: Senate Bill No. 469—An act appropriating money to be used for the support and maintenance of the Division of Public Health Nurses by the State Board of Health;

Also: Senate Bill No. 471—An act making an appropriation to carry out the purposes of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California" and amendatory acts thereto;

Also: Senate Bill No. 495—An act making it the duty of steam railroad companies operating in whole or in part within the State of California to provide first medical aid to injured passengers, employees or other persons; requiring employees in charge of steam trains and steam engines to report after the use of the medical supplies furnished under this act; and providing penalties for its violation;

Also: Senate Bill No. 497—An act appropriating money for improvements to streets and grounds at Fresno State Normal School;

Also: Senate Bill No. 546—An act appropriating money for repairs, improvements, furniture and equipment for the Industrial Home for the Adult Blind;

Also: Senate Bill No. 555—An act appropriating the sum of seventy-five thousand dollars to defray the expense, during the seventy-third and seventy-fourth fiscal years, of organizing, controlling, equipping, instructing and maintaining the high school cadet companies in the State of California and for promoting rifle practice in said companies and to further carry out the purposes of an act entitled "An act to provide for the organization, control and equipment of high school cadet companies and for the promotion of rifle practice therein, and appropriating the sum of five thousand dollars therefor";

Also: Senate Bill No. 564—An act appropriating money to pay the cost of printing, publishing and distributing State textbooks free to the school children of the State in accordance with the provisions of the constitution;

Also: Senate Bill No. 585—An act appropriating money for the erection of a receiving building and for the equipment and service in connection thereto for Mendocino State Hospital;

Also: Senate Bill No. 586—An act appropriating money to purchase additional land for the Mendocino State Hospital and to improve the same;

Also: Senate Bill No. 637—An act appropriating money to purchase a new site for the Women's Relief Corps Home;

Also: Senate Bill No. 757—An act appropriating money for repair or exchange of the State automobile of the Governor's office;

Also: Senate Bill No. 400—An act to amend section 2 of an act entitled "An act to prevent blindness from ophthalmia; to vest certain powers and duties in the State Board of Health and health officers; to impose certain duties upon physicians, midwives, nurses and other persons; and to provide for the enforcement of this act, and the repeal of chapter XIV of the Statutes of 1897 entitled 'An act to regulate medical practice, to prevent blindness in infants,' and other acts in conflict herewith approved June 11, 1915";

Also: Senate Bill No. 401—An act to amend sections 10 and 11 of the State Medical Practice Act;

Also: Senate Bill No. 939—An act to amend sections 2, 3, 4, 8, 11, 13 and 15 of an act entitled "An act defining mattresses; regulating the making, remaking and sale thereof; prohibiting the use of insanitary and unhealthy materials therein; requiring that materials used shall be accurately described and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915;

Also: Senate Bill No. 368—An act to amend an act entitled "An act providing for the improvement, development, or protection of any harbor, bay, inlet, or other arm of the sea existing within any county of this State, providing for the appointment of a harbor commission by the board of supervisors of any such county to have charge and control of the improvement, development, or protection thereof, and the voting, issuance and sale of the bonds of such county to pay the cost thereof," by amending section 2 thereof, and adding three new sections to be numbered sections 13, 14, and 15;

Also: Senate Bill No. 370—An act granting certain tidelands and submerged lands of the State of California to the city of Newport Beach, upon certain trusts and conditions;

Also: Senate Bill No. 374—An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions;

Also: Senate Bill No. 946—An act to add one new section, to be numbered 1617c, to the Political Code, providing for the cooperative purchase of staple apparatus and supplies by trustees of common school districts, high school boards and boards of education of city school districts through the county purchasing agent or the office of the county superintendent of schools;

Also: Senate Joint Resolution No. 22—Relative to H. R. Bill No. 15854, establishing the grade of Lieutenant General in the armies of the United States;

Also: Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of the State by adding a new article thereto to be numbered XXIV, establishing a State Athletic Commission and regulating boxing and sparring in the State;

Also: Senate Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 1 of article IV, relating to initiative and referendum;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 634—An act to add a new section to be known as 9a 34 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians in counties of the twenty-second and thirty-fourth classes;

Also: Senate Bill No. 275—An act to amend section 29 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, and to repeal all acts and parts of acts inconsistent with this act;

Also: Senate Bill No. 307—An act to amend an act entitled "An act to amend an act entitled 'An act to provide for temporary floors in buildings more than three stories high in the course of construction and for the protection of the life and limb of workmen employed in such buildings from falling through joists or girders, and from falling bricks, rivets, etc.,' approved March 6, 1909, and to make the act apply to buildings more than two stories high in the course of construction," approved April 26, 1911, by amending sections 1, 2, 3, 4 and 5 of said act, and repealing sections 6 and 7 thereof;

Also: Senate Bill No. 538—An act to amend section 1519a of the Political Code, relating to the powers and duties of the State Board of Education;

Also: Senate Bill No. 676—An act to amend section 4014 of the Political Code, relative to township officers;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

HOUR OF RECESS EXTENDED.

At two o'clock and forty-five minutes p.m., on motion of Senator Breed, the hour of recess was extended until five o'clock and thirty minutes p.m.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At five o'clock and fifteen minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator McDonald.

The Secretary was directed to call the roll, on Senator McDonald's motion, of the Senators who had not answered to their names.

The roll was called, and the motion lost, by the following vote:

AYES—Senators Arbuckle, Burnett, Canepa, Crowley, Duncan, Flaherty, Godsil, Johnson, McDonald, Osborne, Purkitt, Rigdon, Scott, Sharkey, Shearer, and Slater—16.

NOES—Senators Allen, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Gates, Harris, Hart, Ingram, Inman, Irwin, King, Lyon, Nelson, Rominger, Rush, Sample, and Yonkin—20.

HOUR OF RECESS EXTENDED.

At five o'clock and thirty minutes p.m., on motion of Senator Breed, the hour of recess was extended until six o'clock p.m.

MOTION.

Senator McDonald moved that Senate Bill No. 1 be withdrawn from the file, and re-referred to Committee on Reapportionment.

Motion seconded.

The question being on the motion to re-refer.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators McDonald, Crowley, and Flaherty on the motion to re-refer.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Chamberlin moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

The Secretary announced the absentees.

Time, five o'clock and forty-five minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

HOUR OF RECESS EXTENDED.

At six o'clock p.m., on motion of Senator Breed, the hour of recess was extended until seven o'clock and forty-five minutes p.m.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Yonkin, the further consideration of the motion to reconsider the vote whereby Senate Constitutional Amendment No. 30 was refused adoption was continued until the next legislative day.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator King moved to reconsider the vote whereby Senate Bill No. 965—An act to amend section 1333 of the Political Code, relating to filling vacancies in the office of United States Senator—was refused passage.

The roll was called on the motion to reconsider the vote whereby Senate Bill No. 965 was refused passage, and reconsideration granted by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—Senator Godsil—1.

The question being on the final passage of Senate Bill No. 965.

The roll was called, and Senate Bill No. 965 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Johnson, Jones, King, Nelson, Osborne, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—Senators Irwin, McDonald, Purkitt, and Shearer—4.

Title read and approved.

Bill ordered transmitted to the Assembly.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Sharkey, Senate Bill No. 646 was ordered withdrawn from the file, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standings committees were received and read, out of the regular order:

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 770—An act providing for the organization and establishment, management and maintenance of institutes of technology, authoritative occupational technical institutions of comprehensive scope and of university rank in their advanced courses of instruction and training, by counties, city and county, the several different high school districts in any given county or by groups of said districts—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—15; committee vote: Ayes—8; noes—4; absent—3.

HARRIS, Chairman.

Senate Bill No. 770 ordered on file for second reading.

ON PUBLIC CHARITIES AND CORRECTIONS.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Public Charities and Corrections, to which was referred Senate Bill No. 977—An act to authorize the State Board of Charities and Corrections to provide for the expenses of returning persons indicted or informed against for failure to support minor children, and making an appropriation for that purpose—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.

Committee membership—7; committee vote: Ayes—6; absent—1.

CANEPA, Chairman.

Senate Bill No. 977 re-referred to Committee on Finance.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Nelson asked for and was granted unanimous consent to take up Assembly Bill No. 654 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 654—An act to amend section 4283 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-fourth class.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Nelson moved to refer Assembly Bill No. 654 to Senator Harris, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 15, of the printed bill, as amended April 13, 1921, strike out the period and insert in lieu thereof a comma and the words "and said auditor and recorder shall pay his own deputy or copyist."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 654, with instructions to amend, respectfully reports the same back, amended as per instructions.

HARRIS, Special Committee.

Report read, and on motion of Senator Nelson adopted.

Bill ordered to print.

REPORTS OF STANDING COMMITTEE—(OUT OF ORDER).

The following reports of standing committee were received and read, out of the regular order:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 648—An act to add a new section to be known as 9a 44 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 929—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class;

Also: Assembly Bill No. 645—An act to add a new section to be known as 9a 52 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 1190—An act to amend section 4248 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the nineteenth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bills Nos. 648, 929, 645 and 1190 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 925—An act to amend section 4282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class;

Also: Assembly Bill No. 505—An act to amend section 4260 of the Political Code, relating to the salaries, fees and expenses of officers, their clerks, deputies, stenographers and assistants, in counties of the thirty-first class;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bills Nos. 925 and 505 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 73—An act to add a new section to be known as 9*gg* to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended;

Also: Assembly Bill No. 212—An act to add a new section to be known as 9*tt* to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bills Nos. 73 and 212 ordered on file for second reading.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At six o'clock and forty minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 849—An act to enforce the provisions of article XVIII of the amendments to the constitution of the United States; prohibiting all acts or omissions prohibited by the Volstead Act; imposing duties on courts, prosecuting attorneys, sheriffs and other officers, and extending their jurisdiction; and providing for the disposition of fines and forfeitures.

On motion of Senator Jones, Assembly Bill No. 849 was passed on file.

Assembly Bill No. 126—An act to amend sections 6, 8, 9, 12, 16, 17, 18, 19, 24, 25, 26, 28, 29, and 32 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to

enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915, and to add two new sections thereto, to be numbered 44 and 45.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 6, line 13, of the printed bill, as amended March 28, 1921, after the period following the word "sealer" insert the following: "In counties of the thirteenth class the sealer shall receive as compensation the sum of one thousand eight hundred dollars per annum and said sealer shall be paid in the same manner as the salaries of other county officers are paid: *provided, however*, that in counties of the thirteenth class the sealer shall receive his actual and necessary traveling expenses."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 486—An act to amend the Code of Civil Procedure by adding thereto three new sections, to be numbered 689*a*, 689*b* and 689*c*, all relating to the manner of levying attachment or execution upon personal property in the possession of the buyer under a contract for its purchase.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 25, of the amended bill, strike out the words "service upon him of a written demand therefor," and insert in lieu thereof the following: "personal service upon him by the levying officer of a written demand therefor, which service must be attested by the officer's certificate thereof, filed before the sale with the papers of the action wherein the attachment or execution was issued,".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 1096—An act to amend section 626 of the Penal Code, relating to the protection of game.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 381—An act to amend section 4254 of the Political Code, relating to the salaries and fees of officers of the counties of the twenty-fifth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 4 of the printed bill, line 33, after the semicolon insert the following: "*provided*, that each justice of the peace in townships of this class shall be an attorney-at-law admitted to practice before the Supreme Court of this State;".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 981—An act to add a new section to be numbered section 19x 25 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT NUMBER THIRTY-THREE—(OUT OF ORDER).

Senator Scott asked for and was granted unanimous consent to take up Senate Constitutional Amendment No. 33 for reading, at this time, out of the regular order, for the purpose of amendment.

Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of the State by adding a new article thereto to be numbered XXIV, establishing a State Athletic Commission and regulating boxing and sparring in the State.

Senate Constitutional Amendment No. 33 read.

AMENDMENTS FROM THE FLOOR.

During reading of the constitutional amendment, the following amendments were offered and their adoption moved by Senator Scott:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, as amended April 15, 1921, in line 20, strike out the words "the American Legion" and insert in lieu thereof the following: "a bona fide patriotic organization".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, as amended April 15, 1921, in line 21, strike out the words "an annual salary" and all of line 22 preceding the word "his".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, as amended April 15, 1921, in line 32, strike out the word "three" and insert in lieu thereof the word "four".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 4, line 15, of the printed bill, strike out the word "fifteen" and insert in lieu thereof the word "ten"; also on page 4, line 17, strike out the word "fifteen" and insert in lieu thereof the word "ten".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 4, of the printed bill, in line 51, after the word "or" insert the following: "any person having a".

Amendment adopted.

Senate Constitutional Amendment No. 33 ordered to print, and re-engrossment.

MOTION.

Senator Nelson moved that the Senate take up for consideration the third reading file of Senate bills.

Motion carried.

MOTION.

Senator Eden moved that Senate bills passed on file during the present call of the Senate retain their place on file.

Motion carried.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file, to retain its place.

Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 606 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Johnson, Jones, King, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 832 was passed on file, not to retain its place.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 835 was passed on file, not to retain its place.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act

to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

On motion of Senator Carr, W. J., Senate Bill No. 415 was passed on file, not to retain its place.

Senate Bill No. 801—An act to amend section 628 of the Penal Code, relating to the protection of shrimp, spiny lobster and crab.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 801 passed by the following vote:

AYES—Senators Allen, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended.

On motion of Senator Jones, Senate Bill No. 815 was passed on file, to retain its place.

Senate Bill No. 56—An act to regulate the method of voting for and electing candidates for judicial offices at primary and general elections by giving each office a designating number for the purposes of elections where two or more persons are to be elected to the same judicial office for the same term at the same election.

On motion of Senator Breed, Senate Bill No. 56 was passed on file, to retain its place.

Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

On motion of Senator Jones, Senate Bill No. 807 was passed on file, to retain its place.

Senate Bill No. 275—An act to amend section 29 of an act entitled "An act to prevent the manufacture or sale of dairy products from

unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act and amendments thereto."

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 275 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 440—An act to amend section 10 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended.

On motion of Senator Breed, Senate Bill No. 440 was passed on file, to retain its place.

Senate Bill No. 304—An act to amend section 402c of the Penal Code, relating to protection of labor engaged in the construction, alteration, repairing, painting or cleaning of houses, buildings or structures, by including provision for the enforcement thereof by the Industrial Accident Commission.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 304 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris,

Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—33.
NOES—Senator Rominger—1.

Title read and approved.
Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At seven o'clock and ten minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Chamberlin.

The Secretary was directed to call the roll, on Senator McDonald's motion to re-refer Senate Bill No. 1 to the Committee on Reapportionment, of the Senators who had not answered to their names.

The roll was called, and the motion to re-refer carried by the following vote:

AYES—Senators Allen, Arbuckle, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Purkitt, Rigdon, Scott, Shearer, and Slater—22.
NOES—Senators Boggs, Breed, Carr, W. J., Chamberlin, Eden, Gates, Hart, Ingram, Irwin, King, Lyon, Rominger, Rush, Sample, Sharkey, and Yonkin—16.

RE-REFERENCE OF SENATE BILL NUMBER ONE.

Senate Bill No. 1 ordered re-referred to Committee on Reapportionment.

MOTION.

Senator Inman moved that Senate Bill No. 1, by unanimous consent, retain its place on the file and be returned by the Committee on Reapportionment to the Senate not later than noon on Tuesday, April 19, 1921.

Motion carried.

MOTION.

Senator Sample moved that the bills of any member of the Reapportionment Committee shall not lose their place on the file in the event any of his bills should be called before the hour of noon to-morrow, April 19, 1921.

Motion carried.

MOTION.

Senator Chamberlin moved that the further consideration of the motion to reconsider the vote whereby Senate Bill No. 723—An act to provide for the safety and protection of railroad employees by prohibiting railroads from requiring employees to ride on top of moving freight cars except in certain cases; and prescribing penalties for violation of the provisions hereof—was passed, be continued until the next legislative day.

The question being on the motion to postpone consideration of the motion to reconsider.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Sharkey, Canepa, and Carr, F. M.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Chamberlin moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—33.

The Secretary announced the absentees.

Time, seven o'clock and twenty minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

HOUR OF RECESS EXTENDED.

At seven o'clock and forty-five minutes p.m., on motion of Senator Breed, the hour of recess was extended until eight o'clock and thirty minutes p.m.

HOUR OF RECESS EXTENDED.

At eight o'clock and thirty minutes p.m., on motion of Senator Breed, the hour of recess was extended until nine o'clock and forty-five minutes p.m.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 305—An act to amend an act entitled "An act to regulate the construction, operation and maintenance of elevators in buildings during the course of construction and providing for the inspection of same by the Bureau of Labor Statistics, and providing for a penalty for violation thereof" (chapter 275, Laws 1913), approved June 7, 1913, by amending sections 2 and 3 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 305 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 306—An act to amend an act entitled "An act to regulate certain scaffolding or staging for the protection of workmen; requiring that in addition to the duties imposed by any law upon employers using or directing or permitting the use of scaffolding or staging swung or suspended from an overhead support such employers shall be subject to the provisions of this act; fixing penalties for a violation hereof to be the same as provided in section 402c of the Penal Code; and providing for the enforcement of this act by the

Commissioner of the Bureau of Labor Statistics" (chapter 48, Laws 1913), approved April 22, 1913.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 306 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 295—An act to require employers to keep records of the working hours and wages of women and minors in certain cases; providing for the inspection of such records by certain authorities, their deputies and agents; and providing penalties for the violation thereof.

In the absence of the author, Senate Bill No. 295 was passed on file, to retain its place.

Senate Bill No. 65—An act limiting the hours of labor of females employed as personal or domestic servants and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act and for permitting or suffering any overseer, superintendent, foreman, housekeeper, or any other agent of any such employer to violate the provisions of this act.

In the absence of the author, Senate Bill No. 65 was passed on file, to retain its place.

Senate Bill No. 499—An act to accept the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States Congress assembled and approved February 25, 1920, entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium of the public domain" and setting aside the funds received by the State under the provisions of said act of Congress.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 499 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 500—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 500 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart,

Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—30.
NOES—Senators King, Purkitt, and Shearer—3.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 786—An act to amend an act entitled "An act to provide for proceedings against and liquidation of delinquent insurance corporations and associations," approved April 30, 1919, by adding thereto a new section to be numbered 2*a*, relating to proceedings against and liquidation of delinquent insurance corporations and associations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 786 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At nine o'clock and ten minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Chamberlin.

The Secretary was directed to call the roll, on the motion of Senator Chamberlin to postpone consideration of the motion to reconsider the vote whereby Senate Bill No. 723 was passed, of the Senators who had not answered to their names.

The roll was called, and the motion to postpone consideration of the motion to reconsider the vote lost, by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Chamberlin, Duncan, Gates, Hart, Irwin, Johnson, King, Lyon, Purkitt, Rominger, Sample, Shearer, and Yonkin—16.
NOES—Senators Allen, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—23.

The question being on the motion to reconsider the vote whereby Senate Bill No. 723 was passed.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Chamberlin moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart,

Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—36.

The Secretary announced the absentees.

Time, nine o'clock and twenty-five minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 307—An act to amend an act entitled "An act to amend an act entitled 'An act to provide for temporary floors in buildings more than three stories high in the course of construction and for the protection of the life and limb of workmen employed in such buildings from falling through joists or girders, and from falling bricks, rivets, etc.,' approved March 6, 1909, and to make the act apply to buildings more than two stories high and in the course of construction," approved April 26, 1911, by amending sections 1, 2, 3, 4 and 5 of said act, and repealing sections 6 and 7 thereof.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 307 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rominger, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 660—An act to regulate and license the business of automobile and auto truck transportation in the State of California and providing penalties for the violation of the provision thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 660 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Scott, Sharkey, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR NELSON IN THE CHAIR.

At nine o'clock and thirty-five minutes p.m., Senator Nelson of the First District was called to the chair.

Senate Bill No. 893—An act authorizing the Governor of California to appoint a representative of the State of California to serve upon a

joint commission composed of representatives of the states of Arizona, California, Colorado, Nevada, New Mexico, Utah, Wyoming and the United States of America, and constituted for the purpose of negotiating and entering into an agreement between the several states hereinabove mentioned and between said states and the United States Reclamation Service as representative of the United States of America, subject to the consent of Congress, respecting further use and disposition of the waters of the Colorado River and streams tributary thereto, and fixing and determining the rights of each of said states and rights of the United States in and to the use, benefit and disposition of the waters of said stream and its tributaries.

Bill read third time.

Section 4, setting forth the urgency clause, read:

The question being: "Shall this section, setting forth the urgency features of this bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Allen, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 893 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

HOUR OF RECESS EXTENDED.

At nine o'clock and forty-five minutes p.m., on motion of Senator Breed, the hour of recess was extended until eleven o'clock p.m.

HOUR OF RECESS EXTENDED.

At eleven o'clock p.m., on motion of Senator Breed, the hour of recess was extended until eleven o'clock and thirty minutes p.m.

Senate Bill No. 15—An act relating to penalties for crime and providing for the means of enforcement.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 15 refused passage by the following vote:

AYES—Senators Boggs, Dennett, Eden, Godsil, Inman, Johnson, Jones, King, Osborne, Rush, Sharkey, Slater, and Yonkin—13.

NOES—Senators Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Flaherty, Harris, Ingram, Irwin, Lyon, McDonald, Nelson, Otis, Purkitt, Rominger, Sample, Scott, and Shearer—21.

Senate Bill No. 69—An act to amend section 10 of the Political Code, relating to holidays.

In the absence of the author, Senate Bill No. 69 was passed on file, to retain its place.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At eleven o'clock and ten minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Chamberlin.

The Secretary was directed to call the roll, on the motion to reconsider the vote whereby Senate Bill No. 723 was passed, of the Senators who had not answered to their names.

The roll was called, and the motion to reconsider the vote lost, by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Carr, W. J., Chamberlin, Dennett, Eden, Gates, Hart, Irwin, Johnson, King, Lyon, Purkitt, Rominger, Sample, Shearer, and Yonkin—19.

NOES—Senators Boggs, Canepa, Carr, F. M., Crowley, Duncan, Flaherty, Godsil, Harris, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—20.

Title read and approved.

Bill ordered transmitted to the Assembly.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Crowley:

WHEREAS, Corporal Bernard L. Conlon, of Company I, 363d Regiment, fought in all the great battles with the 91st Division in the recent war, making the supreme sacrifice at Wareghem on November 1, 1918; and

WHEREAS, His body has been returned to the land of his birth and is soon to be buried with military honors; and

WHEREAS, He served loyally and efficiently as page in the Assembly during the thirty-eighth session, endearing himself to all who knew him; and

WHEREAS, We desire to express our humble appreciation of the great service and sterling qualities of one of California's noblest sons; now, therefore, be it

Resolved, by the Senate of California, That when we this day adjourn, we do so in honor of the memory of Corporal Bernard L. Conlon; and be it further

Resolved, That the Secretary of the Senate is hereby directed to convey to the family this expression of tribute and respect.

Resolution read, and on motion of Senator Crowley adopted.

MOTION.

Senator Inman moved that Senator Carr, F. M., be excused until two o'clock p.m., Tuesday, April 19, 1921, and Senator Sharkey the entire day, Tuesday, April 19, 1921.

Motion carried.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON COMMERCE AND NAVIGATION.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 961—An act concerning the waterfront of the city and

county of San Francisco has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—8; absent—1.

INMAN, Chairman.

Senate Bill No. 961 ordered on file for second reading.

ON CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Corporations, to which was referred Assembly Bill No. 98—An act to amend an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, by adding a new section thereto to be numbered 3*a*;

Also: Assembly Bill No. 1234—An act to amend section 401 of the Civil Code, relating to extension of corporate existence, how made;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—11; committee vote: Ayes—6; absent—5. Same vote on both bills.

CHAMBERLIN, Chairman.

Assembly Bills Nos. 98 and 1234 ordered on file for second reading

Also:

MR. PRESIDENT: Your Committee on Corporations, to which was referred Assembly Bill No. 775—An act to add a new section to the Civil Code to be numbered 602*b*, authorizing the amendment of articles of incorporation of corporations sole, and providing the manner thereof;

Also: Assembly Bill No. 1228—An act to amend section 287 of the Civil Code, relating to the continuance of existence of corporations;

Also: Assembly Bill No. 1229—An act to amend sections 290*a*, 296, 297 and 299 of the Civil Code, relating to corporations;

Also: Assembly Bill No. 1231—An act to amend sections 653*d*, 653*f* 653*o* and 653*e* of the Civil Code, relating to cooperative associations and corporations;

Also: Assembly Bill No. 1232—An act to amend section 359 of the Civil Code, relating to the issuance of stock or bonds creating or increasing bonded indebtedness or increasing or diminishing the capital stock of corporations;

Also: Assembly Bill No. 1233—An act to amend section 605 of the Civil Code, relating to religious, social, and benevolent corporations;

Also: Assembly Bill No. 1235—An act to amend section 362 and section 648*a* of the Civil Code, relating to the amendment of articles of incorporation, and filing thereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—6; absent—5. Same vote on all bills.

CHAMBERLIN, Chairman.

Assembly Bills Nos. 775, 1228, 1229, 1231, 1232, 1233 and 1235 ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 34—Relative to judges pro tempore—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—9; committee vote: Ayes—9.

SAMPLE, Chairman.

Senate Constitutional Amendment No. 34 ordered to engrossment and on file.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 2 of article IV relating to sessions of the Legislature—has had the same

under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee vote: Ayes—5; noes—2; absent—2. SAMPLE, Chairman.

Senate Constitutional Amendment No. 1 ordered to engrossment and on file.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 19—A resolution to propose to the people of the State of California, to amend the constitution of said State by adding to article XII thereof a new section to be numbered 5½, relative to the regulation of the business of issuing guarantees or policies of insurance upon the title to real or personal property—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee vote: Ayes—9.

SAMPLE, Chairman.

Assembly Constitutional Amendment No. 19 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 34—A resolution to propose to the people of the State of California to amend section 23 of article IV of the constitution of said State, relating to the compensation of members of the Legislature—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be adopted, as amended.

Committee vote: Ayes—5; noes—4.

SAMPLE, Chairman.

Assembly Constitutional Amendment No. 34 ordered on file.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were received and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to recede from its amendments to Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage water—and appointed Assemblymen Broughton, Badham and Powers as a Committee on Conference to meet a like committee from the Senate.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By VERNON W. LILLEY, Assistant Clerk.

APPOINTMENT OF COMMITTEE ON CONFERENCE.

The Acting President announced the appointment of Senators Harris, Boggs and Duncan as a Committee on Conference to meet with a like committee from the Assembly to consider Assembly amendments to Senate Bill No. 8.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day receded from Assembly amendments to Senate Bill No. 424—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bill No. 424 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 656—An act to add a new section to be known as 9a 33 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 1197—An act to confirm and declare valid all proceedings on the organization of the Kasson Irrigation District and recognizing and validating said district;

Also: Assembly Bill No. 927—An act to amend section 4275 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the forty-sixth class;

Also: Assembly Bill No. 1212—An act to add a new section to the Political Code to be numbered 4095a, relating to the destruction of county auditor, county treasurer, records which are more than ten years old.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 962—An act to amend sections 13, 21, 22, 82 and 97 of the California Irrigation District Act;

Also: Assembly Bill No. 87—An act to amend sections 1768, 1770, 1777, 1778, 1788, 1789, and 1791 of the Code of Civil Procedure, and to repeal sections 1781, 1782, 1783, 1784, 1785, 1786, 1787 and 1790 of the Code of Civil Procedure, all relating to the sale by a guardian of real property belonging to the estate of his ward, and the disposition of the proceeds of the sale;

Also: Assembly Bill No. 646—An act to amend section 4281 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-second class;

Also: Assembly Bill No. 846—An act to amend section 4258 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-ninth class;

Also: Assembly Bill No. 516—An act to amend section 4 of an act entitled "An act defining industrial loan companies, providing for their incorporation, powers and supervision," approved May 18, 1917.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

ADJOURNMENT.

At eleven o'clock and thirty minutes p.m., on motion of Senator Breed, the acting President declared the Senate adjourned in honor of the memory of Corporal Bernard L. Conlon.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Tuesday, April 19, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram,

Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—36.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Monday, April 18, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Boggs, the privilege of the floor of the Senate Chamber for the day was unanimously extended the following teachers and students of the civics class of the Lodi High School: Principal Wm. Inch and wife, Mrs. Gladys Footman, teacher.

Students: Robert Pickering, Everett Maley, Raymond Dunton, J. Monroe McKeel, Rudolph Krauss, Ellington Peek, Harold Angier, Stephen Sanguinetti, Charlie Stafford, Elwood R. Stewart, Leon Van Noate, Corell Smith, Walter Pickering, Emil Wagner, Oscar Nusz, Marion Aronhalt, Oliver Stafford, Walter Salomon, Ernest Klein, Allan Chase, Jess Wiltse, Julius Ulmer, Raymond Bancroft, Burton Towne, Jr., Ruth Montgomery, Lois Blodgett, Maxine Sollars, Gertrude Perrott, Beulah Ayers, Hazel Thurmond, Gilbert Price, Robert Rinn, Linn Boynton, Carol Floyd, Helen Archer, Dorris Myers, Dollie Chappius, Edna Pool, Norma Adams, Vera Keslar, Kathryn Knothe, Elzora Bull, Frieda Boese, Eunice Morris, Marjory Spiekerman, Jennie B. Loveless, Isabel Tucker, Eunice Beriton, Grace Wagner, Helen Mayer, Laura Jungeblut, Ethel Finnin.

On request of Senator McDonald, the privilege of the floor of the Senate Chamber for the day was unanimously extended to James W. Desmond, San Francisco, well-known politician.

On request of Senator King, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. and Mrs. Paul W. Moore of Redlands.

On request of Senator Otis, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Herbert D. Clark of Alameda, Chas. W. Von Jagen of Alameda, Al. Behnenan of Alameda, delegates to Grand Parlor, N. S. G. W., at Stockton.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 18, 1921, adopted the following:

Assembly Joint Resolution No. 28—Relating to the uniform regulation of divorce within the United States of America;

Also: Assembly Joint Resolution No. 29—Relative to the disposition to be made of the tolls collected from automobiles entering the Yosemite National Park.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Joint Resolutions Nos. 28 and 29 referred to Committee on Federal Relations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 18, 1921, passed Senate Bill No. 21—An act to add a new section to the Penal Code, to be numbered 164, relating to the practice of law by persons not

licensed to practice law; to the furnishing of legal advice, services and counsel, and advertising in connection therewith; providing a penalty for violation of the provisions of this act, and making certain exemptions from the operation thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bill No. 21 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 16, 1921, passed Assembly Bill No. 1222—An act to amend section 1766 of the Code of Civil Procedure, relating to restoration to capacity of insane persons.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 1222 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 18, 1921, passed the following:

Assembly Bill No. 534—An act to amend section 4277 of the Political Code, relating to salaries and fees of officers in counties of the forty-eighth class;

Also: Assembly Bill No. 535—An act to add a new section to be numbered section 19*a* 48 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 544—An act to require railroad companies operating within any part of this State to provide and equip certain engine cabs with handrails and footboards for the safety and protection of railroad employees; and providing a penalty for the violation thereof;

Also: Assembly Bill No. 558—An act making an appropriation for the construction of a suitable memorial commemorating the battle of San Pasqual;

Also: Assembly Bill No. 628—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths; the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, and as amended May 18, 1917, and also amended May 13, 1919, by adding a new section thereto, to be numbered 11*a*, providing that whenever an undertaker receives a human body with instructions to cremate the same, he shall obtain permission from the coroner so to do.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 534 and 535 read first time, and referred to Committee on County Government.

Assembly Bill No. 544 read first time, and referred to Committee on Public Utilities.

Assembly Bill No. 558 read first time, and referred to Committee on Finance.

Assembly Bill No. 628 read first time, and referred to Committee on Public Health and Quarantine.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 18, 1921, passed the following:

Assembly Bill No. 686—An act to amend section 4268 of the Political Code, and to add a new section thereto to be numbered 4268*a*, relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirty-ninth class;

Also: Assembly Bill No. 687—An act to add a new section to be numbered section 19*c* 39 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 705—An act to amend sections 1, 3*a*, 3*b*, 3*c* and 3*d* and 4, of an act entitled "An act to enforce the educational rights of children and providing penalties for the violation of this act," approved March 29, 1903, as amended;

Also: Assembly Bill No. 752—An act to amend section 4278 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the forty-ninth class;

Also: Assembly Bill No. 940—An act to regulate the business of selling live stock at public auction and requiring live stock auctioneers to obtain a license and to execute a bond to the State of California, and providing penalties for violation of this act, and repealing acts in conflict herewith.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 686, 687 and 752 read first time, and referred to Committee on County Government.

Assembly Bill No. 705 read first time, and referred to Committee on Education.

Assembly Bill No. 940 read first time, and referred to Committee on Agriculture.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 18, 1921, passed Assembly Bill No. 1306—An act to amend section 11 of an act entitled "An act providing for a county engineer for each county in this State, providing for his appointment, manner of removal, qualifications, compensation and duties; transferring to such engineer certain powers, functions and duties heretofore vested in and performed by county surveyors and members of the board of supervisors; also authorizing the board of supervisors for each county to purchase and obtain all necessary equipment, materials and instrumentalities to carry out the objects of this act; to provide said county engineer with an office and necessary assistants; to provide for abolishing the office of county surveyor and for the fixing and levying of taxes for road purposes," approved May 27, 1919.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 1306 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 18, 1921, passed the following:

Assembly Bill No. 994—An act to establish a Bureau of Placement, Care and Supervision of Minors who have been paroled, furloughed, or granted a leave of

absence from State institutions; and to provide for the organization, management, and maintenance thereof;

Also; Assembly Bill No. 1008—An act to amend sections 10 and 11 of the Political Code, relating to holidays;

Also; Assembly Bill No. 1117—An act to amend section 17 of an act entitled "An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition therefor by the land owners; providing for the joint government and control thereof by the land owners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing that said bonds may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased, or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power," approved June 13, 1913, as amended, and to add two new sections to said act to be numbered 1*a* and 2*a*, relating to the formation of such districts and the payment of the costs thereof;

Also; Assembly Bill No. 1305—An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 994 read first time, and referred to Committee on Public Charities and Corrections.

Assembly Bill No. 1008 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 1117 read first time, and referred to Committee on Irrigation.

Assembly Bill No. 1305 read first time, and referred to Committee on Public Utilities.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 18, 1921, passed as amended, Senate Bill No. 465—An act authorizing the Regents of the University of California to sell and convey certain land situate in Butte County, known as the Chico Forestry Station and directing that the proceeds of such sale shall become the property of the Regents of the University of California—and respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 465—An act authorizing the Regents of the University of California to sell and convey certain land situate in Butte County, known as the Chico Forestry Station and directing that the proceeds of such sale shall become the property of the Regents of the University of California.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FOUR HUNDRED SIXTY-FIVE.

AMENDMENT NUMBER ONE.

On page 5, after line 8, of the printed bill, insert *"and provided, further*, that if said property herein authorized to be conveyed shall at any time be used otherwise than for public purposes the same shall revert to the University of California subject to all of the terms of the original grant thereof from General John Bidwell".

The question being: "Shall the Senate concur in Assembly amendment to Senate Bill No. 465?"

The roll was called, and Assembly amendment to Senate Bill No. 465 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.

NOES—None.

Senate Bill No. 465 ordered to enrollment.

REPORTS OF STANDING COMMITTEES.

The following reports of standing committees were received and read, out of the regular order:

ON INSURANCE.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Insurance, to which was referred Assembly Bill No. 1300—An act to repeal an act entitled "An act to provide for the periodical inspection of steam boilers, with certain exceptions, operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such boilers; making it a misdemeanor to operate such boilers without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspection and requiring reports of inspections; and prescribing maximum fees for such inspections," approved May 9, 1917—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—7.

BURNETT, Chairman.

Assembly Bill No. 1300 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 209—An act to recognize and declare valid all proceedings in and relative to the organization of Riverdale Irrigation District;

Also: Assembly Bill No. 210—An act to recognize and declare valid all proceedings in and relative to the organization of Laguna Irrigation District;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—7; absent—10. Same vote on both bills.

JONES, Chairman.

Assembly Bills Nos. 209 and 210 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 660—An act providing for the disposition of exhibits filed with the court in criminal cases;

Also: Assembly Bill No. 116—An act to recognize and declare valid all proceedings in and relative to the organization of Lemoore Irrigation District;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—10. Same vote on both bills.

JONES, Chairman.

Assembly Bills Nos. 660 and 116 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 854—An act to amend section 170 of the Code of Civil Procedure, relating to disqualification of judges;

Also: Senate Bill No. 978—An act to recognize and declare valid Reclamation District No. 1618 in the county of Kings, State of California;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—10. Same vote on both bills.

JONES, Chairman.

Senate Bills Nos. 854 and 978 ordered on file for second reading.

ON FISH AND GAME.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Senate Bill No. 301—An act to protect bear and forbidding the use of certain steel traps—has had the same under consideration, and respectfully reports the same back, and recommends that same do pass.

Committee membership—15; committee vote: Ayes—11; absent—4.

FLAHERTY, Chairman.

Senate Bill No. 301 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 837—An act to amend sections 1763 and 1801 of the Code of Civil Procedure, relating to the appointment of guardians of insane and incompetent persons;

Also: Senate Bill No. 155—An act to provide for the organization and government of public cemetery districts;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote—Ayes 7; absent—10.

Same vote on both bills.

JONES, Chairman.

Senate Bills Nos. 837 and 155 ordered on file for second reading.

ON REAPPORTIONMENT.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Reapportionment, to which was referred Senate Bill No. 1—An act to amend sections 78 and 90 of the Political Code, relating to the division of the State into legislative districts and defining and establishing such districts and to repeal all acts in conflict with this act—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—15; committee vote: Ayes—14; absent—1.

INGRAM, Chairman.

Senate Bill No. 1 heretofore ordered on file for second reading, and read second time April 18, 1921.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 971—An act regulating the establishment and operation of farms, plants and works for the treatment and disposal of sewage, authorizing the State Board of Health to locate such farms, plants and works, and route of sewage therefor, granting certain rights in public highways, preventing interference by municipalities, and limiting and providing for remedies of persons damaged by the location of such farms, works and plants.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 542—An act to amend an act entitled "An act relating to bonds of irrigation districts, providing under what circumstances such bonds shall be legal investments for funds of banks, insurance companies and trust companies, trust funds, State school funds and any money or funds which may now or hereafter be invested in bonds of cities, cities and counties, counties, school districts or municipalities, and providing under what circumstances the use of bonds of irrigation districts as security for the performance of any act may be authorized," approved June 13, 1913, by amending section 5 thereof, and to add a new section to said act to be numbered section 8, relating to the inclusion in the term "Irrigation districts" districts designated as water conservation districts, water conservancy districts or water improvement districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In lines 10 and 11 of the title strike out the words "section five" and insert in lieu thereof the words "sections three *b* and five".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 14 of the title strike out the comma after the words "conservation districts" and also strike out the words "water conservancy districts or water improvement districts".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 1, of the printed bill, strike out the word "five" and insert in lieu thereof the following: "three *b*".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, after line 10 and before line 11 insert the following: "Sec. 3*b*. Whenever the bonds of any irrigation district have been certified as provided in this act, no expenditures shall be made from the proceeds of such bonds, nor shall any liability to be met from such proceeds be incurred, until there shall have been filed with and approved by said commission such a schedule of proposed expenditures of such proceeds as may be necessary to set forth to the satisfaction of said commission the plan proposed for carrying out the purposes for which said bonds were authorized, or such of said purposes as the district may, at the time of filing such schedule, desire to proceed with; and no expenditures from the proceeds of said bonds shall be made for any purpose not specified in such approved schedule or for any approved purpose in excess of the amount allowed therefor in such schedule without the consent of said commission; nor shall any expense of any kind be incurred in excess of money actually provided by levy of assessment or otherwise except as provided in section 59 of the California Irrigation District Act. During the progress of any work to be paid for from the proceeds of any bond issue certified as in this act provided, the Department of Engineering, on behalf of the commission herein authorized, shall make from time to time, at the expense of the district, such inspection of the work as may be necessary to enable the said department to know that the plans approved by the commission are being carried out without material modification unless such modification has been approved by said commission.

SEC. 2. Section five of said act is hereby amended so as to read as follows:"

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, lines 12 and 13, of the printed bill, strike out the words "State Board of Certification of the State of California" and insert in lieu thereof the following: "California Bond Certification Commission".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 6, of the printed bill, strike out the figure "2" and insert in lieu thereof the figure "3".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, lines 10 and 11, of the printed bill, strike out the comma after the words "conservation districts" and also strike out the words "water conservancy districts and water improvement districts".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 145—An act making an appropriation for the encouragement of county fairs and providing for the distribution of the moneys hereby appropriated.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the title, after the word "county" insert the word "agricultural".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, after the period following the numeral "1" strike out the remainder of the bill and insert in lieu thereof the following:

"To encourage the holding of county agricultural fairs and to stimulate better agriculture and horticulture and the breeding of better live stock in the various counties of the State of California, there is hereby appropriated out of any moneys in the State treasury not otherwise appropriated, the sum of fifty thousand dollars, one-half of said amount to be expended during the seventy-third fiscal year, and one-half to be expended during the seventy-fourth fiscal year, in accordance with the directions contained in section 2 of this act.

SEC. 2. The money hereby appropriated shall be expended under the supervision of the State Board of Control for premiums for agricultural, horticultural and live stock exhibits only. The State Board of Control shall apportion the money hereby appropriated to the various agricultural fairs held in any county or by any group of counties on the basis of the amount which such fairs actually paid in premiums for agricultural, horticultural and live stock exhibits, at the fairs held in the preceding year. It shall be the duty of the secretary of any such fair desiring to take advantage of the provisions of this act to file with the State Board of Control on or before August 1, 1921, and August 1, 1922, a sworn statement setting forth the actual amount paid for premiums by such county agricultural fair held in the preceding year. No allotment from the appropriation herein provided shall be made for more than one fair in any year in any county. The fact that one county joins with another county, or with several others, to hold an agricultural fair shall not bar it from receiving a proper proportion of the moneys as herein appropriated."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 750—An act to amend sections 1927 and 2086 of the Political Code, relating to officers and employees in the Adjutant General's office.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill strike out lines 16 to 20, inclusive, and insert in lieu thereof the following "of California, or in the United States Army, or in both services combined.

There shall be employed in the Adjutant General's office the following: one auditor, one personnel registrar, one property accountant, one record keeper, all of whom shall be civil executive officers; one stenographer and clerk; one military storekeeper, and one assistant military storekeeper."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill strike out lines 23 to 33, inclusive, and insert in lieu thereof the following:

"2086. There shall be allowed and paid out of the general fund in the State treasury to officers, clerks and other employees in the Adjutant General's office, the following salaries payable monthly: To the Brigadier General of the Adjutant General's department (the Adjutant General), a sum not to exceed five thousand dollars per annum to be fixed by the Governor; to the Lieutenant Colonel of the Adjutant General's department (the Assistant Adjutant General), three thousand dollars per annum; to the auditor, two thousand two hundred dollars per annum; to the personnel registrar, two thousand dollars per annum; to the property accountant, two thousand dollars per annum; to the record keeper, two thousand dollars per annum; one stenographer and clerk, one thousand seven hundred dollars per annum; one military storekeeper, one thousand four hundred dollars per annum; one assistant military storekeeper, one thousand dollars per annum."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 970—An act to add a new section to the Penal Code to be numbered section 402*f*, defining pillows; regulating the making, remaking and sale thereof; requiring that materials used therein shall be accurately described, and prescribing the manner in which pillows shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 37, of the printed bill, strike out the word "twenty" and insert in lieu thereof the word "one hundred", also strike out the word "one" and insert in lieu thereof the word "five".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 38, of the printed bill, strike out the words "for each offense,".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 770—An act providing for the organization and establishment, management and maintenance of institutes of technology, authoritative occupational technical institutions of comprehensive scope and of university rank in their advanced courses of instruction and training, by counties, city and county, the several different high school districts in any given county or by groups of said districts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Commencing with line 3 of the title, strike out the remainder of the title and insert in lieu thereof the following: "by counties, cities, cities and counties, and combined

high school districts or junior college districts of the State; and for the organization of technical education districts for such purpose."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, commencing with line 1, of the printed bill, strike out the remainder of the bill and insert in lieu thereof the following:

"SECTION 1. Counties, cities, cities and counties, or the several different high school districts or junior college districts, located in any given county, or groups of said counties, cities, cities and counties, and said districts, having individually or collectively an assessed property valuation of three hundred million dollars or more, as shown by the last equalized county assessment roll covering the same, and a total average daily attendance in the elementary and high schools of thirty thousand pupils or more as shown by the principal's and superintendent's reports of the preceding school year, may organize as hereinafter provided for the purpose of establishing and maintaining institutes of technology, authoritative, occupational technical institutions of comprehensive scope and of such courses of instruction and training as shall thoroughly and skillfully coordinate educational processes with life's activities, to provide practical and efficient education as an integral part of industrial, commercial, civic and rural activities, to meet the constantly increasing and changing demands of the times.

SEC. 2. The training provided by said institutes of technology shall include:

(*a*) The training required by the average worker in vocational and technical fields of activity.

(*b*) The advanced training required by the trades, agriculture, industry, commerce and other technical occupations.

(*c*) The continuation, instruction and training required by engineering, professional-technical and other highly specialized fields of activity and by public service fields of work.

(*d*) Provision for research.

SEC. 3. The divisions and departments of said institutes shall be as follows:

(*a*) Division of skilled occupations.
1. Department of trades and industries.
2. Department of commerce.
3. Department of agriculture.
4. Department of household arts and science.
5. Department of skilled occupations not inclusive of above.

(*b*) Division of economic enterprises and institutions.
1. Management of industrial enterprises and institutions.
2. Management of commercial enterprises and institutions.
3. Management of transportation enterprises and institutions.
4. Management of agricultural enterprises and institutions.
5. Management of other economic enterprises and institutions.

(*c*) Division of public service.
1. Department of public utilities from the standpoint of government.
2. Department of social service and social institutions.

(*d*) Division of professional-technical occupations.
1. Departments of the several fields of engineering.
2. Department of architecture.
3. Departments of other highly specialized technical fields.

(*e*) Division of arts, including art, music and the drama.

(*f*) Division of Americanization for the utilization of occupational motives for the development of American citizenship.

(*g*) Division of guidance, training, placement and administration.
1. Department of applied psychology.
2. Department of educational and occupational guidance and occupational placement.
3. Department for the training of officials and teachers for service in business and technical enterprises and in professional-technical and educational fields of activity, and for public service work.

(*h*) Division of research; industrial, agricultural, commercial, educational, technical.

(*i*) Other divisions in accordance with the demands of occupational and technical efficiency.

(*j*) Continuation work.

(*k*) *Provided*, that the above departments and divisions which enter the field of higher or university instruction may by affiliation with the State university prepare students for advanced standing in the university colleges and courses leading to degrees; it being understood that courses for this purpose are not to be established independent of the university.

SEC. 4. In all the above divisions a fundamental aim of said institutes of technology shall be combining in a skillful manner in educational processes, the potential abilities of students, the practical training of students and the acquirement of essential theoretical knowledge at such times and by such methods as will lead to maximum efficiency in practical results, and both intensive and extended courses of instruction and training shall characterize the work of said institutes; and adequate provision shall be made for the following types of instruction and training:

(*a*) Part-time occupational extension education, and such continuation courses as the governing boards of said institutes may deem advisable.

(*b*) Citizenship instruction in the fundamentals of American tradition, ideals, ethics and institutions.

SEC. 5. The requirements for admission and the range and extent of instruction and training after admission shall be determined by the demands for skill and efficiency in the occupations and other fields for which training is given and by the requirements of research work and said instruction and training shall extend over whatever periods of time may be necessary to meet said requirements and demands of occupational and technical efficiency. Said instruction and training, and conditions relating thereto, shall be so administered and so thoroughly and resultfully developed that the work of said institutes of technology will be entirely adequate; (*a*) to meet the requirements of preparatory training for occupational and technical efficiency; (*b*) to provide adequate opportunity for continued training which progress in modern occupational efficiency may demand during the active lifetime periods of service of men and women; (*c*) to provide adequate educational and occupational objectives, for the large group of young men and women, ninety odd per cent, who do not enter upon the general-culture courses of the universities, but who prefer more practical or different types of work, or who for economic reasons are not able to attend the universities.

SEC. 6. The territory or territories comprising said counties, cities, cities and counties or said high school districts or junior college districts, or groups of said counties, cities, cities and counties or said districts, when organized for the purpose of establishing and maintaining an institute of technology, shall be known as technical education districts. Branches of an institute of technology may be organized in any technical education district for good and sufficient reason, and conducted in accordance with the rules and regulations of the board of directors, hereinafter provided for, of said institute of technology, by persons appointed by said board. Said branches may be established by application by the board of education or board of trustees of any of said cities or districts desiring such action to the board of directors of said institute of technology, setting forth the reasons and conditions which make said branch necessary to the city or district or groups of said cities or districts or to any county located in said technical education district; and upon favorable action by said board of directors on said application said branch shall be established and maintained in accordance with the provisions of this act.

SEC. 7. Whenever an institute of technology shall have been established by any technical education district and maintained for a period of one year, thereafter, one-half of the amount of taxes to be raised for the support of said institute of technology shall be levied against the several component divisions of said district in proportion to the assessed valuation as shown by the last equalized assessment roll; and the remaining one-half of said taxes shall be levied against the several component divisions of said technical education district in proportion to the total average daily attendance at said institute of technology, of students residing in the several component divisions of said technical education district as shown by the principal's or superintendent's reports of the preceding year. The expense attendant upon the organization, building, equipment and maintenance of said institute of technology for and during the first year's work shall be met by a levy of taxes or issue of bonds which shall be borne by all component parts of said technical education district in proportion to the assessed valuation as shown by the last equalized assessment roll.

SEC. 8. The members of the faculties of said institutes of technology shall have adequate practical knowledge of their several subjects and specific fields of work, as well as a knowledge of educational technique, and said faculties shall keep in constant contact and cooperation with business, civic and rural activities. The laboratories and equipment of said institutes of technology shall conform to the practices which characterize industrial, commercial, civic and rural fields of activity and to the demands of research work. For the purposes of the building and development of, and for the better adjustment of the vocational and technical education opportunities of a technical education district, and for efficiency and cooperation, the president and staff of experts of an institute of technology, in addition to the administration of and the carrying on of the work of said institute shall have the right to supervise the vocational and technical training conducted in the junior high schools, senior high schools, high schools and junior colleges situated in said technical education district, each expert organizing and supervising that special field of instruction and training in which he is skilled. Said supervision, at a minimum, shall extend to approval and accrediting or the disapproval of the vocational or technical training conducted by said high schools and junior colleges and of the

recommendation of essential changes therein. More complete and authoritative supervision in vocational and technical fields or in other fields of training shall be by special arrangement between the board of directors of said institute of technology and the governing board of junior high schools, senior high schools, high schools and junior colleges of said district.

SEC. 9. The governing boards of said institutes of technology or of the technical education districts maintaining the same, shall be composed of persons thoroughly capable of representing industry, commerce, civic and rural activities and the technique of education and shall be known as the boards of directors. Said boards of directors shall be composed of seven members each. The terms of service of the members of said boards shall be four years and said terms shall be so arranged that at any election, other than the election of the first board of directors, as nearly one-half of said members as may be shall be holdover members. The first board of directors of any institute of technology shall be elected at the same time and in connection with the election, or as a part of the election called to determine the formation of said technical education district. The first board of directors of any technical education district, elected as hereinafter provided, immediately upon organization, at their first meeting shall apportion the terms of service of the members by lot; four members thereof shall be thus selected to serve as nearly two years as may be, to the date of the first biennial election and until their respective successors qualify by taking the oath of office. The regular elections of the members of said boards of directors of any institute of technology shall thereafter occur biennially on the last Friday of March as in the case of school trustees. Said elections shall be called by the boards of directors of institutes of technology, who shall, for that purpose, designate polling places, give the same notices of said elections, appoint the same number of election officers in each school district as are required for the election of school trustees, and in all respects as far as practical they shall conduct said election as prescribed by law in relation to elections of school trustees, so that the names of the candidates for election shall be duly submitted to the qualified electors of said technical education district; except that the returns of said election shall be at once sent by the election officers to said board of directors, who shall meet at the officers of said board within ten days subsequent to the date of said election, shall canvass said election returns, issue certificates of election to the persons elected and file duplicates thereof with the county clerk of each county. Each member of said boards of directors, thus elected, before entering upon his duties as a member of said board, and within ten days after receiving his certificate of election, shall take and file the oath of office as is prescribed for other public offices. Vacancies on the board of directors shall be filled by majority vote of said board and the appointees shall hold office for the remainder of the unexpired term, and until their successors qualify as hereinbefore provided. Said board of directors shall be entitled to the services of offices and departments of the county in which said institute is located without charge.

SEC. 10. The board of directors of any given institute of technology, upon election, shall take office on the first day of May next succeeding their election and shall organize on the first Saturday in May and elect a president, a secretary and shall perfect such further organization as may be essential to the efficient performance of the functions of said board as specified in this act. The secretary may be a member of said board or other person qualified for such duties. The powers and duties of said board of directors, except as otherwise provided in this act, shall be such as now are or may be assigned hereafter by law to high school and junior college boards. Said board of directors shall hold regular monthly meetings at such times as may be provided in the rules and regulations adopted by them for their own government. Special meetings may be held at the call of the president of the board. Said board of directors may establish its offices and meet at whatever place or places in a technical education district it may by resolution determine. At any time after its organization said board of directors shall have the power to make arrangements for the location of an institute of technology, temporary or permanent, except as may have been determined by said cities, districts, or other units, by vote of qualified electors. Said boards shall have the power to secure and lease quarters for whatever periods of time may be necessary to carry forward the work of said institutes of technology efficiently and economically. Said boards shall have the power to provide transportation to and from the institute of technology or to other locations, for students and materials and to provide for whatever other transportation may be necessary, and the cost of such transportation shall be deemed a part of maintaining the institute. The board of directors of any institute of technology are hereby empowered to purchase or to sell or to exchange or to accept any and all apparatus and equipment, materials or supplies necessary for the operation of said institute of technology and necessary to keep the equipment of said institute of technology up to date and efficient for the purposes for which said institute was established. Said board of directors are hereby empowered to sell all manufactures and products and materials of whatever nature which may result from the necessary educational processes of instruction and training in the different occupational fields and highly specialized technical fields provided by the institute of technology. Said action by said boards of directors shall be from the standpoint of education and efficiency and for, and as

result of, educational purposes and processes as carried forward by said institute of technology. The funds obtained from such sales or transactions shall be placed in the treasury of the county in which said institute of technology is located, and shall be subject to the order of said board of directors as specified in section 14 of this act. The board of directors of any institute of technology, under laws applicable hereto, shall have the right of eminent domain to acquire real property necessary or convenient for the purposes of establishing or constructing or acquiring said institute of technology.

SEC. 11. The board of directors of any institute of technology may determine and prescribe admission requirements, courses of instruction and training after admission in the several different divisions of said institution as specified in sections 2, 3, 4 and 5, and otherwise of this act, in such a manner as to meet the requirements of modern vocational and technical efficiency and of research work, and for the building and development of the vocational and technical education system of the technical educational district in which said institute is situated, and said board shall not be limited or restricted in their actions in this regard by any of the usual academic requirements of high schools or junior colleges or universities as now organized and constituted. Admission to said institutes of technology shall be open to the following persons:

(*a*) Persons who have completed a four-year high school course or who have an equivalent amount of schooling.

(*b*) Persons over eighteen years of age who in the judgment of institutes of technology are able to profit by the courses of instruction and training provided.

(*c*) Persons between fourteen and eighteen years of age who in the judgment of the governing boards of said institutes are able to undertake and profit by the pursuit of courses that may be especially designed for persons of this age, and the governing boards may in their discretion authorize such courses: *provided*, that such persons shall be admitted to the institute of technology only upon the approval of the governing boards of the high school districts of which they are residents: *and provided, further*, that the governing boards of said high school districts are hereby authorized to contract with the governing boards of institutes of technology for the education of such persons on such terms as may be mutually agreed upon.

SEC. 12. Said boards are hereby empowered to award or confer adequate recognition of attainments. Said power shall be carefully, but broadly interpreted, in order to meet the demands of, and the rightful recognition of the attainments required by modern occupational and technical efficiency; and which may be required by the rapid progress and changes of the times.

Said boards of directors shall have the authority to place the services of the faculty and the resources of said institutes of technology, as far as practicable and consistent with the educational training carried forward by said institutes, at the service of the civic and rural organizations functioning for the public good. The board of directors of an institute of technology may be authorized to assume all the duties and responsibilities provided by law for the government of a junior college district and establish and maintain a junior college in the technical education district maintaining said institute of technology and in connection with or as a part of said institute by majority vote of the qualified electors of said district. The elections to determine the question may be called by said board of directors at any general election; and whenever qualified electors equivalent in number to eight per cent or more of the number of votes cast for Governor at the next preceding gubernatorial election petition said board of directors for said purpose, said board, within thirty days of the filing of said petition must call a special election to determine the question. If the majority of the voters voting at said election is in the affirmative, said board, within ten days subsequent to the date of said election shall enter upon the duties and assume the responsibilities of a junior college board.

SEC. 13. The board of directors of any institute of technology shall have power to place the services of the faculty and the resources of said institute, as far as may be practicable and consistent with the instruction and training of said institute, at the service of, and for cooperation with, the State Board of Education, as an auxiliary agency providing supervision by experts in the several different and increasing specialized fields of vocational and technical education which may be carried forward or developed in the high schools and junior colleges of the technical education district in which said institute of technology is situated. In a larger sense said institutes shall function as centers for practical efficient education and as creative educational centers for the building and further development of the vocational and technical education opportunities of the State by providing skilled, authoritative, and comprehensive vocational and technical training of the less advanced type, which shall adequately meet the needs of educational and occupational efficiency of the masses; and also by providing the most advanced types of vocational and technical training and the opportunity for sound practical research of type and character adequate to the demands of modern occupational and technical efficiency, educational progress and of industrial development.

SEC. 14. All funds and moneys collected and received from the levy of taxes, sale of bonds and from federal or other legitimate sources for the purpose of establishing and maintaining an institute of technology and as a result of educational training therein, shall be placed by the county treasurer receiving the same in a special fund

or in special funds to the credit of the technical education district for which the same was levied, or to which said funds were apportioned, and said funds shall be used only for the purposes for which the same were levied or apportioned; and if the territory of said technical education district is situated, in part or as a whole, in more than one county, it shall be the duty of the treasurer of each county, other than the one in which said institute of technology is situated, to pay the funds and moneys so collected or received into the treasury of the county in which said institute is situated; and the treasurer of said county shall place said funds and moneys, together with the said funds and moneys of the said county, in a special fund or in special funds to the credit of said technical education district or institute of technology, and shall hold said funds and moneys subject to the order of the board of directors of said institute of technology, in accordance with the purposes for which said funds were levied and collected; and said treasurer shall be liable upon his official bond for the safe keeping of said funds and moneys; and said county treasury shall function in said manner as the treasury of said institute of technology. On direction of said board of directors the county treasurer may loan under present laws, any surplus funds and moneys to approved banks or institutions on securities satisfactory to said board of directors and the interest accruing thereon shall be paid into the funds of said technical education district, and said funds shall be paid out upon warrants of said board of directors on approval by the county auditor. Said board of directors shall make biennial report to the Governor of the State, prior to the meeting of each session of the State Legislature, showing and accounting for the expenditure of all institute of technology or technical education district funds and moneys received from said county treasurer or treasurers or from other legitimate sources; and said board, as part of said report, shall include a statement of the educational facilities and equipment, instruction and training and educational and occupational objectives of the institute of technology under the control and direction of said board.

SEC. 15. Technical education districts may be formed for the purpose of establishing and maintaining institutes of technology from the territories of said counties, cities, cities and counties, high school districts and junior college districts in any county, or of the territories of groups of said cities, cities and counties, or of said districts, having individually or collectively an assessed valuation and a total average daily attendance as required by this act, as follows:

(*a*) When a number of qualified electors equal to or exceeding eight per cent of the number of votes cast for Governor at the next preceding gubernatorial election in each of the high school or junior college districts constituting a proposed technical education district and situated in the same county, or when qualified electors of an entire county the territory of which comprises a proposed technical education district, equivalent in number to eight per cent or more of the number of votes cast for Governor in such county at the next preceding gubernatorial election shall petition the board of supervisors of the county the territory of which in part or as a whole comprises said proposed technical education district, setting forth in a general manner a description of the territory comprising said technical education district and asking that a technical education district shall be formed from said territory, and that an institute of technology shall be established therein; stating the name and location of said institute, the type of election desired to be called, whether general or special; including also nominating petitions of not less than seven candidates to serve, if elected, as members of the board of directors of the institute of technology to be established, said nominating petitions to be signed by not less than one per cent of the qualified electors of said proposed technical education district; said board of supervisors shall verify or cause the signatures of said petitioners to be verified in accordance with the requirements and provisions of law respecting initiative petitions as now in force for county officers and which law shall govern the nominating petitions throughout. Said nominating petitions may contain single names or groups of seven names. If said petition to form said district is found sufficient and correct, said board of supervisors shall submit the question to the qualified electors residing in said proposed technical education district in accordance with the type of election specified in the petition. If a request for a special election is included in said petition, said board of supervisors shall within thirty days of the date of the filing of said petition, call a special election in said proposed technical education district for said purpose. If a general election was requested in the petition then said board of supervisors shall submit the question for determination at the next general election held in said proposed technical education district. Said election shall be called and held in accordance with the laws of the State for general or special elections as the case may be, to decide questions of similar import for high school districts or junior college districts. The ballots to be used at said election shall contain the words "Shall _____ Technical Education District be created and _____ Institute of Technology be established and thereafter maintained—Yes," and "Shall _____ Technical Educational District be created and _____ Institute of Technology be established and thereafter maintained—No"; and said ballots shall contain the names of not less than seven candidates to serve as members of said board of directors. Similar nominating petitions for candidates to serve as members of said board of directors, other than those included in said petition to said board of supervisors, may be filed with said board

before the thirtieth day preceding the date of said election, and if so filed shall be printed on the official ballot. Said petitions as to verification, and in all respects shall be governed by the law relating to nominations of county officers except as may be varied herein. The election officers at the close of the election shall forward the election returns at once to the board of supervisors, who shall within ten days subsequent to the date of said election, canvass the votes and shall file a certificate showing the result of the votes cast at said election, with the county clerk who shall make official record thereof. If a majority of the votes cast are in the affirmative, said technical education district shall be deemed to be formed from the date of the filing of said certificate and said board of supervisors shall issue an order declaring said technical education district formed from said date, and thereafter said technical education district shall be subject to assessment for the levy of taxes, payment of bonds and interest thereon, and for all other purposes essential for the establishment and maintenance of an institute of technology as specified in this act. Said board of supervisors, within ten days subsequent to the date of said election, shall issue certificates of election to the seven persons receiving the highest number of votes, to serve as members of said board of directors. And all expenses of the holding of said election and matters incident thereto shall be paid from the funds of the county in which said election is held. Said persons so elected shall within twenty days subsequent to the date of said election, qualify, organize and enter upon their duties as specified in this act.

(*b*) When the territory of the proposed technical education district consists of the territory of two or more counties combined, and suitably located for educational cooperation, and having an assessed valuation and a total average daily attendance, individually or collectively, as required by this act, the methods of procedure in forming a technical education district out of the combined territories of said counties shall be the same for each of said counties as hereinbefore specified in this section for one county, except as hereinafter stated; and in addition thereto the date of said election shall be the same for all counties participating therein; the printed ballots shall be identical in each county and the board of supervisors in each county shall within ten days subsequent to the date of said election file a certificate with the clerk of each of said counties, showing the election results of said county; and within fifteen days subsequent to the date of said election the board of supervisors of each county shall canvass said election certificates thus filed, of all the counties participating in said election, and said board of supervisors shall then issue an additional certificate, stating therein the names of the counties affirmatively voting to form said technical educational district, also stating the names of the persons elected, by the majority of the votes cast by all the counties voting affirmatively, to serve as members of said board of directors; and if the majority of the votes cast was in the affirmative, shall issue an order declaring said county a part of said technical education district thus formed out of combined territories of all the counties voting affirmatively on the question, and shall file said order with the county clerk thereof; *provided*, said counties voting affirmatively on the question have individually or collectively an assessed valuation and a total average daily attendance as required by this act. The board of supervisors of each county shall within fifteen days subsequent to the date of said election issue certificates of election to those persons residing in said county, if any, who were elected to serve as members of the board of directors of the institute of technology to be established in said technical education district, and said members shall within twenty-five days subsequent to said election, qualify by taking the official oath and shall organize and enter upon their duties as specified in this act. Said technical education district shall be deemed to be formed from the date, fifteen days subsequent to the date of said election, and thereafter, said technical education district shall be subject to assessment for the levy of taxes, payment of bonds and interest thereon, and for all other purposes essential for the establishment and maintenance of an institute of technology as specified in this act.

SEC. 16. Annexation of any county for institute of technology purposes, and suitably located for educational cooperation, to any technical education district formed from the territory or territories of one or more counties in part or as a whole may be made by the same methods of procedure on the part of said county desiring annexation and consolidation as provided in this act, for any one of said counties, except that the ballots shall contain the words "Shall proposed _____ technical education district be annexed to _____ technical education district—Yes" and "Shall proposed _____ technical education district be annexed to _____ technical education district—No," and the board of supervisors of said county desiring annexation, within ten days subsequent to the date of said election, shall canvass the votes cast "for" and "against" said annexation, and shall file a statement of the election returns with the clerk of said county, who shall make official record thereof. If a majority of the votes cast was in the affirmative, said board of supervisors within ten days subsequent to the date of filing of said statement or certificate, shall make application to the board of directors of said technical education district, asking for annexation, consolidation and merging of said county with said technical education district for institute of technology purposes. By affirmative vote of said board of directors, on the question submitted, said county

desiring annexation and consolidation, from the date of the action of said board, shall be deemed annexed, consolidated and merged with said technical education district, for said purposes, as specified by this act, and the secretary of said board of directors, within five days subsequent to the date of said action, shall file a certificate of such action with the county clerk of said annexed county and with the county clerks of all other counties, the territories of which in part or as a whole form said technical education district, and said clerks shall make official record thereof. Such merged and consolidated technical education district shall take the name, and thereafter be known by and under the same name as the aforesaid technical education district. Thereafter the combined territories of said units shall be deemed a unit for the purpose of levying and collecting property taxes and for all other purposes essential to the maintenance of an institute of technology as specified in this act.

(b) Any city, high school district, or junior college district in any county, suitably located for educational cooperation, with a technical education district already established in said county, may be consolidated and merged with said technical education district for institute of technology purposes, as specified in this act, as follows: Whenever qualified electors of any of said districts or cities, equivalent in number to eight per cent or more of the votes cast for Governor in said city or district at the next preceding gubernatorial election, shall petition the board of education or the board of trustees of said district or city, asking for consolidation and merger with said technical education district, as heretofore specified, said board of education or board of trustees must, within twenty days of the date of the filing of said petition, call an election in said city or district and submit said question of annexation, consolidation and merger of said city or district with said technical education district, to the qualified electors of said city or district for decision. If the result of said election is favorable to said annexation, consolidation and merger, said board of education or board of trustees, within ten days subsequent to the date of said election, must make application to the board of directors of said technical education district for said purpose. Upon favorable action of said board of directors of said technical education district upon said application, said board, within ten days, shall file a certificate of said action with the board of supervisors of said county, setting forth the terms and conditions upon which said annexation, consolidation and merger was voted by said board, and said board of supervisors shall within ten days of the date of the filing of said certificate, make an order annexing, consolidating and merging said city or district with said technical education district for institute of technology purposes. The annexation, consolidation and merger of said city or district to said technical education district, shall be deemed valid and complete from the date of the order of said board of supervisors, and said board of supervisors shall within five days of the issuance of said order file official notice with the county clerk who shall make official record thereof. Thereafter said city or district, annexed to or consolidated with said technical education district, shall be subject to assessment for the levying of taxes, payment of bonds and the interest thereof and for all other items essential for the maintenance of an institute of technology and for the purposes specified in sections 1880 to 1888, inclusive, of the Political Code; and all funds belonging to said city or district annexed to or consolidated with said technical education district provided for institute of technology purposes shall be placed to the credit of said technical education district in the treasury of the county in which said institute of technology is located or is to be established.

(c) Whenever any city, high school district or junior college district, situated in an adjoining county and suitably located for educational cooperation with a technical education district, said city or district desiring annexation may be annexed to said technical education district for institute of technology purposes by the same methods of procedure as are hereinabove stated in this section for the annexation of cities or districts to a technical education district already formed and situated in the same county, except that the board of education, or board of trustees of said city or district desiring said annexation shall make application therefor to the board of supervisors of the county in which said city or district is situated, and said board of supervisors shall within ten days of the date of the filing of said application refer the question together with any endorsement or recommendations thereof, or any comments thereon, said board may wish to make, to the board of directors of said technical education district, who shall within ten days of the date of the filing of said application by said board of supervisors call a meeting and at such meeting, or at adjourned sessions thereof, shall decide the question; and within ten days of such action shall declare the result and give official notice to said city or district desiring annexation, and shall file certificates of said action with the county clerks of each county, the combined territories of which, in part or as a whole, form said technical education district and said clerks shall make official record thereof.

If the action of said board of directors is in the affirmative said city or district shall be deemed to be so merged and consolidated with said technical education district from the date of said action and thereafter shall be subject to the levying

of taxes, payment of bonds and the interest thereon; and all other essential items required for the maintenance of said institute of technology maintained by said technical education district, and for the purposes specified in sections 1880 to 1888, inclusive, of the Political Code; and thereafter all funds belonging to said city or district provided for institute of technology purposes shall be deposited or paid out by the treasurer of said county containing said city or district in accordance with the provisions of this act.

SEC. 17. All territory annexed to or consolidated with any technical education district shall be obliged to pay its just pro rata share of the bonded and other indebtedness of said district incurred for institute or technology purposes, as follows: Its pro rata share of the cost of all improvements or permanent investment, less a reasonable depreciation calculated to the time of such annexation or admission, with interest thereon only from said time, together with its pro rata share of all costs and expenses from said time. The amount of all said obligations to be borne in respect to indebtedness existing at the time of such annexation or consolidation shall be determined by the board of supervisors of the county in which said institute of technology is situated. Said determination shall be made upon evidence to be presented by all interested parties; and thereafter on the basis of such determination, assessment shall be levied upon said annexed or consolidated territory for its pro rata share of all payments of principal and interest of said bonds, and all other debts, past and future, properly chargeable against said district.

SEC. 18. It shall be the duty of the board of directors of each institute of technology, in providing for the maintenance of said institute at least thirty days before the first day of the month in which the board of supervisors is required by law to levy the taxes required for county purposes, to make and file with said board of supervisors of the county in which said institute is situated, an estimate of the amount of money required for the maintaining of said institute for the current school year, in the technical education district under the control of said board; and if the territory of said technical education district is comprised of territory of more than one county, in part or as a whole, said estimate must be filed by said board of directors with each board of supervisors of said counties. Said estimate shall also include rent or the construction of temporary quarters or for the construction of essential buildings or for additions to a plant already constructed; for the purchase of grounds; for the equipment of shops, laboratories, lands, for the purchase of libraries or other essential equipment; for the salaries of instructors, office expenses, miscellaneous expenses and all other essential items necessary to carry out the instruction and training of the institute as provided in this act. Such estimate shall be itemized according to items required in the annual report of the State Superintendent of Schools, and including such other items as said estimate may include. The first estimate after the formation of a technical education district shall also include, if temporary quarters have been secured for the institute, the amount of money required to provide the necessary furniture, apparatus and equipment for such temporary quarters, and all other essential items required to begin efficient instruction and training by said institute.

SEC. 19. In providing for building and related matters it shall be the duty of every board of directors of said institutes of technology to make and file with the board of supervisors of the county in which said institute under the control and direction of said board is situated, on or before the first Monday of September next succeeding the formation of said technical education district, an estimate of the cost of acquiring suitable grounds and lands or procuring plans and specifications and of constructing suitable buildings, of providing the same with furniture necessary and essential for agricultural purposes, of library expenses and all other necessary and essential equipment or material of similar order, unless such boards of directors shall have secured or leased temporary quarters or shall have made other satisfactory arrangements for quarters for the use of said institute of technology, or unless bonds have been voted for such purposes; and if the technical education district maintaining any institute of technology is made up of the territories, in part or as a whole, of two or more counties, said estimate must be filed by said board of directors with each board of supervisors of said counties. If the board of directors of any institute of technology shall have secured temporary quarters or have made other satisfactory arrangements, they shall on or before the first Monday of September next before the termination of such lease or arrangement, make and file with said board or boards of supervisors an estimate of the cost of acquiring suitable grounds and lands, of procuring plans and specifications, of constructing suitable buildings, of providing the same with furniture, with laboratory and shop equipment, or ranch equipment, or with other necessary and essential supplies and equipment, including the ornamenting of grounds, or making improvements to buildings or for buying additional furniture or equipment, or for the acquisition of additional grounds or for providing any other technical education school facilities unless bonds shall have been voted for such purposes. Should the board of directors of any given institute of technology fail to make said estimates, it shall be the duty of the board of supervisors to make said estimates on or before the second Monday of September.

SEC. 20. Whenever said estimate has been submitted to the board of supervisors of any county or to the boards of supervisors of two or more counties, the territory or combined territories of which form a technical educational district, said board or

boards of supervisors shall have the power to revise said estimate, and said estimate as revised shall become the estimate of said technical education district, and shall serve as a basis for the levy of a special tax, for the maintenance of the institute of technology maintained by said technical education district. The board of supervisors with which such estimate has been filed must at the time of making the tax levy for the year for county purposes, levy a special tax on all taxable property in said technical education district and within their county sufficient in amount to carry out the purposes specified in said estimate. In case of a technical education district, situated in two or more counties, the said tax shall be levied by the boards of supervisors of such counties as provided in section twenty-three of this act, each board of supervisors shall levy upon the property in such technical education district and within their county, such rate of tax as will be sufficient to carry out the purposes specified in said estimate, said tax to be entered upon the assessment roll, and collected, in the same manner as other school taxes are entered, and collected, and when collected shall be paid into the treasury of such county. Should any board of supervisors with whom such estimate has been filed fail to levy the taxes as required by this section, it shall be the duty of the auditor of their county to make such levy.

SEC. 21. The board of directors of every institute of technology or technical education district, may, when in its judgment it is deemed advisable, and must upon a petition signed by qualified electors residing in said district equivalent in number to not less than eight per cent of the votes cast for Governor at the next preceding gubernatorial election, in said district, call an election and submit to the qualified electors of said technical education district, the question whether the bonds of said technical education district shall be issued and sold for the purpose of providing money for acquiring grounds or lands for, for acquiring or constructing one or more buildings or making alterations or additions to buildings which may be required for the conduct of an institute of technology; also for repairing, restoring or reconstructing any damaged buildings, for insuring of buildings, for supplying said buildings with furniture or necessary apparatus, for improving the grounds or for cultivating the lands or for liquidating any indebtedness already incurred for said purposes, or for refunding any outstanding valid indebtedness of said district, as evidenced by bonds or warrants thereof. Any one or more of all said purposes, except that of refunding any outstanding valid indebtedness of said district, as evidenced by bonds or warrants thereof, may, by order of said board, be entered in its minutes, and united and voted upon as one single proposition. Such elections must be called by posting notices, signed by at least a majority of said board of directors, in at least three public places in said technical education district, not less than twenty days before the election; and if there is a newspaper of general circulation published in any county in which any part of said district is situated by publishing such notice therein not less than once a week for three successive weeks. The first publication of said notice shall be not less than twenty-one days before such election. Such notice must contain: The time and place or places of holding such election; the names of the inspectors and judges to conduct the same; the hours during the day in which the polls will be open which shall be the same as in case of elections for school trustees; the purposes for which the bonds are to be issued; the amount of bonds and the denomination thereof, which shall not be more than one thousand dollars or less than one hundred dollars; the rate of interest, not exceeding six per cent per annum, payable annually or semiannually; and the number of years, not exceeding forty, the whole or any part of said bonds are to run. Such election shall be conducted in conformity with the provisions of sections 1596, 1597, 1598, 1599, 1600 and 1601 of the Political Code, *provided, however*, that the terms trustees, school trustees, boards of education and boards of school trustees shall apply to and be deemed to be boards of directors of technical education districts; the term county superintendent of schools, superintendent of schools and the term clerk of the board of trustees shall apply to and be deemed to be the county clerk or registrar of voters as the case may be; the terms county and district shall apply to and be deemed to be technical education district. The words to appear on the ballots shall be, "Technical education district bonds—Yes" and "Technical education district bonds—No," or words of similar import. Electors voting at such elections shall mark a cross with rubber stamp after the answer they desire to give. On the seventh day after said election, at one o'clock p.m., if the returns have all been made to the board of directors of said technical education district, said board of directors must meet and canvass said returns. If all the returns have not been received, said board must adjourn from day to day until said returns are all received, and must then proceed to canvass the same. The canvass may be continued from day to day until complete.

SEC. 22. If it appears that two-thirds of the votes cast at said election were cast in favor of issuing such bonds, then said board of directors of said technical education district shall cause an entry of that fact to be made upon its minutes and shall certify the same to the board of supervisors of the county in which said technical education district is located, and thereupon said board of supervisors shall be and it is hereby authorized and directed to issue the bonds of such technical education district in accordance with such proceeding, paying out of the interest and sinking fund of said technical education district, naming the same; *provided*, that the total amount of bonds so issued shall not exceed five per cent of the taxable

property of said technical education district as shown by the last equalized assessment roll of the county or counties in which such technical education district is located. The board of supervisors, by an order entered upon its minutes, shall prescribe the form of said bonds and of the interest coupons attached thereto, if any, and must fix the time when the whole or any part of the principal of said bonds shall be payable, which shall not be more than forty years from the date thereof, and they shall be payable in gold coin of the United States as to principal and interest thereof. Said board of supervisors shall make the principal and interest of said bonds payable at the office of the treasurer of the county in which said institute of technology is located, or at such other place within the United States as said board may designate, or at such other designated place, at the option of the bondholder, which place of payment shall be specified in the bonds; such bonds must be sold at the time and in the amounts prescribed by the board of supervisors, but not for less than par, and the proceeds of the sale thereof must be deposited in the county treasury to the credit of said technical education district and it shall then be the duty of the treasurer of such county to pay said proceeds into the treasury of the county in which said institute of technology is situated. Before selling said bonds, or any part thereof the board of supervisors must advertise for bids therefor for at least two weeks in some daily or weekly newspaper of general circulation published in the county. If satisfactory bids are received, the bonds offered for sale must be awarded to the highest bidder. If no bids are received, or the board determine that the bids received are not satisfactory as to price or responsibility of the bidders, the board may reject all bids received, if any, and either readvertise or sell said bonds at private sale.

SEC. 23. The board of supervisors of any county, the territory of which, or any part of which, comprises a technical education district, must annually at the time of making the levy of taxes for county purposes, levy a tax for that year upon the taxable property in said technical education district for the interest and redemption of all outstanding bonds of said district and said tax must not be less than sufficient to pay the interest of said bonds for that year, and such a portion of the principal as is to become due during such year, and in any event must be high enough to raise annually, for the first half of the term said bonds have to run, a sufficient sum to pay the interest thereon; and during the balance of the term high enough to pay such annual interest, and to pay annually a portion of the principal of said bonds, equal to a sum produced by taking the whole amount of said bonds outstanding and dividing it by the number of years said bonds have to run; and all taxes so levied, when collected, shall be paid into the said county treasury of said county, and be used for the payment of principal and interest on said bonds and for no other purpose. The principal and interest on said bonds shall be paid by the county treasurer of the county aforesaid at the place required by the terms of such bonds, upon presentation and surrender of warrants drawn by the county auditor in payment thereof after he has cancelled the bonds and coupons, or upon the receipt of the registered owner, if such bonds are registered, after a proper warrant has been drawn by the auditor therefor, and out of the fund provided for their payment. The cancellation of unsold bonds shall be after the manner provided in section 1748 of the Political Code for high school districts, but the phraseology used shall be such as to apply to institutes of technology. In case of a technical education district situated in part or as a whole in two or more counties, the assessor of each of said counties must annually, as soon as the county assessments have been equalized by the State Board of Equalization, certify to the board of supervisors of each of the counties in which any portion of such technical education district is situated, the assessed value of all taxable property in such county and a part of said technical education district, and the said tax shall be so levied according to the ratio which the assessed value of the property in such technical education district in any county bears to the total assessed value of the property in said technical education district, each board of supervisors to levy upon the property in such technical education district and within their county, such rate of tax as will be sufficient to raise not less than the amount needed to pay the interest and such portion of the principal of such bonds as is to become due during the year. Said tax shall be entered upon the assessment roll and collected in the same manner as other school taxes are collected, and when collected paid into the treasury of such county; and it shall be the duty of the treasurer of such county, or of the treasurers of such counties, other than the county in which said institute of technology is located, to pay said taxes into the treasury of the county in which said institute of technology is situated. In technical education districts, formed from the territory of an entire county, the board of directors of said district may, when in their judgment it is advisable, and must upon a petition of qualified electors residing in said district, equivalent in number to eight per cent or more of the votes cast at the next preceding gubernatorial election, call an election and submit to the electors of said district the question as to whether the bonds of such district shall be issued and sold for the purpose of raising money for acquiring grounds or lands; for building or making alterations, or additions to buildings required by said institute of technology, for repairing, restoring or rebuilding any damaged buildings injured or destroyed by fire, or other public calamity; for insurance in said buildings and in supplying said buildings with furniture and for all

necessary apparatus and equipment for carrying out the work of an institute of technology as specified in this act. The conduct of said election and the issue and sale and payment of said bonds and the levy and collection of taxes for the payment of principal and interest thereon shall be in the manner hereinabove prescribed.

SEC. 24. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 961—An act concerning the waterfront of the city and county of San Francisco.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 18, of the printed bill, insert before the word "by" the following "by purchase or".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 19, of the printed bill, strike out the words "as herein contemplated,".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 19, of the printed bill, strike out the word "tidelands" and insert in lieu thereof the word "lands".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 20, of the printed bill, strike out "inland of the inner line of its jurisdiction" and insert in lieu thereof the following, "along the waterfront of the city and county of San Francisco."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, lines 24 to 29, inclusive, strike out entire section 6.

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, commencing on line 24 strike out all of line 24 and the balance of the bill.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

SPECIAL ORDER SET.

On motion of Senator Boggs, Senate Bill No. 1 was made a special order for three o'clock and thirty minutes p.m. this day.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Bill No. 56—An act to regulate the method of voting for and electing candidates for judicial offices at primary and general elections by giving each office a designating number for the purposes of elections where two or more persons are to be elected to the same judicial office for the same term at the same election.

Bill read third time.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Breed moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Duncan, Flaherty, Godsil, Hart, Jones, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—26.

The Secretary announced the absentees.

Time, eleven o'clock and thirty minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

Senate Bill No. 69—An act to amend section 10 of the Political Code, relating to holidays.

In the absence of the author, Senate Bill No. 69 was passed on file.

Senate Bill No. 251—An act amending section 17 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 251 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Duncan, Flaherty, Godsil, Hart, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—23.

NOES—Senator Crowley—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 849—An act amending sections 2605 and 2607 of the Political Code, relating to the powers and duties of the Board of State Harbor Commissioners for the bay of San Diego.

On motion of Senator Sample, Senate Bill No. 849 was passed on file.

Senate Bill No. 634—An act to add a new section to be known as 9*a* 34 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing on act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians in counties of the twenty-second and thirty-fourth classes.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 634 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Duncan, Flaherty, Godsil, Hart, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 458—An act to amend section 1609 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education.

On motion of Senator Carr, F. M., Senate Bill No. 458 was passed on file, to retain its place.

Senate Bill No. 538—An act to amend section 1519*a* of the Political Code, relating to the powers and duties of the State Board of Education.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 538 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Crowley, Duncan, Flaherty, Godsil, Hart, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 454—An act to amend an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a public school teachers' retirement salary fund, and also a public school teachers' permanent fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended.

On motion of Senator Carr, F. M., Senate Bill No. 454 was passed on file, to retain its place.

Senate Bill No. 968—An act creating a reclamation district to be called and known as "Bay Farm Island Reclamation District," providing for the management and control thereof, and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm

Island Reclamation District, and providing for the liquidation and winding up of any such said dissolved district.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 968 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Duncan, Flaherty, Godsil, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 30—An act to amend section 759 of the Political Code, relating to the appointment of phonographic reporters for the district courts of appeal, and prescribing the duties and compensation of such reporters.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 30 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Flaherty, Godsil, Hart, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 648—An act to amend sections 2 and 4 of an act entitled "An act to provide for the formation, organization, and classification of new counties, for locating county seats, for the election and appointment of officers and for the adjustment and the fulfillment of the rights and obligations arising between such new counties and other counties," approved March 15, 1907, and amended 1909.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 648 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Duncan, Flaherty, Godsil, Hart, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 152—An act to amend sections 198, 199, 200, 201, 202, 204, 204*c*, 210, 214, 219 and 246 of the Code of Civil Procedure, relating to jurors.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Burnett moved to refer Senate Bill No. 152 to Senator Scott, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On line 3 of the title of the printed bill strike out "two hundred four *c*,".

AMENDMENT NUMBER TWO.

On page 3, line 29, of the printed bill, strike out from and including the word "but" down to and including the period at the end of line 32 on the same page.

AMENDMENT NUMBER THREE.

On page 4, commencing at line 8, of the printed bill, strike out all of line 8 and all following down to and including all of line 8 on page 5.

AMENDMENT NUMBER FOUR.

On page 5, line 9, of the printed bill, strike out the figure "8" and in lieu thereof insert the figure "7".

AMENDMENT NUMBER FIVE.

On page 5, line 23, of the printed bill, strike out the figure "9" and insert in lieu thereof the figure "8".

AMENDMENT NUMBER SIX.

On page 5, line 48, of the printed bill, strike out the figure "10" and insert in lieu thereof the figure "9".

AMENDMENT NUMBER SEVEN.

On page 7 of the printed bill, commencing in line 11 thereof, strike out all after the period in line 11 down to and including all of line 13 on the same page.

AMENDMENT NUMBER EIGHT.

On page 7, line 14, strike out the figure "11" and insert in lieu thereof the figure "10".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 152, with instructions to amend, respectfully reports the same back, amended as per instructions.

SCOTT, Special Committee.

Report read, and on motion of Senator Burnett, adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 676—An act to amend section 4014 of the Political Code, relative to township officers.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 676 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Chamberlin, Crowley, Duncan, Godsil, Hart, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 969—An act to add a new section to the Code of Civil Procedure, to be numbered 1350*b*, relating to executors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 969 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—Senator Chamberlin—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 25 –An act to amend sections 4295 and 4297 of the Political Code, relating to official services and fees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 25 passed by the following vote:

AYES –Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At 12 o'clock m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Breed.

The Secretary was directed to call the roll, on the final passage of bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 56 finally passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—25.

NOES—Senators Allen, Burnett, Canepa, Crowley, Dennett, Flaherty, Godsil, McDonald, Nelson, and Scott—10.

Title read and approved.

Bill ordered transmitted to the Assembly.

MOTION.

Senator Chamberlin moved that Senate Bills Nos. 866, 870, 876, 973, 896, 890, 895, 881, and 884 be made a special order for eleven o'clock a.m., Wednesday, April 20, 1291.

Motion carried.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 1 of article IV, relating to initiative and referendum.

On motion of Senator Burnett, Senate Constitutional Amendment No. 26 was passed on file.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., on motion of Senator Breed, the hour of recess was extended until twelve o'clock and forty-five minutes p.m.

Senate Bill No. 960—An act granting to the United States of America the submerged lands lying between the easterly boundary line of the city and county of San Francisco, said line being also the westerly boundary line of the city of Alameda, and the pier head lines westerly thereof as established at present.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 960 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—25.

NOES—Senators Duncan, Eden, Godsil, McDonald, Purkitt, and Rush—6.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Inman gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 960 was passed.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Dennett: Senate Constitutional Amendment No. 36—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article IV a new section to be numbered 25*a*, relative to special laws.

Senate Constitutional Amendment No. 36 referred to Committee on Constitutional Amendments.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 346—An act to amend the State Medical Practice Act by adding a new section thereto, to be numbered section 11½, defining a legally chartered school for the teaching of the healing art; relating to the incorporation, resources, equipment, faculties, and curricula of a legally chartered school to qualify applicants for a physician and surgeon certificate and a drugless practitioner certificate, and providing for the approval of such school or schools before incorporation and the incorporation and approval of any such existing schools by the State Board of Medical Examiners—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—7; absent—4.

CROWLEY, Chairman.

Senate Bill No. 346 ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 25—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 8 of article XIII thereof, relating to taxpayers' statements of property—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—9; committee vote: Ayes—6; absent—3.

SAMPLE, Chairman.

Assembly Constitutional Amendment No. 25 ordered on file.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 649—An act to provide for the issuance and sale of bonds to augment the fund

for the erection and equipment of State buildings in the city of Sacramento for State purposes, creating a fund for the payment of the principal and interest of said bonds and making an appropriation to carry out the purposes hereof—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Finance.

Committee membership—17; committee vote: Ayes—7; absent—10.

JONES, Chairman.

Senate Bill No. 649 re-referred to Committee on Finance.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 981—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California;

Also: Senate Bill No. 982—An act making an appropriation for the support, maintenance and equipment of the University of California;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—10; absent—7. Same vote on all bills.

GATES, Chairman.

Senate Bills Nos. 981 and 982 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 445—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years;

Also: Senate Bill No. 9—An act creating a San Joaquin State Normal School, and making an appropriation for the maintenance thereof;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—17; committee vote: Ayes—10; absent—7. Same vote on all bills.

GATES, Chairman.

Senate Bills Nos. 445 and 9 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 943—An act to amend section 718 of the Political Code and to repeal section 719 of said code, relating to the employees of the Superintendent of Capitol Building and Grounds;

Also: Senate Bill No. 416—An act appropriating money for repairs, improvements and equipment for the California Polytechnic School at San Luis Obispo;

Also: Senate Bill No. 107—An act appropriating money to pay the claim of the county of Sacramento against the State of California;

Also: Senate Bill No. 293—An act to amend section 739 of the Political Code, relating to salaries of officers of Supreme Court;

Also: Senate Bill No. 222—An act to provide for the establishment and maintenance of a division of dental hygiene for children under the direction of the State Board of Health; defining its powers and duties; and making an appropriation therefor;

Also: Senate Bill No. 339—An act to make an appropriation to carry out the provisions of "An act to establish a nautical school at the port of San Francisco, to provide for the conduct and maintenance thereof, to make an appropriation therefor, and to authorize the Governor to request and to receive aid from the United States in compliance with the provisions of an act of Congress, approved March 4, 1911," approved May 14, 1917;

Also: Senate Bill No. 268—An act providing for the control and destruction of predatory wild animals, making an appropriation therefor, and repealing acts authorizing the payment of bounties on such animals;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—10; absent—7. Same vote on all bills.

GATES, Chairman.

Senate Bills Nos. 943, 416, 107, 293, 222, 339 and 268 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 118—An act to amend section 739 of the Political Code, relating to salaries of officers of Supreme Court;

Also: Senate Bill No. 592—An act to provide for the issuance and sale of State bonds to create a fund to carry out the objects of an act entitled "An act creating a State Soldiers Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," to create a sinking fund for the payment of said bonds; to define the duties of said officers in relation thereto; to appropriate money for the expense of printing and advertising the sale of said bonds; and to provide for the submission of this act to a vote of the people;

Also: Senate Bill No. 649—An act to provide for the issuance and sale of bonds to augment the fund for the erection and equipment of State buildings in the city of Sacramento for State purposes, creating a fund for the payment of the principal and interest of said bonds and making an appropriation to carry out the purposes hereof;

Also: Senate Bill No. 650—An act making appropriation for the improvement of the capitol extension grounds and the upkeep thereof;

Also: Senate Bill No. 853—An act to provide for the issuance and sale of State bonds to create a fund for the erection and equipment of buildings for the various State institutions; to create a sinking fund for the payment of said bonds; to define the duties of State officers in relation thereto; to make an appropriation for the expense of printing said bonds and to provide for the submission of this act to a vote of the people;

Also: Senate Bill No. 429—An act appropriating money for the creating of a revolving fund for Engineering Department in lieu of that created by chapter 108 of Statutes of 1913, chapter 355 of Statutes of 1915 and chapter 419 of Statutes of 1917;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—17; committee vote: Ayes—10; absent—7. Same vote on all bills.

GATES, Chairman.

Senate Bills Nos. 118, 592, 650, 853, 429 and 649 ordered on file for second reading.

ON MILITARY AFFAIRS.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Military Affairs, to which was referred Assembly Bill No. 258—An act repealing sections 1897, 1898, 1900, 1901, and 1902 of the Political Code, relating to the military roll—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—5; committee vote: Ayes—5.

SCOTT, Chairman.

Assembly Bill No. 258 ordered on file for second reading.

RE-REFERENCE OF ASSEMBLY BILL.

On motion of Senator King, Assembly Bill No. 407 was ordered withdrawn from Committee on Revenue and Taxation, and re-referred to Committee on Public Utilities.

RECESS.

At twelve o'clock and forty-five minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the following:

Assembly Constitutional Amendment No. 4—Relative to recognition of the services rendered by soldiers, sailors and marines to their country in time of war; Also: Assembly Constitutional Amendment No. 41—A resolution to propose to the people of the State of California an amendment to the constitution by adding a new section to article XI thereof to be designated section 20, authorizing the State, or municipal corporations or political subdivisions thereof, to provide water, electric energy, or protection from flood, by utilizing, or controlling, the waters of any stream situate outside this State, or partly within and partly without this State;

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Constitutional Amendments Nos. 4 and 41 referred to Committee on Constitutional Amendments.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 849—An act to enforce the provisions of article XVIII of the amendments to the constitution of the United States; prohibiting all acts or omissions prohibited by the Volstead Act; imposing duties on courts, prosecuting attorneys, sheriffs and other officers, and extending their jurisdiction; and providing for the disposition of fines and forfeitures.

Bill read second time.

MOTION.

Senator Inman moved that Assembly Bill No. 849 be made a special order for Monday, April 25, 1921, at eleven o'clock a.m.

The question being on Senator Inman's motion.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Duncan, Jones, and Inman on the motion.

The roll was called, and the motion to make Assembly Bill No. 849 a special order lost by the following vote:

AYES—Senators Canepa, Carr, F. M., Crowley, Flaherty, Inman, Otis, Purkitt, Rigdon, Rush, Scott, Shearer, and Slater—12.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Rominger, and Sample—21.

CONSIDERATION OF SPECIAL ORDER.

The hour having arrived for the consideration of Senate Bill No. 1, heretofore set as a special order for three o'clock and thirty minutes p.m. this day, the same was continued until the conclusion of the consideration of Assembly Bill No. 849, this day.

COMMITTEE AMENDMENT.

During second reading of Assembly Bill No. 849, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill strike out all of lines 20 to 25, inclusive.

The question being on the adoption of the committee amendment.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Jones, Carr, W. J., and Scott.

The roll was called, and the amendment adopted, by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Gates, Harris Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Rominger, and Yonkin—22.

NOES—Senators Burnett, Canepa, Crowley, Flaherty, Godsil, Inman, McDonald, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, and Slater—15.

AMENDMENT FROM THE FLOOR.

During second reading of Assembly Bill No. 849, the following amendment was offered and its adoption moved by Senator Chamberlin:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, as amended April 19, 1921, insert the following:

"SEC. 7. It is expedient that the provisions of sections 1 to 6 hereof shall come into operation upon the expression of favorable sentiment by the electors of the State. For that purpose an election is hereby called to be held on the seventh day of November, 1922. The ballots used at such election shall have printed thereon the words, "For enforcement of Volstead Act" and "Against enforcement of Volstead Act". Opposite said lines there shall be left spaces in which the voters may make their stamp or cross to indicate whether they have voted for or against said proposition and those voting in favor thereof shall do so by placing a cross opposite the words "For enforcement of Volstead Act" and those voting against said proposition shall do so by placing a cross opposite the words "Against enforcement of Volstead Act".

Prior to said election the Governor must issue an election proclamation therefor and transmit copies of said proclamation to the boards of supervisors of the several counties of the State. Said proclamation shall conform to the provisions of law governing the issuance, transmittal, form, time, manner, publication and posting of proclamations relating to special elections.

SEC. 8. At said election called and provided for in section 7 hereof the qualifications for voters, the polling places, the precincts, the ballot paper and all other things necessary for the conduct of said election shall be the same as for the general election which is to be held upon the same date. The election officials at the election hereby called and provided for shall be the same as provided by law for said general election. The election hereby called is hereby consolidated with and shall be held and conducted in the same manner as provided by law for said general election. The votes cast for and against enforcement of the Volstead Act shall be counted, returned and canvassed and declared in the same manner and subject to the same rules as votes cast for State officers. If a majority of the votes cast for and against enforcement of the Volstead Act are in favor thereof the provisions of sections 1 to 6, inclusive, hereof shall come into operation and be effective upon the first day of January, 1923. If, however, a majority of the votes cast for and against the said proposition are against the enforcement of the Volstead Act then this act shall cease to be of any force or effect.

SEC. 9. All of the provisions of this act relating to and necessary for the calling of said election to be held on the seventh day of November, 1922, and for the conduct of said election and for counting, returning, canvassing and declaring the result thereof, inasmuch as the same call an election and provide the procedure therefor, shall, under the provisions of section 1 of article IV of the constitution, take effect immediately.

SEC. 10. The phrase Volstead Act as used herein is defined as title II of the act of Congress enacted October 28, 1919, such title II being enacted under the authority of the eighteenth amendment to the constitution of the United States."

The question being on the amendment offered by Senator Chamberlin.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Duncan, Chamberlin, and Crowley.

The roll was called, and the amendment lost by the following vote:

AYES—Senators Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Flaherty, Godsil, Hart, Inman, McDonald, Otis, Purkitt, Rigdon, Sample, Scott, Shearer, and Slater—17.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Dennett, Duncan, Eden, Gates, Harris, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Rominger, Rush, and Yonkin—21.

Assembly Bill No. 849 ordered to print, and on file for third reading.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At five o'clock p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Inman:

WHEREAS, It is the constitutional duty of the Legislature to pass legislation reapportioning the State into Senate and Assembly districts at this session; and

WHEREAS, It will become necessary during this year to reapportion the State into Congressional districts to meet the situation arising from the additional Congressmen to be allotted to this State, and for that purpose it will be necessary to call a special session of the Legislature; and

WHEREAS, This Senate is of the belief that any attempt to reapportion the State into Senatorial and Assembly districts at this session will probably result in the defeat of very important legislation now before the Senate, owing to the fact that nearly five hundred measures will be upon the files at the opening of the next legislative day; therefore, be it

Resolved by the Senate, That further consideration of all reapportionment matters be postponed for the remainder of this session, and that the Governor of the State be and he is hereby requested to call a special session of the Legislature as soon as it is ascertained what the number of additional Congressmen California is entitled to.

The question being on the adoption of the resolution.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Inman, Otis, and Chamberlin.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, and Slater—26.

NOES—Senators Allen, Chamberlin, King, Lyon, Purkitt, and Rominger—6.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Boggs, Senate Bill No. 1 was re-referred to Committee on Reapportionment.

CONSIDERATION OF SENATE CONSTITUTIONAL AMENDMENT—(OUT OF ORDER).

Senator King asked for and was granted unanimous consent to take up Senate Constitutional Amendment No. 35 for reading at this time, out of the regular order, for the purpose of amendment.

Senate Constitutional Amendment No. 35—Relative to taxation.

Constitutional amendment read.

AMENDMENTS FROM THE FLOOR.

During reading of the constitutional amendment, the following amendments were offered and their adoption moved by Senator King:

AMENDMENT NUMBER ONE.

On page 1 of said amendment strike out all of lines 25 and 26 and insert in lieu thereof the following:

"(a) All railroad companies, street railway companies, interurban electric railway companies and gasoline propelled interurban railway companies, whether operated in one or more".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of said amendment strike out all of line 20 following the semicolon after the word "cent"; also strike out all of line 21 and in line 22, strike out the word "railways" and in lieu thereof insert the following: "on all street railway companies, interurban electric railway companies and gasoline propelled interurban railway companies"

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 41, of the amendment, strike out the word "or" after the comma following the word "busses" and in lieu thereof insert the word "and".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 45, of said amendment, strike out the word "license" following the letter "a".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 47, strike out the word "license" after the word "such".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 5, line 12, of said amendment, after "(b)" strike out "and (d)", and insert in lieu thereof a comma and the following: "(c) and (e)".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 5, lines 46 and 48, of said amendment, strike out the words "section fourteen of this article" and in lieu thereof insert the words "this section".

Amendment adopted.

Senate Constitutional Amendment No. 35 ordered to print and to engrossment.

COMMUNICATION.

The following communication was presented to the Senate:

By Senator King:

INTERSTATE COMMERCE COMMISSION, WASHINGTON, April 12, 1921.

Miss Grace S. Stoermer,
Secretary of Senate,
Sacramento, California.

DEAR MADAM: I write to acknowledge your telegram of the eighth instant quoting Senate joint resolution in which the Legislature of your State extends to the Interstate Commerce Commission an invitation to hold hearings or conferences in

California relative to existing freight rates and their effect upon industries of your State, especially with relation to agricultural and horticultural products.

This matter has had consideration by the Commission, and we have decided to accept this invitation to the extent of having one of our members or a representative arrange at the earliest practicable date for conferences with the representatives of the shippers and of the carriers in so far as they respectively may elect to be represented.

Your expressed desire to have such conferences at both Los Angeles and San Francisco is noted, and every reasonable effort will be made to comply therewith. You will be advised shortly as to the dates upon which these conferences can be held and who will represent the Commission thereat.

Yours very truly,

EDGAR E. CLARK, Chairman.

Communication read, and on motion of Senator King, ordered printed in the Journal.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 936—An act to add a new section to be known as 9*a* 19 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled, "An act to provide county library systems," approved April 12, 1909, and all acts and parts of acts in conflict with this act, approved February 25, 1911, as amended, said section relating to salaries of county librarians—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

MOTION.

Senator Crowley moved that when the Senate recess this day, it do so until the hour of eight o'clock p.m., and when it adjourn this day, it do so at nine o'clock p.m.

Motion carried.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 857—An act directing the State Board of Equalization to gather and report to the Legislature certain data relative to property values in this State; requiring persons or corporations taxed under section 14 of article XIII of the constitution to submit certain data on values to the State Board of Equalization and defining the use to which such data may be placed;

Also: Senate Bill No. 541—An act to amend an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, by amending sections 30*b*, 32, 47, and 61 thereof, and to add a new section to said act to be numbered 109*a*, relating to the names of irrigation districts and to changing the names thereof;

Also: Senate Bill No. 342—An act appropriating money for the support of extension courses by the University of California;

Also: Senate Bill No. 354—An act appropriating money for the support of teacher training courses at the Southern Branch of the University of California;

Also: Senate Bill No. 356—An act appropriating money for the support of the Scripps Institution for Biological Research of the University of California;

Also: Senate Bill No. 411—An act to assist in providing hospital service and treatment for legal residents of the State afflicted with maladies or deformities

which can probably be remedied, and who are unable to pay for such service and treatment, and making an appropriation to carry out the purposes hereof;

Also: Senate Bill No. 467—An act appropriating money for the construction and equipment of University Farm buildings outside of Berkeley;

Also: Senate Bill No. 550—An act authorizing and directing the Board of Regents of the University of California to make a survey of local historical material in the State of California; making an appropriation therefor and repealing an act entitled "An act to create a commission for the purpose of making a survey of the local historical material in the State of California; defining the powers and duties of said commission; and making an appropriation therefor," approved June 12, 1915, as amended;

Also: Senate Bill No. 852—An act to amend section 1559 of the Code of Civil Procedure, relating to estates of deceased persons;

Also: Senate Bill No. 109—An act to repeal an act entitled "An act to repeal an act entitled 'An act regulating the sale of mineral lands belonging to the State,' approved March 28, 1874, and the acts amendatory thereof, and to provide for the sale of mineral lands under United States laws," approved April 1, 1897;

Also: Senate Bill No. 901—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a Reclamation Board and defining its powers," approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by adding a new section thereto to be numbered section 36 relating to reapportionment of assessment when tracts of land may be divided into smaller parcels, providing for the giving of notice and the filing of lists of charges assessed against smaller parcels;

Also: Senate Bill No. 92—An act declaring all buildings and places nuisances wherein or upon which gambling is held or occurs or which are used for such purposes, and providing for the abatement and prevention of such nuisances by injunction and otherwise;

Also: Senate Bill No. 159—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of witnesses and grand and trial jurors in such counties;

Also: Senate Bill No. 765—An act to amend section 11 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 487—An act to add a new section to the Political Code, to be numbered 3493*a*, providing for the recall of trustees of reclamation districts;

Also: Senate Bill No. 896—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*d*, embracing sections 363 to 363*h*, both inclusive, relating to a Department of Public Works;

Also: Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*b*, embracing sections 361 to 361*c*, both inclusive, relating to a Department of Agriculture;

Also: Senate Bill No. 884—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*c*, embracing sections 364 to 364*d*, both inclusive, relating to a Department of Labor and Industrial Relations;

Also: Senate Bill No. 962—An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act;

Also: Senate Bill No. 600—An act to repeal section 32½ of the California Irrigation District Act and to add to said act two new sections to be numbered

respectively 42*a* relating to assessments and 62*a* relating to joint work by two or more districts;
And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Concurrent Resolution No. 32—Relative to protection of the State's interest in federal power sites—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.
Committee membership—5; committee vote: Ayes—4; absent—1.

EDEN, Chairman.

Assembly Concurrent Resolution No. 32 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 29—Relative to the disposition to be made of the tolls collected from automobiles entering the Yosemite National Park—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.
Committee vote: Ayes—4; absent—1. EDEN, Chairman.

Assembly Joint Resolution No. 29 ordered on file.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 29—Approving a certain amendment to the charter of the city of San Jose, county of Santa Clara, State of California, voted for and ratified by the electors of said city of San Jose at a special municipal election held therein on the twelfth day of April, 1921—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.
Committee membership—9; committee vote: Ayes—8; absent—1.

CARR, F. M., Chairman.

Senate Concurrent Resolution No. 29 ordered to engrossment and on file.

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 859—An act to provide for the consolidation of districts organized or existing under the California Irrigation District Act—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.
Committee membership—9; committee vote: Ayes—9.

IRWIN, Chairman.

Senate Bill No. 859 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 686—An act to amend section 4268 of the Political Code, and to add a new section thereto to be numbered 4268*a*, relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirty-ninth class—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.
Committee membership—11; committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bill No. 686 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 752—An act to amend section 4278 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the forty-ninth class;

Also: Assembly Bill No. 535—An act to add a new section to be numbered section 19r 48 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 687—An act to add a new section to be numbered section 19r 39 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—6. Same vote on all bills.

DUNCAN, Chairman.

Assembly Bills Nos. 752, 535 and 687 ordered on file for second reading.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 851—An act providing for the selection of an area within which the State Normal School at San Francisco shall be located; authorizing the board of trustees thereof to acquire by purchase, gift, condemnation or otherwise such tracts of land within said selected area as may be necessary for the uses of said school; authorizing the construction or reconstruction of suitable and necessary buildings and improvements thereon, and the purchase of necessary and appropriate furniture and equipment therefor; making appropriations therefor, and repealing all acts or parts of acts inconsistent herewith—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—17; committee vote: Ayes—10; absent—7.

GATES, Chairman.

Senate Bill No. 851 ordered on file for second reading.

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 706—An act authorizing and instructing the State Controller and the State Treasurer to accept from the directors of the Sixth District Agricultural Association as full satisfaction and in complete compliance with the terms of that certain act entitled "An act to appropriate money to be used as a revolving fund by the Sixth District Agricultural Association for the purpose of creating, installing and maintaining special expositions at Exposition Park, Los Angeles," approved June 1, 1917, the sum of eleven thousand four hundred thirteen dollars and ninety-four cents, in cash already deposited in the State Treasury, and the inventory of permanent improvements made upon the State's property at Exposition Park, Los

Angeles, from funds of the revolving fund provided in the above mentioned act—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—5; absent—4.

RIGDON, Chairman.

Senate Bill No. 706 ordered on file for second reading.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Purkitt asked for and was granted unanimous consent to take up Senate Bill No. 159 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 159—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of witnesses and grand and trial jurors in such counties.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Purkitt moved to refer Senate Bill No. 159 to Senator Osborne, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, strike out lines 19, 20, 21, 22 and 23, and insert in lieu thereof the following:

"6. The tax collector, two thousand four hundred dollars per annum; *provided*, (*a*) that in counties of this class the tax collector is hereby allowed one deputy for a period of eight months during each year who shall receive a salary of seventy-five dollars per month."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 159, with instructions to amend, respectfully reports the same back, amended as per instructions.

OSBORNE, Special Committee.

Report read, and on motion of Senator Purkitt adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Canepa asked for and was granted unanimous consent to take up Senate Bill No. 550 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 550—An act authorizing and directing the Board of Regents of the University of California to make a survey of local historical material in the State of California; making an appropriation therefor and repealing an act entitled "An act to create a commission for the purpose of making a survey of the local historical material in the State of California; defining the powers and duties of said commission; and making an appropriation therefor," approved June 12, 1915, as amended.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Canepa moved to refer Senate Bill No. 550 to Senator Gates, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

Strike out all of line 1 of the title of the printed bill, as amended April 16, 1921, following the word "act"; all of lines 2 to 9, both inclusive, and insert in lieu thereof the following: "appropriating money for the support of the California Historical Survey Commission during the seventy-third and seventy-fourth fiscal years, and abolishing said commission and transferring its duties and powers after said years."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, as amended April 16, 1921, strike out all of line 1 following the period; and all of lines 2 to 17, both inclusive, and insert in lieu thereof the following:

"The sum of fifteen thousand dollars is hereby appropriated out of any money in the State treasury not otherwise appropriated for the support of the California Historical Survey Commission during the seventy-third and seventy-fourth fiscal years; *provided, however*, that said commission shall be abolished and have no further legal existence from and after the thirtieth day of June, 1923, and the same is hereby so abolished, and the duties, powers, purposes, responsibilities and jurisdiction of said commission are hereby after said thirtieth day of June, 1923, transferred to and vested in the regents of the University of California."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 550, with instructions to amend, respectfully reports the same back, amended as per instructions.

GATES, Special Committee.

Report read, and on motion of Senator Canepa adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Boggs asked for and was granted unanimous consent to take up Senate Bill No. 946 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 946—An act to add one new section, to be numbered 1617*c*, to the Political Code, providing for the cooperative purchase of staple apparatus and supplies by trustees of common school districts, high school boards and boards of education of city school districts through the county purchasing agent or the office of the county superintendent of schools.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Boggs moved to refer Senate Bill No. 946 to Senator Jones, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the amended printed bill, after the comma after the word "education" insert the following: "and in union high school districts,".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 946, with instructions to amend, respectfully reports the same back, amended as per instructions.

JONES, Special Committee.

Report read, and on motion of Senator Boggs, adopted.

Bill ordered to print, and re-engrossment.

RECESS.

At five o'clock and thirty minutes p.m., on motion of Senator Slater, the President pro tempore declared the Senate at recess until the hour of eight o'clock p.m.

RECONVENED.

At eight o'clock p.m., the Senate reconvened.

Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Yonkin, the further consideration of the motion to reconsider the vote whereby Senate Constitutional Amendment No. 30 was refused adoption was continued until the next legislative day.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 341—An act directing the commission of immigration and housing to investigate and propose legislation for the acquisition and building of homes for workingmen, with the financial assistance of the State of California.

On motion of Senator Flaherty, Senate Bill No. 341 was passed on file.

Senate Bill No. 215—An act to amend the Code of Civil Procedure, by adding thereto a new section to be numbered 1871, relating to experts, their appointment by the court, or a judge thereof, and providing for their compensation and manner of examination as witnesses.

On motion of Senator Jones, Senate Bill No. 215 was passed on file.

Senate Bill No. 647—An act declaring bonds and coupons negotiable instruments.

In the absence of the author, Senate Bill No. 647 was passed on file.

Senate Bill No. 365—An act to amend section 224 of the Civil Code, relating to adoption of children.

In the absence of the author, Senate Bill No. 365 was passed on file.

Senate Bill No. 705—An act to repeal section 680 of the Political Code, relating to creation of deficiencies by the Board of Control.

On motion of Senator Chamberlin, Senate Bill No. 705 was passed on file.

Senate Bill No. 789—An act to amend section 15 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees

therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make an appropriation therefor; and to repeal all acts or parts of acts in conflict with this act, approved May 11, 1915, as amended."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 789 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Jones, King, Nelson, Purkitt, Rominger, Rush, Sample, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 600—An act to repeal section 32½ of the California Irrigation District Act and to add to said act two new sections, to be numbered respectively 42*a*, relating to assessments, and 62*a*, relating to joint work by two or more districts.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 600 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, Nelson, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 669—An act to amend section 57 of the California Irrigation District Act, relating to compensation of officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 669 passed by the following vote:

AYES—Senators Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Jones, King, Lyon, Nelson, Rush, Sample, Scott, and Slater—21.

NOES—Senators Chamberlin, and Purkitt—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR INGRAM IN THE CHAIR.

At eight o'clock and forty minutes p.m., Senator Ingram of the Third District was called to the chair.

Senate Bill No. 472—An act to amend sections 2 and 3 of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons affected with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 472 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Nelson, Otis, Rigdon, Rush, Sample, Scott, and Slater—22.

NOES—Senators Chamberlin, Duncan, Lyon, Purkitt, and Yonkin—5.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 192—An act creating an irrigation and water conservation district to be known as Santa Clara County Irrigation District, subject to the approval of the electors residing in said district; providing for an election to determine whether said district shall be organized; providing for the election of a Board of Trustees and the management and control of said district by said Board of Trustees and defining the powers and duties of said board; authorizing said district to acquire water rights, to acquire and hold property, to sue and be sued and to have and exercise all rights and powers of a public corporation; providing for the levy and collection of assessments; and providing for the issuance and payment of bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 192 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 296—An act declaring the irrigation of arid and semiarid lands a public use, and providing for the exercise of the power of eminent domain in aid thereof whether by private individuals for their own immediate private benefit or by public or quasi-public corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 296 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Shearer, and Slater—22.

NOES—Senators Carr, F. M., Chamberlin, Hart, Johnson, Rominger, and Yonkin—6.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 242—An act providing for the organization and government of water conservation districts, and for the acquisition, appropriation, diversion, storage, and distribution of water for irrigation of lands in such districts, for drainage and reclamation connected therewith, and for the generation, disposition, and sale of hydro-electric energy developed incidental to such storage and distribution; and for the acquisition of lands or rights therein and the acquisition, construction, and maintenance of works to carry into effect the provisions of this act; and creating a board to be known as the "Water Conservation Board" to carry out the purposes of said act and defining its duties and powers; and repealing the California Irrigation Act approved June 4, 1915, and all acts amendatory thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 242 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 153—An act to establish standards for grain, providing for grading and inspection, defining the powers and duties of the Director of Agriculture in respect thereto, prescribing penalties for violation of the provisions hereof and making an appropriation to carry out the provisions of this act.

Bill read third time.

On motion of Senator Jones, Senate Bill No. 153 was passed on file.

Senate Bill No. 414—An act to amend section 602*b* of the Political Code, relating to a classification of risks, premium rates and schedule ratings for insurance carriers insuring employers or employees under Workmen's Compensation, Insurance and Safety Act, chapter 176, Laws of 1913; to permit the issuance of compensation participating policies and requiring annual reports to the State Insurance Commissioner; authorizing the State Insurance Commissioner to enforce the provisions of this act and providing penalties for its violation.

In the absence of the author, Senate Bill No. 414 was passed on file.

Senate Bill No. 914—An act to amend sections 1, 3 and 4 of "An act to provide for the adoption of textbooks for use in the public high schools of the State, and for furnishing textbooks for the use of pupils of such schools," approved May 18, 1917, and to add a new section thereto to be numbered section 12, providing for free high school textbooks at the California Polytechnic School.

In the absence of the author, Senate Bill No. 914 was passed on file.

Senate Bill No. 225—An act to amend section 1750 of the Political Code, relating to adoption of course of study and textbooks by high school boards.

On motion of Senator Duncan, Senate Bill No. 225 was passed on file.

Senate Bill No. 455—An act to amend section 1750c of the Political Code, relating to high schools.

On motion of Senator Carr, F. M., Senate Bill No. 455 was passed on file.

Senate Bill No. 456—An act to amend section 1552 of the Political Code, relating to the county superintendent of schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 456 passed by the following vote:

AYES—Senators Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 457—An act to amend section 1607 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 457 passed by the following vote:

AYES—Senators Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 206—An act to amend section 1521 of the Political Code, relating to the per diem of members of the State Board of Education and the compensation of the assistant superintendents of public instruction.

Bill read third time.

On motion of Senator Jones, Senate Bill No. 206 was passed on file.

Senate Bill No. 775—An act to provide for the issuance of bonds by junior college districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 775 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, and Slater—25.

NOES—Senators Chamberlin, Dennett, King, Purkitt, and Shearer—5.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 214—An act to amend section 16 of an act entitled "An act to provide for the payment of retirement salaries to public

school teachers of this State; creating a public school teachers' retirement salary fund and also a public school teachers' permanent fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 214 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 956—An act to amend section 1742 of the Political Code, relating to high schools.

Bill read third time.

On motion of Senator Carr, F. M., Senate Bill No. 956 was passed on file.

Senate Bill No. 257—An act appropriating money for repairs and improvements to the buildings and grounds and equipment for the Santa Barbara State Normal School.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 257 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Chamberlin, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 328—An act appropriating money for furniture and equipment for the Hastings College of the Law.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 328 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 332—An act appropriating money for the construction of a building or buildings for manual arts and home economics and the equipping and furnishing of the same at the San Jose State Normal School.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 332 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, and Slater—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 333—An act appropriating money for repairs and improvements including a new well and equipment at the San Jose State Normal School.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 333 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Slater, and Yonkin—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 336—An act appropriating money for the erection of a school room and assembly building at the Sonoma State Home.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 336 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 357—An act appropriating money for the completion of buildings, improvements to grounds and the purchase of equipment at the Humboldt State Normal School.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 357 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, and Slater—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 361—An act appropriating money for the erection of cottages for employees for San Quentin State Prison.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 361 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, and Slater—22.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 379—An act appropriating money for general improvements on the property of the State situated in Napa County and known as the Napa State Farm.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 379 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, and Slater—21.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 380—An act appropriating money for a cottage and equipment for patients at the Napa State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 380 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Crowley, Eden, Flaherty, Gates, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, and Slater—21.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 381—An act appropriating money for repairs, improvements, equipment and furnishings for the Veterans' Home at Yountville.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 381 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, and Slater—23.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 387—An act appropriating money to carry out the building and developmental program at Whittier State School, and for repairs, improvements and equipment.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 387 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, and Slater—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 391—An act appropriating money for the housing and training of patients at the Southern California State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 391 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, and Slater—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 405—An act appropriating money to be used for malaria control by the State Board of Health.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 405 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, and Slater—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 407—An act appropriating money to be used for plague parasitology by the State Board of Health.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 407 passed by the following vote:

AYES—Senators Boggs, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 421—An act appropriating money for repairs, improvements and equipment for the Stockton State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 421 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 422—An act appropriating money for the erection and equipment of a receiving and psychopathic building at the Stockton State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 422 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Carr, F. M., asked for and was granted unanimous consent to take up Senate Bill No. 711 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 711—An act to amend sections 5, 6, 9 and 14 of the act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended.

Bill read third time.

REFERENCE TO SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 15, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 711—An act to amend sections 5, 6, 9 and 14 of the act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended—has had the same under consideration and reports the same back with recommendation that it be referred to a Special Committee of One to amend as follows:

AMENDMENT NUMBER ONE.

On page 3 of the printed bill, in line 14, commencing with the word "and" strike out the remainder of the line and all of line 15, and the words "of the preceding course" followed by the colon in line 16.

AMENDMENT NUMBER TWO.

On page 7 of the printed bill, strike out all of section 9 and insert in lieu thereof the following:

"*Ninth*—The use, by the holder of a 'drugless practitioner certificate' of drugs or what are known as medicinal preparations, in or upon any human being, or the

severing or penetrating by the holder of said 'drugless practitioner certificate' of the tissues of any human being in the treatment of any disease, injury, deformity, or other physical or mental condition of such human being, excepting the severing of the umbilical cord."

AMENDMENT NUMBER THREE.

On page 9 of the printed bill, in line 20, strike out the words "owned or possessed".

CROWLEY, Chairman.

Report adopted.

APPOINTMENT OF SPECIAL COMMITTEE OF ONE.

Whereupon the President appointed Senator Crowley a Special Committee of One to amend Senate Bill No. 711 in accordance with the above report.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 711, with instructions to amend, respectfully reports the same back, amended as per instructions.

CROWLEY, Special Committee.

Report read, and on motion of Senator Carr, F. M., adopted.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Carr, F. M., moved to refer Senate Bill No. 711 to Senator Irwin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 6 of the printed bill, line 39, after the word "revocation", strike out the period and insert in lieu thereof a semicolon and the following: "*provided, further*, that the holder of any certificate which has been revoked or suspended by the Board of Medical Examiners, may within twenty days after receiving notice of said revocation or suspension of his said license, appeal to the superior court of the State of California in the county or city and county in which such suspension or revocation was made by the Board of Medical Examiners. Upon such appeal being taken by such person whose license has been revoked or suspended by the Board of Medical Examiners in accordance with the provisions of this act, the said superior court shall have full power to review all of the proceedings and testimony taken in said hearing before the Board of Medical Examiners, and to inquire into the sufficiency of the evidence upon which such suspension or revocation was made. If the court finds the evidence sufficient to sustain the judgment of the board, said judgment shall be upheld and affirmed, and if the court deems such evidence insufficient to justify the judgment of the Board of Medical Examiners in revoking or suspending the license of the petitioner, said superior court shall have full power to annul or reverse said judgment."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Special Committe of One, to which was referred Senate Bill No. 711, with instructions to amend, respectfully reports the same back, amended as per instructions.

IRWIN, Special Committee.

Report read, and on motion of Senator Carr, F. M., adopted.
Bill ordered to print, and re-engrossment.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Sample asked for and was granted unanimous consent to take up Senate Bill No. 356 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 356- An act appropriating money for the support of the Scripps Institution for Biological Research of the University of California.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Sample moved to refer Senate Bill No. 356 to Senator Gates, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the words "forty-five thousand" and insert in lieu thereof the words "twenty-two thousand five hundred".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 356, with instructions to amend, respectfully reports the same back, amended as per instructions.

GATES, Special Committee.

Report read, and on motion of Senator Sample adopted.

Bill ordered to print, and re-engrossment.

REPORT OF COMMITTEE ON CONFERENCE.

The following report of Committee on Conference was received and read:

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Conference concerning Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage water—report that we have met a like Committee of the Assembly, consisting of Assemblywoman Broughton and Assemblymen Badham and Powers, and we report that the Conference Committee is unable to agree, and recommend that a Committee on Free Conference be appointed.

HARRIS,
BOGGS,
DUNCAN,
Senate Committee on Conference.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The acting President appointed Senators Dennett, Jones and Nelson as a Committee on Free Conference on Senate Bill No. 8 to meet with a like committee from the Assembly.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day appointed as a Free Conference Committee on Senate Bill No. 8 the following Assemblymen:

Prendergast, Jones, L., and Hume, to meet with a like committee from your honorable body.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Clerk.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON MILITARY AFFAIRS.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Military Affairs, to which was referred Senate Bill No. 687—An act to amend sections 1925, 1926, 1927, 1928, 1934½, 1954, 1955, 1957, 1964, 1965, 1980, 1981, 1983, 1984, 1985, 1987, 2003, 2004, 2006, 2008, 2013, 2014, 2025, 2026, 2041, 2078, 2079, 2098, and 2111 of the Political Code, relating to the national guard—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—5; committee vote: Ayes—5.

SCOTT, Chairman.

Senate Bill No. 687 ordered on file for second reading.

ADJOURNMENT.

At nine o'clock p.m., on motion of Senator Breed, the Acting President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Wednesday, April 20, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—40.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Tuesday, April 19, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Arbuckle, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Buron R. Fitts of Los Angeles, commander of the American Legion, Department of California.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to A. M. Shelly of Long Beach.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to the following teachers and students of the High School of Commerce of San Francisco: Miss R. Cullen, Mrs. L. Palmer, and Mr. D. P. Hardy, teachers.

Students: E. Pettingel, L. Wilson, M. Sichel, C. Shain, G. Garibaldi, M. Muganini, K. Weiner, E. Christ, F. Staff, G. Metzler, A. Oleri, E. Hynes, E. Garfinkle, E. Grazioli, H. Laurenz, A. Lindblad, J. Campbell, S. Borston, F. Bargroni, S. Rosenberg, E. Graham, E. Lehtinen, A. Manley, A. Duge, L. Breitman, D. Hochner, F. Rosenberg, E. Odgen, W. Cohen, H. Anderson, M. Schilling, H. Roberti, M. Schlentz, E. Wurzlach, H. Tessien, M. Reiley, B. Colbert, E. Colbert, G. Emmerling, F. de Bernardi, J. Steinberg, H. Roberti, J. Violette, A. Foshery, S. Stein, R. Bargroni, D. Peach, R. Splain, H. Lotz, H. Anker, M. Levin, N. Merril, A. Yordi, M. McCanna, C. Streigel, R. Carlson, E. Weiss, H. Fischel, A. Kelleher, L. Serensky, C. McKenna, C. Mahoney, E. Blucher, M. Chance, D. Cummings, E. Jordan, B. Bermel, E. Marriat, V. Peabbles, A. Dannmeyer, C. Cepelli, B. Ulrich, F. Hoffman, M. Frommer, R. Levin, J. Joice, M. Sperry, M. Fischel, M. Miller, Y. Lester, N. Murray, M. Murray, J. Cannon, F. Metzler, L. McClintock, E. Lawless, B. Gruenberg, R. Warnoch, R. Young, S. Kauffman, J. Kenney, R. Lopez, F. Ott, L. Davies, W. Mexenbach, E. Serafino, E. Orlen, J. Stine, J. Cohen, M. Liquid, H. Belasco, H. McGrew, B. Pierce, R. Hayward, F. Maher, S. Lohmeyer, H. Douglas.

On request of Senator King, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. L. M. Coy of San Bernardino.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. George D. Gillespie of San Francisco.

On request of Senator Flaherty, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. Milton Marks of San Francisco.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to A. E. Dunkel of Martinez.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. George C. Codding of Oakland.

On request of Senator Crowley, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. C. D. McGettigan, Dr. John Gallwey and Dr. J. W. Ward of San Francisco.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. and Mrs. C. A. Jackson of Oroville.

On request of Senator Rigdon, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Dr. and Mrs. R. L. Rigdon and Dr. H. E. Alderson of San Francisco.

On request of Senator Anderson, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Marston Campbell, chief constructor, Oakland school department, and Mr. Frederick Kahn, also of Oakland.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 19, 1921, adopted Assembly Concurrent Resolution No. 33—Relative to the boundary between the State of California and the State of Arizona.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Assembly Concurrent Resolution No. 33 referred to Committee on Federal Relations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 19, 1921, passed the following:

Assembly Bill No. 1270—An act to amend sections 1, 7, 13 and 14 of an act entitled "An act providing for the organization and management of mutual fire insurance corporations and associations and defining the same, and regulating the transaction of the business of mutual fire insurance in the State of California, and repealing an act entitled 'An act providing for the organization and management of mutual fire insurance companies'; approved March 19, 1907," approved May 1, 1911;

Also: Assembly Bill No. 1286—An act providing for the building of a bridge across the Klamath River in Del Norte County and making an appropriation therefor;

Also: Assembly Bill No. 1333—An act to amend section 2 of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919;

Also: Assembly Bill No. 1338—An act to add a new section to the Political Code, to be numbered 4161*a*, providing for the deposit of moneys for the cooperative construction of public roads with the federal government and prescribing the manner in which the deposit shall be made.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bill No. 1270 read first time, and referred to Committee on Insurance.

Assembly Bill No. 1286 read first time, and referred to Committee on Finance.

Assembly Bill No. 1333 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 1338 read first time, and referred to Committee on Roads and Highways.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 19, 1921, passed the following:

Assembly Bill No. 944—An act to amend section 4049 of the Political Code, relating to the publication of the proceedings of boards of supervisors;

Also: Assembly Bill No. 1101—An act to amend section 528 of the Political Code, relating to the duties of the State Printer in connection with the laws of the State;

Also: Assembly Bill No. 1138—An act to amend section 9 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction or completion thereof," which became a law under constitutional provision without the Governor's approval February 25, 1901, as amended;

Also: Assembly Bill No. 1191—An act amending the Political Code by amending section 4300*c* thereof, relating to the recording of instruments;

Also: Assembly Bill No. 1215—An act to amend section 2 of an act entitled "An act providing for the publication of an index of the laws of California and making an appropriation therefor," approved May 24, 1919;

Also: Assembly Bill No. 1267—An act to prevent persons from unlawfully using or wearing the badge or other insignia of the Grand Army of the Republic or of the United Spanish War Veterans or of the American Legion or of the Veterans of Foreign Wars or of certain other organizations composed of veterans and descendants of veterans of wars in which the United States has been a participant, and repealing an act entitled "An act to prevent persons from unlawfully using or wearing the badge of the Grand Army of the Republic of this State," approved March 10, 1887.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 944 and 1191 read first time, and referred to Committee on County Government.

Assembly Bill No. 1101 read first time, and referred to Committee on Governmental Efficiency.

Assembly Bill No. 1138 read first time, and referred to Committee on Municipal Corporations.

Assembly Bill No. 1215 read first time, and referred to Committee on Finance.

Assembly Bill No. 1267 read first time, and referred to Committee on Military Affairs.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 19, 1921, passed the following:

Assembly Bill No. 127—An act creating an institution to be known as the California School for the Blind; providing for the conduct and maintenance thereof; providing for the appointment of the board of trustees; investing said board with certain of the functions heretofore exercised by the board of directors of the California School for the Deaf and the Blind, authorizing the Board of Control to make a division of the property of the California School for the Deaf and the Blind;

Also: Assembly Bill No. 221—An act to amend section 1577 of the Political Code, relating to the formation of new school districts, the change of boundaries of school districts, and providing for the education of children and their transportation to the public schools;

Also: Assembly Bill No. 421—An act to amend section 1591*a* of the Political Code, relating to union and joint union school districts;

Also: Assembly Bill No. 479—An act to amend section 538 of the Penal Code, relating to the removal of mortgaged personal property;

Also: Assembly Bill No. 485—An act to amend sections 1, 2, 6, 15, 17, 31, 35, 38, 39, 47 and 48 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, and to add four new sections, numbered 2¼, 14½, 21½, and 22½," approved July 22, 1919, and to add a new section to be numbered 21¾;

Also: Assembly Bill No. 709—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 127, 221, 421 and 709 read first time, and referred to Committee on Education.

Assembly Bill No. 479 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 485 read first time, and referred to Committee on Fish and Game.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 19, 1921, passed as amended, Senate Bill No. 231—An act to prevent the propagation of noxious weeds;

Also: Senate Bill No. 282—An act to amend section 4 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of

twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith, approved June 5, 1915, as amended;

Also: Senate Bill No. 481—An act validating the formation and organization and proceedings of Glenn-Colusa Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition, or construction thereby of works for the irrigation of the lands embraced within such district, and, also, to provide for the distribution of water for irrigation purposes," as amended;

Also: Senate Bill No. 482—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," as amended;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 231—An act to prevent the propagation of noxious weeds.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER TWO HUNDRED THIRTY-ONE.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended March 21, 1921, line 3, strike out the word "*Conchrus*" and insert in lieu thereof the word "*Cenchrus*."

AMENDMENT NUMBER TWO.

On page 1, line 6, strike out the word "*Altissiumum*" and insert in lieu thereof the word "*Altissimum*."

AMENDMENT NUMBER THREE.

On page 1, line 11, strike out word "*Circium*" and insert in lieu thereof the word "*Cirsium*."

AMENDMENT NUMBER FOUR.

On page 1, line 12, strike out word "*Arrenis*" and insert in lieu thereof the word "*Arrensis*."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 231?

The roll was called, and Assembly amendments to Senate Bill No. 231 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Johnson, Jones, Osborne, Purkitt, Rush, Scott, Sharkey, Slater, and Yonkin—22.

NOES—None.

Senate Bill No. 231 ordered to enrollment.

Senate Bill No. 282 ordered to unfinished business.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 481—An act validating the formation and organization and

proceedings of Glenn-Colusa Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition, or construction thereby of works for the irrigation of the lands embraced within such district, and, also, to provide for the distribution of water for irrigation purposes," as amended.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FOUR HUNDRED EIGHTY-ONE.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of line 1 following the period and all of lines 2 to 18, both inclusive, and insert in lieu thereof the following:

"All proceedings of the board of supervisors of the county of Glenn, State of California, in the organization of Glenn-Colusa Irrigation District are hereby confirmed, ratified and declared valid, and said district is hereby recognized and declared to be a valid, subsisting irrigation district as of and from the date of the adoption by said board of supervisors of the resolution declaring said district duly organized."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 481?

The roll was called, and Assembly amendment to Senate Bill No. 481 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Johnson, Jones, Nelson, Osborne, Purkitt, Rigdon, Rush, Shearer, Slater, and Yonkin—22.

NOES—None.

Senate Bill No. 481 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 482—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," as amended.

ASSEMBLY COMMITTEE AMENDMENT TO SENATE BILL NUMBER FOUR HUNDRED EIGHTY-TWO.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of line 1 after the period, and all of lines 2 to 15, both inclusive, and insert in lieu thereof the following:

"All proceedings of the board of supervisors of the county of Colusa, State of California, in the organization of Williams Irrigation District are hereby confirmed, ratified and declared valid, and said district is hereby recognized and declared to be a valid, subsisting irrigation district as of and from the date of the adoption by said board of supervisors of the resolution declaring said district duly organized."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 482?

The roll was called, and Assembly amendment to Senate Bill No. 482 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Johnson, Jones, King, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Shearer, Slater, and Yonkin—24.
NOES—None.

Senate Bill No. 482 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 19, 1921, passed as amended, Senate Bill No. 654—An act to amend chapter I of title V of part III of the Political Code, relating to State hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons by amending sections 2144, 2153, 2153*a*, 2167*a*, 2172, 2176, 2178, 2180, 2181, 2191, and 2192 thereof, and adding thereto new sections to be numbered 2141*a*, 2176*a*, 2178*a*, and 2181*b*;

Also: Senate Bill No. 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of the plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by amending section 33 thereof, the said amendment relating to the application of compensation to be made to any reclamation district, levee district, drainage district, municipal corporation, association, private corporation or person;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 654—An act to amend chapter I of title V of part III of the Political Code, relating to State hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons, by amending sections 2144, 2153, 2153*a*, 2167*a*, 2172, 2176, 2178, 2180, 2181, 2191, and 2192 thereof, and adding thereto new sections to be numbered 2141*a*, 2176*a*, 2178*a*, and 2181*b*.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER SIX HUNDRED FIFTY-FOUR.

AMENDMENT NUMBER ONE.

On page 11, strike out all of section 13 from line 32 to line 48, inclusive.

AMENDMENT NUMBER TWO.

On page 11, line 49, strike out the numerals "14" and insert in lieu thereof the numerals "13".

AMENDMENT NUMBER THREE.

On page 12, line 15, strike out the numerals "15" and insert in lieu thereof the numerals "14".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 654?

The roll was called, and Assembly amendments to Senate Bill No. 654 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Crowley Dennett, Duncan, Eden, Flaherty, Harris, Ingram, Johnson, Jones, King, Nelson Osborne, Purkitt, Rush, Slater, and Yonkin—22.
NOES—None.

Senate Bill No. 654 ordered to enrollment.

Senate Bill No. 721 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 19, 1921, passed the following:

Senate Bill No. 234—An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof;

Also: Senate Bill No. 236—An act providing for notice to the Director of Agriculture, of the proposed sale of estray, branded, bovine animals, providing a means for identifying estray animals, and declaring certain sales of such estrays null and void;

Also: Senate Bill No. 548—An act to amend section 1 of an act entitled "An act defining public weighmaster; describing his duties; providing for rules and regulations governing the performance of his duties; prescribing a bond and fixing the amount thereof; and providing penalties for any violation of the provisions of this act," approved June 8, 1915, as amended, and repealing all acts or parts of acts in conflict herewith;

Also: Senate Bill No. 288—An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses and hotels, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings in incorporated towns, incorporated cities and incorporated cities and counties, and the maintenance, use and occupancy of the premises and land on which such tenement houses, hotels and dwellings are erected or located, and to provide for its enforcement, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the erection, construction, reconconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, and the maintenance, use and occupancy of the premises and land on which tenement houses are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof, and repealing an act entitled 'An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof,' approved April 16, 1909, Statutes of California of 1909, page 948, approved April 10, 1911, Statutes of California of 1911, page 860, and approved June 13, 1913, Statutes of California, 1913, page 737, and approved May 29, 1915, Statutes of California, page 952, and all acts amendatory thereof," and approved May 31, 1917, Statutes of California of 1917, page 1473; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of hotels, and the maintenance, use and occupancy of the premises and land on which hotels are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the building and occupancy of hotels and lodging houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof," approved June 16, 1913, Statutes of California of 1913, page 1429, and approved May 31, 1917, Statutes of California of 1917, page 1422; and repealing an act entitled "An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings, and the maintenance, use and occupancy of the premises and land on which dwellings are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof, and approved May 31, 1917, Statutes of California of 1917, page 1461."

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Senate Bills Nos. 234, 236, 548 and 288 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 19, 1921, adopted Senate Joint Resolution No. 17—Authorizing the Attorney General to institute and prosecute such suits in equity, actions at law, or other appropriate proceedings as may be necessary to protect certain rights and enforce certain remedies of the State of California.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Senate Joint Resolution No. 17 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 19, 1921, adopted the following:

Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California, to amend the constitution of said State by adding a new section to article XI thereof, to be numbered 20, relating to counties, municipal corporations and improvement districts;

Also: Assembly Constitutional Amendment No. 46—Relative to inferior courts.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Constitutional Amendments Nos. 11 and 46 referred to Committee on Constitutional Amendments.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 19, 1921, passed the following:

Assembly Bill No. 869—An act to amend section 1887 of the Political Code, relating to redemption of school bonds and to repeal an act entitled "An act to provide for the disposal of moneys remaining in the building fund of any school district, after all bonds and indebtedness shall have been paid and liquidated, arising from the construction of school buildings," approved March 13, 1883;

Also: Assembly Bill No. 904—An act to amend section 4290 of the Political Code, relating to fees and salaries of county officers;

Also: Assembly Bill No. 1185—An act appropriating money to complete the payment on the purchase of land and water rights for the Riverside Farm School by the University of California;

Also: Assembly Bill No. 1326—An act to amend section 2210*g* of the Political Code, relating to the receipt and disbursement of moneys for the support and maintenance of the Evergreen Home.

Also: Assembly Bill No. 1347—An act to repeal an act entitled "An act fixing the compensation of grand and trial jurors in counties of the twenty-eighth class," approved May 28, 1917.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 869 read first time, and referred to Committee on Education.

Assembly Bills Nos. 904 and 1347 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 1185 and 1326 read first time, and referred to Committee on Finance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 19, 1921 passed the following:

Assembly Bill No. 751—An act to add a new section to be numbered section 19*r* 49 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal

with such persons and fixing the salary thereof providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 785—An act amending the Political Code by repealing section 2643 thereof and adding two new sections to be numbered 2639 and 2640, relating to the powers and duties of boards of supervisors over the roads and highways of the county;

Also: Assembly Bill No. 796—An act to authorize and empower the board of directors of the California School for the Deaf and the Blind to sell and convey certain property situate in the county of Marin, State of California;

Also: Assembly Bill No. 822—An act providing for farm and home aid for veterans, defining the powers and duties of the Veterans' Welfare Board in respect thereto and making an appropriation therefor;

Also: Assembly Bill No. 842—An act to add to an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of lands embraced within such districts and also to provide for the distribution of water for irrigation purposes," approved March 31, 1897.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. OBR, Assistant Clerk.

Assembly Bill No. 751 read first time, and referred to Committee on County Government.

Assembly Bill No. 785 read first time, and referred to Committee on Roads and Highways.

Assembly Bills Nos. 796 and 822 read first time, and referred to Committee on Finance.

Assembly Bill No. 842 read first time, and referred to Committee on Irrigation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 19, 1921, passed the following:

Assembly Bill No. 395—An act appropriating money to pay the claim of Annie De Vere Shields against the State of California;

Also: Assembly Bill No. 418—An act to add a new section to the Political Code, to be numbered 738*d*, relating to salaries of superior judges in Tulare County;

Also: Assembly Bill No. 424—An act to amend section 4264 of the Political Code, relating to the compensation of officers of counties of the thirty-fifth class;

Also: Assembly Bill No. 471—An act making an appropriation to pay the claim of Plumas County against the State of California;

Also: Assembly Bill No. 549—An act making an appropriation for the erection of buildings and improvements for a summer school branch of the Chico State Normal School at Sisson, Siskiyou County;

Also: Assembly Bill No. 611—An act appropriating money in furtherance of the objects of the Los Angeles County Flood Control act;

Also: Assembly Bill No. 627—An act appropriating money to pay the claim of Timothy Hopkins and Kate Felton Neilson, executor and executrix of the estate of Charles N. Felton junior, deceased, against the State of California;

Also: Assembly Bill No. 689—An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. OBR, Assistant Clerk.

Assembly Bills Nos. 395, 418, 471, 549, 611, and 627 read first time, and referred to Committee on Finance.

Assembly Bills Nos. 424 and 689 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 19, 1921, passed the following:

Assembly Bill No. 11—An act to increase the number of judges of the superior court of the county of Riverside, and to provide for the appointment of an additional judge;

Also: Assembly Bill No. 96—An act concerning the water front of the city and county of San Francisco, and authorizing the State Harbor Commissioners to furnish oil tanks, conveyors and transit sheds in the port of San Francisco, and repealing an act entitled "An act concerning the water front of the city and county of San Francisco," approved April 30, 1919;

Also: Assembly Bill No. 118—An act to appropriate money from the State Building and Loan Inspection Fund to pay the claim of George S. Walker;

Also: Assembly Bill No. 131—An act making an appropriation to pay the claim of the county of Siskiyou against the State of California;

Also: Assembly Bill No. 195—An act to amend section 4017 of the Political Code, relating to consolidation of county offices;

Also: Assembly Bill No. 276—An act to amend sections 3764, 3771 of the Political Code, relating to the publication of the notice of sale and the sale of properties for delinquent taxes, and to add a new section to the Political Code, to be known as section 3771a, relating to the same subject;

Also: Assembly Bill No. 327—An act to provide one additional judge of the superior court in the county of Fresno.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 11 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 96 read first time, and referred to Committee on Commerce and Navigation.

Assembly Bills Nos. 118 and 131 read first time, and referred to Committee on Finance.

Assembly Bill No. 195 read first time, and referred to Committee on County Government.

Assembly Bill No. 276 read first time, and referred to Committee on Revenue and Taxation.

Assembly Bill No. 327 read first time, and referred to Committee on Judiciary.

UNFINISHED BUSINESS.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 721.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER SEVEN HUNDRED TWENTY-ONE.

AMENDMENT NUMBER ONE.

Strike out all after the last word "any" in line 26, page 2, down to and including the word "shall" in line 32, page 2, and also the words "comply with such request", line 1, page 3, and in lieu thereof insert the following: "reclamation district, levee district, or drainage district shall have warrants outstanding, or shall have a bond issue outstanding, or both, such compensation shall be made and paid directly to such district, and in such event, or events, such compensation must, by said district, be applied and paid as hereinafter provided, and not otherwise. Such compensation, or the proceeds thereof, when received by any reclamation district, shall be paid or delivered by the board of trustees thereof to the county treasurer having the custody of the funds of the district, who shall place such compensation in the fund of such district out of which warrants are payable, and when such compensation shall be received by any levee district, or drainage district, the same shall be paid or delivered by the governing body thereof to the officer having the custody of the funds who shall place the same into the proper funds of such district. Any reclamation district, levee district, or drainage district, to which such compensation shall be made, must apply the same, or the proceeds thereof, to the

payment of warrants of such district then outstanding. If any reclamation district, levee district, or drainage district, shall have a bond issue outstanding, the board of trustees of such district shall direct the county treasurer, or officer having the custody of the funds of said district to apply the residue of such compensation, if any residue there be, after the payment of all outstanding warrants, as above required, to the payment of interest on such bonds, or the principal of such bonds, or both, and the county treasurer, or other officer having the custody of the funds of such district shall comply with such direction, and shall transfer to the proper fund the necessary amount therefor."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 721?

The roll was called, and Assembly amendment to Senate Bill No. 721 concurred in by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Crowley, Duncan, Flaherty, Gates, Harris, Johnson, Nelson, Osborne, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—21.

NOES—None.

Senate Bill No. 721 ordered to enrollment.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 331—An act to amend section 1263 and to repeal section 4263a of the Political Code, relating to the compensation of officers of counties of the thirty-fourth class;

Also: Senate Bill No. 632—An act to add a new section to be known as 9a 41 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Senate Bill No. 294—An act to require the furnishing of lockers and dressing rooms in certain hotels, restaurants, factories; and providing penalties for the violation thereof;

Also: Senate Bill No. 55—An act appropriating money to provide for the widening, grading, paving, curbing, guttering and drainage of that portion of Oxford street, Berkeley, California, fronting upon property of the University of California;

Also: Senate Bill No. 113—An act making an appropriation to pay the claim of Miller and Lux Incorporated, against the State of California;

Also: Senate Bill No. 134—An act to amend an act entitled "An act creating a revolving fund for the purchase of ballot paper, prescribing its use and appropriating money therefor," approved June 7, 1913;

Also: Senate Bill No. 165—An act appropriating money for premiums at fairs held by the Twenty-fifth Agricultural District Association;

Also: Senate Bill No. 219—An act to amend section 1 of an act entitled "An act to fix the salaries of the State Forester, Deputy Forester and Assistant Forester," approved March 22, 1909, as amended;

Also: Senate Bill No. 300—An act making an appropriation to pay the claim of the Stockton Livestock Company against the State of California;

Also: Senate Bill No. 314—An act appropriating money to complete the construction of the trail in the Sierra Nevada Mountains known as the "John Muir Trail" and laterals therefrom;

Also: Senate Bill No. 337—An act appropriating money for repairs, improvements and equipment for Sonoma State Home;

Also: Senate Bill No. 362—An act appropriating money for repairs, improvements, machinery and equipment for San Quentin State Prison;

Also: Senate Bill No. 378—An act appropriating money for use as a revolving fund in the management of the Napa State Farm;

Also: Senate Bill No. 390—An act making an appropriation to meet the deficiency in the appropriation for the salaries of State Senators for the seventy-first and seventy-second fiscal years;

Also: Senate Bill No. 443—An act to amend section 3 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices

and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," amended June 8, 1915;

Also: Senate Bill No. 540—An act to amend section 457 of the Political Code;

Also: Senate Bill No. 543—An act to amend section 456 of the Political Code;

Also: Senate Bill No. 554—An act to amend section 460 of the Political Code;

Also: Senate Bill No. 565—An act to amend an act entitled "An act to create for the State of California a Department of Engineering, to provide for the appointment of the officers and employees thereof, defining its powers and prescribing the duties of said department, its officers and employees, to provide the compensation of such officers and employees, to make an appropriation for the salaries and other expenses for the remainder of the fifty-eighth fiscal year and making certain acts a felony, and repealing an act entitled 'An act creating a Commissioner of Public Works, defining his duties and powers, and fixing his compensation,' approved February 9, 1900, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create a Department of Highways for the State of California, to define its duties and powers, to provide for the appointment of officers and employees thereof, and to provide for the compensation of said officers and employees, and for the additional expenses of said department, and to make an appropriation therefor for the remainder of the forty-eighth fiscal year,' approved April 1, 1897; also repealing an act entitled 'An act providing for the appointment of an auditing board to the Commissioner of Public Works, authorizing him and them to perform certain duties relating to drainage, to purchase machinery, tools, dredges, and appliances therefor, to improve and rectify water channels, to erect works necessary and incident to said drainage, to condemn land and property for the purposes aforesaid; making certain acts a felony, and making an appropriation of money for the purposes of this act,' approved March 17, 1897, and all acts or parts of acts amendatory thereof; also repealing an act entitled, 'An act to provide for the appointment, duties and compensation of a Debris Commissioner, and to make an appropriation to be expended under his direction in the discharge of his duties as such commissioner,' approved March 24, 1893, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create the office of Lake Tahoe Wagon Road Commissioner, providing the term of office and compensation of such commissioner, defining his duties and making an appropriation for the salary and expenditures provided for and authorized by this act,' approved April 1, 1897, and all acts or parts of acts amendatory thereof," approved March 11, 1907, and all acts or parts of acts amendatory thereof, by amending sections 5 and 12 thereof, relating to the officers and employees of the Department of Engineering, their powers, duties, and salaries, and particularly to the engineer appointed for service in the harbor of San Francisco under the State Board of Harbor Commissioners;

Also: Senate Bill No. 777—An act to authorize the payment of the claim of Annie De Vere Shields against the State of California and making an appropriation therefor;

Also: Senate Bill No. 942—An act amending section 534 of the Political Code, relating to the salary of the Deputy State Printer;

Also: Senate Bill No. 980—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended;

Also: Senate Bill No. 819—An act to amend section 1454 of the Code of Civil Procedure, relating to collecting money in banks;

Also: Senate Bill No. 247—An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the Director of Agriculture in relation thereto, and making an appropriation therefor;

Also: Senate Bill No. 317—An act making an appropriation for the purpose of carrying out the provisions of "An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, and any and all acts amendatory thereof or supplemental thereto;

Also: Senate Bill No. 382—An act to appropriate money to be paid as premiums to exhibitors of live stock at district live stock shows to be held in the First Agricultural District;

Also: Senate Bill No. 444—An act to amend section 1 of an act approved April 25, 1911, and entitled "An act to carry into effect the provisions of subdivision (c) of section 14 of article XIII of the constitution of the State of California as the said article was amended on the eighth day of November in the year 1910, in so far as the same relates to the State University; and also to provide for the permanent support and improvement of the University of California; and to that end making a continuing appropriation and creating an annual fund therefor; and repealing an act entitled 'An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor, and to repeal an act approved February 14, 1887, entitled "An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor," and also to repeal an act approved February 27, 1897, entitled "An act to provide additional support and maintenance, and for the acquisition of necessary property and improvements of the University of California, by the levy of a rate of taxation, and the creation of a fund therefor," approved March 20, 1909;'";

Also: Senate Bill No. 446—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California;

Also: Senate Bill No. 593—An act to provide educational opportunities for persons who served in the Army, Navy or Marine Corps of the United States in time of war, and making an appropriation therefor;

Also: Senate Bill No. 594—An act creating a Veterans' Welfare Board and defining its powers and duties and making an appropriation in aid of its operations;

Also: Senate Bill No. 876—An act to add a new section to the Political Code, to be numbered 3664c, providing for the collection of data and the determination of valuations by the State Board of Equalization for purposes of taxation and providing an appropriation therefor;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 880—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIc, embracing sections 362 to 362e, both inclusive, relating to a Department of Education.

Also: Senate Bill No. 805—An act to amend sections 2, 3, 4, 5, 6, 7, 9, 11, 15 and 36 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917;

And reports that the same have been correctly re-engrossed

OSBORNE, Chairman.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 854—An act to amend section 170 of the Code of Civil Procedure, relating to disqualification of judges.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 978—An act to recognize and declare valid Reclamation District No. 1618, in the county of Kings, State of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 301—An act to protect bear and forbidding the use of certain steel traps.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 837—An act to amend sections 1763 and 1801 of the Code of Civil Procedure, relating to the appointment of guardians of insane and incompetent persons.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 155—An act to provide for the organization and government of public cemetery districts.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 346—An act to amend the State Medical Practice Act by adding a new section thereto, to be numbered section 11½, defining a legally chartered school for the teaching of the healing art; relating to the incorporation, resources, equipment, faculties, and curricula of a legally chartered school to qualify applicants for a physician and surgeon certificate and a drugless practitioner certificate, and providing for the approval of such school or schools before incorporation and the incorporation and approval of any such existing schools by the State Board of Medical Examiners.

In the absence of the author, Senate Bill No. 346 was passed on file.

Senate Bill No. 981—An act making an appropriation for the support, maintenance and equipment of the college of agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 982—An act making an appropriation for the support, maintenance and equipment of the University of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 445—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the rule after the word "of" and insert in lieu thereof the words "two hundred eighty thousand".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, after the period after the word "year" insert the following: "The money herein appropriated shall be subject to audit by the Board of Control after expenditure by the Regents of the University of California, and shall be exempt from the provisions of section 683 of the Political Code."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 9—An act creating a San Joaquin State Normal School, and making an appropriation for the maintenance thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, strike out the word "seventy-first" and insert in lieu thereof the word "seventy-third".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 17, of the printed bill, strike out the word "seventy-second" and insert in lieu thereof the word "seventy-fourth".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 943—An act to amend section 718 of the Political Code and to repeal section 719 of said code, relating to the employees of the Superintendent of Capitol Building and Grounds.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 416—An act appropriating money for repairs, improvements and equipment for the California Polytechnic School at San Luis Obispo.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 107—An act appropriating money to pay the claim of the county of Sacramento against the State of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 293—An act to amend section 739 of the Political Code, relating to salaries of officers of Supreme Court.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 222—An act to provide for the establishment and maintenance of a division of dental hygiene for children under the direction of the State Board of Health; defining its powers and duties; and making an appropriation therefor.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 339—An act to make an appropriation to carry out the provisions of "An act to establish a nautical school at the port of San Francisco, to provide for the conduct and maintenance thereof, to make an appropriation therefor, and to authorize the Governor to request and to receive aid from the United States in compliance with the provisions of an act of Congress, approved March 4, 1911," approved May 14, 1917.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 268—An act providing for the control and destruction of predatory wild animals, making an appropriation therefor, and repealing acts authorizing the payment of bounties on such animals.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 649—An act to provide for the issuance and sale of bonds to augment the fund for the erection and equipment of State buildings in the city of Sacramento for State purposes, creating a fund for the payment of the principal and interest of said bonds and making an appropriation to carry out the purposes hereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of line 1 of the title following the word "act", all of lines 2 to 6 thereof, both inclusive, and insert in lieu the following:

"Authorizing the State Treasurer and the Board of Control to enter into agreements to pay commissions on the sale of certain bonds of the State of California and providing for the funds from which such commissions shall be paid."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of line 1 following the period, all of lines 2 to 8, both inclusive, and insert in lieu thereof the following:

"The State Treasurer, upon the approval of the Governor and the Board of Control, is hereby authorized to enter into agreements to pay commissions for services rendered in the procuring of bids for all or any portion or portions of the State bonds issued under the provisions of an act entitled 'An act to provide for the issuance and sale of State bonds to be known as 'State Building Bonds,' to provide a fund for the erection and equipment of State buildings in the city of Sacramento for State purposes, creating a commission to determine the amount to be expended for furnishing and equipping said buildings and accepting a suitable site, creating a sinking and interest fund for the payment of interest on said bonds and the redemption of the same, making an appropriation therefor, making an appropriation of five thousand dollars for the expenses of printing and lithographing said bonds and providing for the submission of this act to a vote of the people.", approved June 5, 1913.

No agreement shall be entered into by the State Treasurer to pay any commission, or commissions, which shall, singly or in the aggregate exceed the amount made available for such purposes by the provisions of this act or any act adopted by the Legislature at its forty-fourth session for this purpose, and no commission shall be paid except to one who has procured and effected the sale and not until the money from the sale of such bonds has been paid into the State treasury, and no commission shall be paid on any sale of any such bonds to any board, department or agency of the State authorized by law to purchase the same.

Should any purchase of said bonds or any thereof hereafter be made by any board, department or agency of the State authorized by law to make such purchase, on any resale of such bonds so purchased or any thereof, thereafter made by such board, department or agency the foregoing provisions of this act as to entering into agreements to pay, and the payment of commissions shall apply to such resales as well as to original sales of said bonds or any thereof.

SEC. 2. The moneys appropriated by the act entitled "An act appropriating the sum of three hundred thousand dollars for the erection and equipment of State buildings in the city of Sacramento for State purposes," approved May 27, 1919, are hereby reappropriated to carry out the purposes of this act, and the entire amount of said moneys, three hundred thousand dollars, shall become available for the purposes of this act on the_____day of_____.

SEC. 3. Nothing herein contained shall be construed to prevent an original sale, or a resale by any board, department or agency of the State, of said bonds or any thereof without the payment of such commission."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 118—An act to amend section 739 of the Political Code; relating to salaries of officers of Supreme Court.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of line 1 of the title of the printed bill following the word "act", all of lines 2 and 3 thereof, and insert in lieu thereof the following: "to add a new section to the Political Code to be numbered 758*a*, providing for the appointment and compensation of a porter for the First District Court of Appeal."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of line 1 following the period, all of lines 2 to 15, both inclusive, and insert in lieu thereof the following:

"A new section is hereby added to the Political Code to be numbered 758*a* and to read as follows:

758*a*. The First District Court of Appeal may employ and appoint one porter for divisions one and two thereof, whose salary shall be one thousand eight hundred dollars per annum."

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 592—An act to provide for the issuance and sale of State bonds to create a fund to carry out the objects of an act entitled "An act creating a State Soldiers Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," to create a sinking fund for the payment of said bonds; to define the duties of said officers in relation thereto; to appropriate money for the expense of printing and advertising the sale of said bonds; and to provide for the submission of this act to a vote of the people.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title in the printed bill, following the word "act" strike all of the remainder of the title, and insert in lieu thereof the following:

"An act to authorize the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to carry on the operations of the Veterans' Welfare Board in accordance with the provisions of the California Veterans' Welfare Act enacted at the forty-fourth session of the Legislature of the State of California, and also in accordance with the provisions of the Veterans' Farm and Home Purchase Act enacted at the forty-fourth session of the Legislature of the State of California, or either of them enacted at the forty-fourth session of the Legislature of the State of California, and of any and all acts amendatory or supplemental to said acts, or either of them; to provide ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; to create a Veterans' Welfare Finance Committee the members of which are to serve without compensation; to define the powers and duties of said Veterans' Welfare Finance Committee and of other State officers in relation to this act; to appropriate money for the expense of preparing and of advertising the sale of the bonds herein authorized to be issued; and to provide for the submission of this act to a vote of the people at the general election to be held in the month of November, 1922."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, following the period after the numeral "1", strike out all the remainder of the page and insert in lieu thereof the following:

"For the purpose of creating a fund to carry on the operations of the Veterans' Welfare Board in accordance with the provisions of the California Veterans' Welfare Act enacted at the forty-fourth session of the Legislature of the State of California, and also in accordance with the provisions of the Veterans' Farm and Home Purchase Act enacted at the forty-fourth session of the Legislature of the State of California, or either of them enacted at the forty-fourth session of the Legislature of the State of California, and of any and all acts amendatory or supplemental to said acts, or either of them, the Veterans' Welfare Finance Committee created by this act shall be and it hereby is authorized and empowered to create a debt or debts, liability or liabilities, of the State of California, in the manner and to the extent hereinafter provided, but not otherwise, nor in excess thereof.

SEC. 2. After the issuance of the proclamation of the Governor provided for in section 16 of this act, and immediately after adoption of any resolution by the

Veterans' Welfare Finance Committee hereby created, provided for in section 11 of this act, the State Treasurer shall prepare the requisite number of suitable bonds of the denomination of one thousand dollars in accordance with the specifications contained in such resolution. The aggregate par value of all bonds issued under this act shall not exceed the sum of ten million dollars, and the bonds issued under any such resolution shall bear interest from the date of issuance of said bonds to the date of maturity thereof, at a rate to be determined by the said Veterans' Welfare Finance Committee and specified in such resolution, but in no case exceeding six per cent per annum. Both principal and interest shall be payable in gold coin of the United States, of the present standard of value, at the office of the State Treasurer, or at the office of any duly authorized agent of the State Treasurer, and shall be so payable at the times specified in said resolution or resolutions.

All bonds issued under this act shall bear the signature of the Governor and the facsimile countersignature of the Controller and shall be endorsed by the State Treasurer either by original signature or by signature stamp adopted for each particular bond issue under this act, and the said bonds shall be signed, countersigned and endorsed by the officers who shall be in office on the date of issuance thereof, and each of said bonds shall bear an impress of the great seal of the State of California. The said bonds so signed, countersigned, endorsed and sealed, when sold, shall be and constitute a valid and binding obligation upon the State of California, although the sale thereof be made at a date or dates upon which the officers having signed, countersigned and endorsed said bonds, or any or either of said officers, shall have ceased to be the incumbents of the offices held by them at the time of signing, countersigning, or endorsing said bonds. Each bond issued under this act shall contain a clause or clauses stating that interest shall cease to accrue thereon from and after the date of maturity thereof, and referring to this act and to the resolution of the Veterans' Welfare Finance Committee hereunder by virtue of which said bond is issued.

SEC. 3. The requisite number of suitable interest coupons, appropriately numbered, shall be attached to each bond issued under this act. Said interest coupons shall bear the facsimile signature of the State Treasurer who shall be in office on the date of issuance of the bond to which said coupons pertain.

SEC. 4. All bonds issued under this act and sold shall be deemed to have been called in at their respective dates of maturity and the State Treasurer shall, on the respective dates of maturity of said bonds, or as soon thereafter as said matured bonds are surrendered to him, pay the same out of the proceeds of the Controller's warrants drawn in his favor as provided in section 5 hereof and perforate the bonds so paid with a suitable device in a manner to indicate such payment and the date thereof. He shall also, on the said respective dates of maturity, cancel all bonds bearing said dates of maturity and remaining unsold, by perforation with a suitable device in a manner to indicate such cancellation and the date thereof. The provisions of this section shall be applicable also to the interest coupons pertaining to the bonds authorized by this act to be issued, and shall be applicable, as far as practicable, to any duly authorized agent of the State Treasurer.

SEC. 5. There is hereby appropriated from the general fund in the State treasury such sum annually as will be necessary to pay the principal of and the interest on the bonds issued and sold pursuant to the provisions of this act, as said principal and interest becomes due and payable.

There shall be collected annually in the same manner and at the same time as other State revenue is collected such a sum, in addition to the ordinary revenues of the State, as shall be required to pay the principal and interest on said bonds as herein provided, and it is hereby made the duty of all officers charged by law with any duty in regard to the collection of said revenue, to do and perform each and every act which shall be necessary to collect such additional sum.

On the several dates of maturity of said principal and interest in each fiscal year, there shall be returned into the general fund in the State treasury, all of the moneys in the specific fund into which the proceeds from the sale of the said bonds have been covered as herein prescribed, not in excess of the principal of and interest on the said bonds then due and payable and, in the event of such moneys so returned on said dates of maturity being less than the said principal and interest then due and payable, then the balance remaining unpaid shall be returned into the general fund in the State treasury out of said specific fund as soon thereafter as it shall become available, together with interest thereon, from such dates of maturity until so returned, at the rate of five per cent per annum, compounded semiannually.

Both principal and interest of said bonds shall be paid when due upon warrants duly drawn against said appropriation from the general fund by the Controller of the State in favor of the State Treasurer or in favor of any duly authorized agent of the State Treasurer, upon demands audited by the State Board of Control, and the moneys to be returned into the general fund in the State treasury pursuant to the provisions of this section shall likewise be paid as herein provided upon warrants duly drawn by the Controller of the State upon demands duly audited by the State Board of Control.

SEC. 6. The sum of fifteen thousand dollars is hereby appropriated out of any money in the State treasury not otherwise appropriated to pay the expenses that

may be incurred by the State Treasurer in having said bonds prepared and in advertising their sale. Said amount shall be refunded to the general fund in the State treasury out of the specific funds into which the proceeds from the sale of said bonds shall be respectively covered in accordance with the provisions of this act on Controller's warrant duly drawn for that purpose.

SEC. 7. When the bonds authorized to be issued under this act shall be duly executed, they shall be by the State Treasurer sold at public auction to the highest bidder for cash, in such parcels and numbers as the said Treasurer shall be directed by the Governor of the State, under seal thereof, after a resolution requesting such sale shall have been adopted by the Veterans' Welfare Board and approved by the Governor of the State; but said Treasurer must reject any and all bids for said bonds, or for any of them, which shall be below the par value of said bonds so offered plus the interest which has accrued thereon between the date of sale and the last preceding interest maturity date; and with the approval of the Governor, he may from time to time, by public announcement at the place and time fixed for the sale, continue such sale, as to the whole of the bonds offered, or any part thereof offered, to such time and place as he may select. Before offering any of said bonds for sale the said Treasurer shall detach therefrom all coupons which have matured or will mature before the day fixed for such sale.

SEC. 8. Due notice of the time and place of sale of all bonds must be given by said treasurer by publication in one newspaper published in the city and county of San Francisco and also by publication in one newspaper published in the city of Oakland and by publication in one newspaper published in the city of Los Angeles and by publication in one newspaper published in the city of Sacramento once a week during four weeks prior to such sale. In addition to the notice last above provided for, the State Treasurer may give such further notice as he may deem advisable, but the expense and cost of such additional notice shall not exceed the sum of five hundred dollars for each sale so advertised. The proceeds of the sale of such bonds and such amount as may have been paid as accrued interest thereon shall be forthwith paid over by said Treasurer into the Veterans' Welfare Fund for Land Settlement, or into the Veterans' Farm and Home Building Fund, as the case may be, in accordance with the resolution of the Veterans' Welfare Finance Committee, provided for in section 11 of this act, by virtue of which resolution the said bonds shall have been issued, and must be used exclusively to provide useful employment and the opportunity to acquire farm homes with profitable livelihood on the land for veterans and to provide for cooperation of the State with the agencies of the United States engaged in work of similar character, and to furnish to veterans the opportunity to purchase farms, homes and home sites, in accordance with the provisions of the California Veterans' Welfare Act and of the Veterans' Farm and Home Purchase Act, or either of them, and of any and all acts amendatory or supplemental to said acts, or either of them; *provided*, that the said Veterans' Welfare Board must pay over to the general fund of the State from the proceeds of the sale of the bonds all money which has been heretofore or may be hereafter appropriated and advanced out of the general fund in the State treasury for the use of the said Veterans' Welfare Board on condition that it shall be so paid over; *provided, further*, that the said Veterans' Welfare Board may, out of the proceeds from the sale of said bonds, pay all or any part of any indebtedness heretofore by it incurred in accordance with law and remaining unpaid, including the interest accrued thereon, unless the rate of interest applying to such indebtedness is less than the rate of interest applying to the said bonds; *and provided, further*, that the proceeds from the sale of said bonds may be used to pay the debt created by the issuance and sale thereof.

SEC. 9. The Veterans' Welfare Board shall be and hereby is authorized, with the approval of the State Board of Control, to invest any surplus moneys in any of the funds subject to or appropriated for its use in bonds of the United States, or of the State of California, or of the several counties or municipalities or other political subdivisions of the State of California, and to sell such bonds, or any of them, at the governing market rates, upon approval of the State Board of Control.

SEC. 10. There is hereby created a Veterans' Welfare Finance Committee composed of the Governor, State Controller, State Treasurer, chairman of the State Board of Control, and chairman of the Veterans' Welfare Board, all of whom shall serve thereon without compensation and a majority of whom shall be empowered to act for said committee. The Attorney General of the State shall be the legal advisor of the Veterans' Welfare Finance Committee.

Upon request of the Veterans' Welfare Board, supported by a statement of the plans and projects of the Veterans' Welfare Board with respect thereto, which statement shall designate the specific fund to which such plans and projects relate, the Veterans' Welfare Finance Committee shall determine whether or not a bond issue under this act is necessary or desirable to carry such plans and projects into execution.

SEC. 11. Whenever the said Veterans' Welfare Finance Committee shall have determined that a bond issue under this act is necessary or desirable to carry such plans and projects into execution, it shall adopt a resolution to this effect. The

said resolution shall authorize and direct the State Treasurer to prepare the requisite number of suitable bonds and shall specify:

1. The aggregate number, aggregate par value, and the date of issuance of the bonds to be issued.

2. The date or dates of maturity of the bonds to be issued and the number and numerical sequence of the bonds maturing at each date of maturity.

3. The annual rate of interest which the bonds to be issued shall bear.

4. The number, numerical sequence, amount or amounts, and the dates of maturity of the interest coupons to be attached to the said bonds.

5. The specific fund into which the proceeds from the sale of the bonds to be issued shall be placed and from which disbursements thereof shall be made in accordance with this act.

6. The technical form and language of the bonds to be issued and of the interest coupons to be attached thereto.

In determining the date or dates of maturity of the said bonds and the amount of bonds maturing at each date of maturity, the Veterans' Welfare Finance Committee shall be guided by the amounts and dates of maturity of the revenues estimated to accrue to the Veterans' Welfare Board from the project or projects to be financed by each issue, and shall fix and determine said dates and amounts in such manner that, together with the dates and amounts of interest payments on the said bond issue, they shall coincide, as nearly as practicable, and be commensurate, as nearly as practicable, with the dates and amounts of such estimated revenues; *provided*, that the bonds first to mature in each issue, shall mature not later than five years from the date of issuance thereof; *provided, further*, that specified numbers of bonds of specified numerical sequence shall thereafter mature at annual intervals; *and provided, further*, that the bonds last to mature in each issue shall mature not later than forty-five years from the date of issuance thereof.

The rate of interest to be borne by the said bonds shall be uniform for all the bonds of the same issue and shall be determined and fixed by the Veterans' Welfare Finance Committee according to the then prevailing market conditions, but shall in no case exceed six per cent per annum, and the determination of said committee as to the rate of interest shall be conclusive as to the then prevailing market conditions. The interest coupons to be attached to the said bonds shall be payable at semiannual intervals from the date of issuance of said bonds; *provided*, that the interest coupon first payable may, if the Veterans' Welfare Finance Committee shall so determine and specify, be payable one year after the date of issuance of said bonds.

SEC. 12. All actual and necessary expenses of the Veterans' Welfare Finance Committee and of the members thereof shall be paid out of the fund into which the proceeds from the sale of said bonds shall be covered, upon approval of the State Board of Control and on Controller's warrant duly drawn for that purpose, and shall constitute expenses of the Veterans' Welfare Board.

SEC. 13. The State Controller, the State Treasurer, and the Veterans' Welfare Finance Committee shall keep full and particular account and record of all their proceedings under this act, and they shall transmit to the Governor an abstract of all such proceedings thereunder, with an annual report, to be by the governor laid before the Legislature biennially; and all books and papers pertaining to the matter provided for in this act shall at all times be open to the inspection of any party interested, or the Governor, or the Attorney General, or a committee of either branch of the Legislature, or a joint committee of both, or any citizen of the State.

SEC. 14. This act, if adopted by the people, shall take effect on the fifteenth day of November, 1922, as to all its provisions except those relating to and necessary for its submission to the people, and for returning, canvassing, and proclaiming the votes, and as to said excepted provisions this act shall take effect immediately.

SEC. 15. This act shall be submitted to the people of the State of California for their ratification at the next general election, to be held in the month of November, 1922, and all ballots at said election shall have printed thereon and in a square thereof, the words: "For the Veterans' Welfare Bond Act of 1921," and in the same square under said words the following in brevier type: "This act provides for a bond issue of ten million dollars to be used by the Veterans' Welfare Board in assisting California war veterans to acquire farms or homes." In the square immediately below the square containing such words, there shall be printed on said ballot the words: "Against the Veterans' Welfare Bond Act of 1921," and in the same square immediately below said words "Against the Veterans' Welfare Bond Act of 1921" in brevier type shall be printed "This act provides for a bond issue of ten million dollars to be used by the Veterans' Welfare Board in assisting California war veterans to acquire farms or homes." Opposite the words "For the Veterans' Welfare Bond Act of 1921" and "Against the Veterans' Welfare Bond Act of 1921," there shall be left spaces in which the voters may place a cross in the manner required by law to indicate whether they vote for or against said act, and those voting for said act shall do so by placing a cross opposite the words "For the Veterans' Welfare Bond Act of 1921" and those voting against the said act shall do so by placing a cross opposite the words "Against the Veterans' Welfare Bond Act of 1921." The Governor of this State shall include the submission of this act to the people, as aforesaid, in his proclamation calling for said general election.

SEC. 16. The votes cast for or against this act shall be counted, returned and canvassed and declared in the same manner and subject to the same rules as votes cast for State officers; and if it appear that said act shall have received a majority of all the votes cast for and against it at said election as aforesaid, then the same shall have effect as hereinbefore provided, and shall be irrepealable until the principal and interest of the liabilities herein created shall be paid and discharged, and the Governor shall make proclamation thereof; but if a majority of the votes cast as aforesaid are against this act then the same shall be and become void.

SEC. 17. It shall be the duty of the Secretary of State in accordance with law to have this act published in at least one newspaper in each county, or city and county, if one be published therein, throughout this State, for three months next preceding the general election to be holden in the month of November, 1922; the costs of publication shall be paid out of the general fund, on Controller's warrants duly drawn for that purpose and shall be refunded to the general fund out of the Veterans' Welfare Fund for Land Settlement and the Veterans' Farm and Home Building Fund jointly, each of said funds sharing one-half of said costs. Said refund shall be made upon Controller's warrants duly drawn against said funds for said purpose upon demands audited by the State Board of Control.

SEC. 18. This act may be known and cited as the "Veterans' Welfare Bond Act of 1921."

SEC. 19. All acts and parts of acts in conflict with the provisions of this act are hereby repealed."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 1, of the printed bill, strike out all of lines 1 to 9, inclusive.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 650—An act making appropriation for the improvement of the Capitol extension grounds and the upkeep thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of line 1 of the title of the printed bill following the word "act", all of line 2, and insert in lieu therof the following: "appropriating the sum of one hundred thousand dollars to carry out the purposes of an act entitled "An act authorizing the State Treasurer and the Board of Control to enter into agreements to pay commissions on the sale of certain bonds of the State of California, and providing for the funds from which such commissions shall be paid," as adopted at the forty-fourth session of the Legislature."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out all of line 1 following the period, all of lines 2 to 7, inclusive, and insert in lieu thereof the following:

"The sum of one hundred thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the State treasury not otherwise appropriated, to be expended in carrying out the provisions of an act entitled "An act authorizing the State Treasurer and the Board of Control to enter into agreements to pay commissions on the sale of certain bonds of the State of California, and providing for the funds from which such commission shall be paid," as adopted at the forty-fourth session of the Legislature.

This appropriation is in addition to any funds provided for this purpose by any other act of the Legislature of the State of California."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 853—An act to provide for the issuance and sale of State bonds to create a fund for the erection and equipment of buildings for the various State institutions; to create a sinking fund for the payment of said bonds; to define the duties of State officers in relation thereto; to make an appropriation for the expense of printing said bonds and to provide for the submission of this act to a vote of the people.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Amend the title by striking out all after the word "act" in line 1 thereof and inserting in lieu therof the following: "to amend an act entitled "An act providing for the designation of money in the State treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premium received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913."

Amendment adopted.

AMENDMENT NUMBER TWO.

Amend section 1, line 1, by inserting after the period the following:

"Section 3 of an act entitled "An act providing for the designation of money in the State treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premium received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913, is hereby amended to read as follows:

Sec. 3. Any bonds purchased or held under the provisions of this act may be sold or exchanged for other bonds of any of the classes described in section 1 of this act, and the money received from any such sale may be reinvested by the State Board of Control in the purchase of any such bonds; *provided*, that no such sale or exchange shall be made at a price less than the market price of such bonds so sold or exchanged; *and provided further*, that any interest or premium collected or received by the State from any bonds purchased or held under the provisions of this act shall be credited by the State Treasurer to a fund to be known as the "Bond Investment Fund", which fund is hereby established. The State Treasurer shall semiannually, on the last days of June and December, transfer one-half of the amount then in said fund to the general fund, and shall transfer one-half of the amount then in said fund to the State School Land Fund."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 429—An act appropriating money for the creating of a revolving fund for Engineering Department in lieu of that created by chapter 108 of Statutes of 1913, chapter 355 of Statutes of 1915 and chapter 419 of Statutes of 1917.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the word "forty" and insert in lieu thereof the word "sixty".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 859—An act to provide for the consolidation of districts organized or existing under the California Irrigation District Act.

In the absence of the author, Senate Bill No. 859 was passed on file.

Senate Bill No. 851—An act providing for the selection of an area within which the State Normal School at San Francisco shall be located; authorizing the board of trustees thereof to acquire by purchase, gift, condemnation or otherwise such tracts of land within said selected area as may be necessary for the uses of said school; authorizing the construction or reconstruction of suitable and necessary buildings and improvements thereon, and the purchase of necessary and appropriate furniture and equipment therefor; making appropriations therefor, and repealing all acts or parts of acts inconsistent herewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out lines 1 to 11, inclusive, of the title of the printed bill and insert in lieu thereof the following: "An act making an appropriation for the construction and equipment of buildings for the State Normal School at San Francisco".

Amendment adopted.

AMENDMENT NUMBER TWO.

Strike out lines 1 to 17, inclusive, on page 1 of the printed bill, also strike out pages 2 and 3 thereof, and insert in lieu the following:

"SECTION 1. Out of any money in the State treasury not otherwise appropriated the sum of two hundred fifty thousand dollars is hereby appropriated to be expended in accordance with law for the construction and equipment of buildings for the State Normal School at San Francisco."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 706—An act authorizing and instructing the State Controller and the State Treasurer to accept from the directors of the Sixth District Agricultural Association as full satisfaction and in complete compliance with the terms of that certain act entitled "An act to appropriate money to be used as a revolving fund by the Sixth District Agricultural Association for the purpose of creating, installing and maintaining special expositions at Exposition Park, Los Angeles," approved June 1, 1917, the sum of eleven thousand four hundred thirteen dollars and ninety-four cents, in cash already deposited in the State treasury, and the inventory of permanent improvements made upon the State's property at Exposition Park, Los Angeles, from funds of the revolving fund provided in the above mentioned act.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 687—An act to amend sections 1925, 1926, 1927, 1928, 1934½, 1954, 1955, 1957, 1964, 1965, 1980, 1981, 1983, 1984, 1985, 1987, 2003, 2004, 2006, 2008, 2013, 2014, 2025, 2026, 2041, 2078, 2079, 2098, and 2111 of the Political Code, relating to the National Guard.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of line 1 of the title of the printed bill following the word "act", and all of lines 2 to 19, both inclusive, and insert in lieu thereof the following: "To amend sections 1925, 1928, 1934, 1954, 1957, 1964, 1965, 1980, 1983, 1984, 1985, 1987, 2003, 2004, 2006, 2008, 2041, 2076, 2077, 2078, 2079, 2068, and 2111, and to repeal sections 1981 and 2080 of the Political Code, all relating to the National Guard."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out all of lines 3 to 12, both inclusive, all of pages 2, 3 and 4, and insert in lieu thereof the following:

"1925. The National Guard of California shall consist of the following staff departments, to wit: an Adjutant General's Department, an Inspector General's Department, a Judge Advocate General's Department, a quartermaster corps, a medical department, a corps of engineers, an ordnance department, a signal corps, an air service, and such other staff departments as may be prescribed and authorized by the National Defense Act of June 3, 1916, and the various amendments thereto; it shall also consist of the commissioned officers who shall hereafter be placed in the National Guard reserve; it shall also consist of all organizations now forming the National Guard of this State under the terms of the said National Defense Act of June 3, 1916, and the amendments thereto; and shall include the naval militia of this State when organized; it shall also consist of such other organizations as may be required by the National Defense Act of June 3, 1916, and the amendments thereto. The commander-in-chief shall have the power, and it shall be his duty to change the organization of the National Guard of this State so as to conform to any organization, system of drill or instruction now or hereafter prescribed by the laws and regulations of the United States for the organization and government of the National Guard, and for that purpose the number of officers and noncommissioned officers of any grade may be increased or diminished or the grades may be altered or created whenever necessary to procure such uniformity.

SEC. 2. Section 1928 of said code is hereby amended to read as follows:

1928. The chief of the Adjutant General's Department shall be in control of the military department of the State, and subordinate only to the Commander in-Chief in matters pertaining to the said department. He shall be chief of staff. He shall perform such duties as are prescribed in this title and such other duties consistent with the regulations and customs of the United States Army and United States Navy as may be prescribed by the Commander-in-Chief. All the duties of the Adjutant General shall be performed under the direction of the Commander-in-Chief.

1. He shall keep a register of all the officers of the militia of the State, and keep in his office all records and papers required to be kept and filed therein, and make a biennial report to the Commander-in-Chief including a detailed statement of the moneys received and disbursed by him for military purposes during that period, and the number and condition of the National Guard.

2. He shall, at the expense of the State, when necessary, cause the military law, general regulations of the State and articles of war of the United States, and such other military publications as may be necessary for the military service, to be printed, indexed, and bound in compact form and distributed to the commissioned officers and the several organizations of the National Guard.

3. He shall cause to be prepared and issued all necessary blank books, blanks and notices required to carry into full effect the provisions of this title. All such books and blanks shall be and remain the property of the State.

4. The seal now used in the office of the Adjutant General shall be the seal of his office, and shall be delivered by him to his successor. All orders issued from his office shall be authenticated with his seal.

5. In order that the National Guard of the State may receive the funds provided by Congress, it shall be the duty of the Adjutant General of the State to prepare and submit a plan of proposed field or camp service of instruction for the ensuing year, with an estimate of the funds required for pay, subsistence, and transportation of the portion of the National Guard participating therein; and said estimate to furnish the details and to be made out in the form required by instructions from the Secretary of War, or the Secretary of the Navy.

6. He shall make such regulations pertaining to the preparation of reports and returns and to the care and preservation of property, in the possession of the State for military purposes, whether belonging to the State or to the United States, as in

his opinion the conditions demand; such regulations to be operative and in force when promulgated in the form of general orders, circulars or letters of instruction.

7. He shall attend to the care, preservation, and safekeeping and repairing of the arms, ordnance, accoutrements, equipments, and all other military property belonging to the State or issued to the State by the government of the United States for the purpose of arming and equipping the organized militia. All military property of the State, which, after a proper inspection, shall be found unsuitable for the use of the State shall, under the direction of the Commander-in-Chief, be disposed of by the Adjutant General at public auction after suitable advertisement for sale, daily for ten days, in at least one newspaper published in the English language in the city or county where the sale is to take place; or the same may be sold at private sale or may be condemned and destroyed when so ordered by the Commander-in-Chief. He shall bid in the property or suspend the sale whenever in his opinion better prices may or should be obtained. He shall, from time to time, render to the Commander-in-Chief a just and true account of the sales made by him, and shall expend the proceeds of the same in the purchase of other military property, as the Commander-in-Chief may direct. And all such military property belonging to the State may be disposed of by the Adjutant General without reference to the State Board of Control. He shall be responsible for all the arms, ordnances, accoutrements, equipments and other military property which may be issued to the State by the Secretary of War and Secretary of the Navy in compliance with the law; and it shall thereafter be his duty to prepare returns of such arms and other property of the United States at the time and in the manner required by the Secretary of War and the Secretary of the Navy. He shall, upon the order of the Commander-in-Chief, turn in to the ordnance department of the United States Army or Navy the rifles, carbines, bayonet scabbards, gun slings, belts, and such other necessary accoutrements and equipments the property of the United States and in the possession of the State, which may be replaced from time to time, by new arms, equipments, etc., sent by the United States in substitution therefor, and cause the same to be shipped, under the instructions from the Secretary of War, or Secretary of the Navy, to the designated arsenal or depot at the expense of the United States. And when the National Guard of the State shall be fully armed and equipped with the standard magazine arms, and the standard equipment and accoutrement of the United States Army and Navy, he shall cause all the remaining arms, equipments, etc., the property of the United States, and in possession of the State, to be transferred and shipped as above directed.

8. He shall keep a just and correct account of all expenses necessarily incurred, including pay of officers and enlisted men, subsistence of militia, transportation of the militia, and of all military property of the State, and such expenses shall be audited and paid in the same manner as other military accounts are audited and paid.

9. He shall issue such military property as the Commander-in-Chief shall direct, and under his direction shall make purchases for that purpose. No military property shall be issued to persons or organizations other than those belonging to the active militia, except such portions of the reserve militia as may be called out by the Commander-in-Chief. Purchases of property not exceeding five hundred dollars in value shall be made in such manner as the Adjutant General shall direct. If such purchases shall require an expenditure of a sum exceeding five hundred dollars he shall publicly advertise for not less than ten days for sealed proposals for furnishing such property; such proposals shall be publicly opened by him at the place, day and hour designated in such advertisement; *provided, however*, that he may purchase at any time any or all military property, equipments and supplies, required by the military department of the State from the United States government, under the provisions and regulations of the War and Navy Departments governing such purchases. He shall, if the Commander-in-Chief approve, make contract with the lowest responsible bidder to furnish such property. All proposals and contracts made under the authority hereby conferred shall be filed in the office of the Adjutant General. The Adjutant General is authorized and directed whenever, in his opinion, it shall be to the interest of the State, to require the party who shall agree or contract to furnish such property to give bond to the people of the State in such sum and with such surety as he shall direct, conditioned for the faithful performance of such agreement or contract. In case of default such bond shall be prosecuted by the Attorney General and all moneys received therefrom shall be expended by the Adjutant General for the benefit of the National Guard. All property purchased under authority herein granted shall be inspected by an inspector or officer detailed for the purpose by the Commander-in-Chief, and no payment shall be made therefor until it shall appear by the certificate of such officer that such property is of the kind and quality specified in such agreement or contract. In case of insurrection, invasion, tumult, riot, breaches of the peace, or imminent danger thereof, the Commander-in-Chief may temporarily suspend the operation of this paragraph and direct the Adjutant General to purchase such military property or supplies as may be required in open market.

10. The Adjutant General shall attest all commissions issued to military officers.

11. He shall superintend the preparation of all returns and reports required by the United States from the State on military matters.

12. In the absence or inability of the Adjutant General to perform his duties, the officer on duty in the Adjutant General's office of the rank of lieutenant colonel, shall perform the duties prescribed for the Adjutant General, and in the absence or inability of both of said officers, the Commander-in-Chief may detail a National Guard officer to perform the said duties during such absence or inability. The duties of the officers of the Adjutant General's department shall be such as prescribed by law and the Commander-in-Chief and shall conform as closely as practicable to the duties prescribed by orders and regulations of the War Department for like officers in the United States Army.

SEC. 3. Section 1934½ of said code is hereby amended to read as follows:

1934½. Machine gun units may be organized and assigned as provided for similar organizations of the United States Army, in the discretion of the Commander-in-Chief of the National Guard of California. Such number of officers and enlisted men of the ranks and grades as obtain in the United States Army for similar organizations, shall constitute such machine gun units.

SEC. 4. Section 1954 of said code is hereby amended to read as follows:

1954. Before receiving a commission, or before being commissioned to a higher grade as a result of promotion, every officer of the National Guard must have passed a satisfactory physical examination before a medical officer of the United States Army or National Guard, active or reserve and a satisfactory examination before a board of commissioned officers as to his knowledge of military affairs and general knowledge and fitness for the service, and anyone failing to pass such examination shall not be eligible for an office in the National Guard or for promotion for a period of one year after date of such failure; *provided*, that a candidate for original appointment or for promotion may, upon his own application, be re-examined after the expiration of six months from the date of the first examination; *provided further*, that pending the announcement of the results of the examination as to the officer's professional qualifications the Governor may issue a temporary commission to said officer.

SEC. 5. Section 1957 of the said code is hereby amended to read as follows:

1957. When a vacancy occurs among the general officers of the line of the National Guard, the Governor shall propose to the War Department, upon the recommendation of the Adjutant General, the name of an officer to fill the vacancy. The officer so recommended will be required to take such examination as may be prescribed by the War Department. When notified by the War Department that the officer has successfully passed such examination, the Governor shall commission him; *provided*, that pending the announcement of the results of such examination the Governor may issue a temporary commission to the appointee. Staff officers of a brigade, regiment, unit of Coast Artillery corresponding to a regiment of infantry, and staff officers of a separate battalion or separate squadron, shall be recommended to the Adjutant General by such brigade, regimental, battalion or squadron commander, or commanding officer of unit of Coast Artillery corresponding to a regiment of infantry, who may recommend not to exceed three candidates to the Adjutant General, who will cause such candidates to be examined. In making these recommendations seniority of candidates will be taken into consideration. In the case of officers of separate organizations, the Adjutant General will select not to exceed three candidates, whom the Adjutant General will cause to be examined. The candidate receiving the highest rating in such examination will be recommended by the Adjutant General to the Governor for commission, subject to such examination as may be prescribed by the War Department. All officers shall be commissioned in the arm of the service in which they are appointed and shall be assigned to duty by the Adjutant General upon recommendation of the commanding officer of the regiment, unit of Coast Artillery corresponding to a regiment of infantry, separate battalion or squadron.

SEC. 6. Section 1964 of the said code is hereby amended to read as follows:

1964. The Commander-in-Chief, whenever he may deem that the good of the service requires it, or upon the request of a brigade commander, or other commanding officer, may order any commissioned officer before a board of examination, to consist of three officers, of the grades specified in the National Guard regulations of the War Department, which is hereby invested with the powers of courts of inquiry and courts-martial, and such board shall examine into the moral character, capacity, and general fitness for the service of such commissioned officer, and record and return the testimony taken and a record of its proceedings. If the findings of such board be unfavorable to such officer and be approved by the Commander-in-Chief, he shall be discharged from the service. No officer whose grade or promotion would in any way be affected by the decision of such board, in any case that may come before it, shall participate in the examination or decision of the board in such case. Failure to appear when ordered before a board constituted under this section shall be sufficient ground for a finding by such board that the officer ordered to appear be discharged.

SEC. 7. Section 1965 of the said code is hereby amended to read as follows:

1965. Any commissioned officer who absents himself from the State, or from his command, for three months, without the permission of the Commander-in-Chief, is deemed to have resigned, and such resignation shall be announced in orders from the

Adjutant General's office immediately after the fact of such absence becomes officially known.

SEC. 8. Section 1980 of the said code is hereby amended to read as follows:

1980. Any male who is a citizen of the United States or who has legally declared his intention of becoming a citizen, of more than eighteen and less than forty-five years of age, able bodied, free from disease, of good character and temperate habits, may be enlisted in the National Guard of this State under the provisions of the National Defense Act of June 3, 1916, and the various amendments thereto. Original enlistments in the National Guard shall be for a period of three years and subsequent enlistments for periods of one year each; *provided*, that persons who have served in the United States Army for not less than six months, and have been honorably discharged therefrom, may, within two years after June 4, 1920, enlist in the National Guard for a period of one year and reenlist for like periods. The restriction as to maximum age and citizenship shall not apply to soldiers who have previously served honestly and faithfully in the United States Army, Regular Army, the Organized Militia, or the National Guard. The qualifications for enlistment shall be the same as those prescribed for admission to the Regular Army, and all men enlisting in the National Guard must sign an enlistment contract, and take and subscribe to the oath set forth in section 70 of the National Defense Act of June 3, 1916, as amended.

SEC. 9. Section 1983 of the said code is hereby amended to read as follows:

1983. Enlisted men may be transferred upon their own application in the same regiment, battalion or squadron not part of a regiment, from one company or troop to another, by the commanding officer of such regiment, battalion or squadron; from one regiment, battalion or squadron not part of a regiment, signal corps, unattached troop or company, to another in a brigade, by the commanding general of that brigade, or by the Commander-in-Chief; from an organization in one brigade to an organization in another brigade, by the Commander-in-chief. Noncommissioned officers must be reduced to the grade of private before they can be transferred. No transfer shall be made except upon the approval of the commanding officers of the organizations affected.

SEC. 10. Section 1984 of the said code is hereby amended to read as follows:

1984. Commanding officers of regiments and of coast defense commands and of battalions and squadrons not part of regiments shall appoint and warrant the noncommissioned officers of their respective regiments, coast defense commands, battalions and squadrons, and they shall, in their discretion, warrant the noncommissioned officers of the troops, batteries and companies of their respective regiments, coast defense commands, battalions, and squadrons from the members thereof, upon the written nomination of the commanding officers of the troops, batteries and companies, respectively. In troops, batteries and companies not part of a regiment, coast defense command, battalion, or squadron, but attached to a brigade, the noncommissioned officers shall be warranted by the brigade commander, in his discretion, from the members thereof, upon the written nomination of the commanding officer of such troop, battery or company. In troops, batteries, companies, and corps, except the coast artillery corps, not attached to a brigade, regiment, coast defense command, battalion, or squadron, the noncommissioned officers shall be warranted by the respective commanding officers thereof. The officer warranting a noncommissioned officer shall have power to reduce to the ranks, for good and sufficient reasons, the noncommissioned officers warranted in accordance with this section.

SEC. 11. Section 1985 of the said code is hereby amended to read as follows:

1985. An honorable discharge shall be issued under the following circumstances, viz: to a man who has faithfully performed his duties during his term of service as required by the conditions of his enlistment or reenlistment, or during his total service, and who has been lawfully relieved of all responsibility for public property issued to him, and from all accountability to his organization. Unless unavoidable circumstances intervene such discharge will be furnished an enlisted man at once upon the expiration of his term of service, which term will date from the taking of the oath of enlistment or reenlistment. Proper steps shall be taken in due time for the settlement of the enlisted man's accounts and responsibility for property, and forwarding the necessary papers so as not to withhold the discharge after it is due.

Any enlisted man may be honorably discharged before the expiration of his term of service by the commanding officer of a regiment, of the coast artillery corps, of the naval militia, or unattached battalion or squadron, or, if a member of an unattached company or troop, by the brigade commander or the Commander-in-Chief, or by order of the Commander-in-Chief, upon the recommendation of his commanding officer, for any of the following reasons:

1. To accept promotion by commission;
2. To enlist in the United States Army, Navy, or Marine Corps;
3. Upon disability established by a certificate of a medical officer;
4. Upon removal of residence from the State or out of the bounds of the command to which he belongs to so great a distance that in the opinion of the commanding officer he can not properly perform his military duty.
5. At the discretion of the officers authorized to issue discharges upon the recommendation of the company, troop, or other immediate commander, when the man seeking discharge shall make application and furnish satisfactory proof under

oath that further service in the National Guard will entail great loss and unusual hardship upon him; such discharge shall not be granted when a man is ordered into active service.

6. To a man rendered supernumerary by the reduction of the organization of which he is a member; or who is a member of an organization which may be disbanded.

A dishonorable discharge shall be issued:

1. To a man sentenced by a general court-martial to be discharged;

2. To a man convicted of a felony in a civil court;

3. To a man for neglecting or refusing to pay any fine imposed by a military court within thirty days after it was imposed.

A discharge without honor may be issued:

1. By sentence of a general or summary court-martial;

2. Whenever the commanding officer of a company shall approve the application of two-thirds of the members of the company for the discharge of an enlisted man thereof; *provided*, that at a regular meeting of the company, or at a meeting called for that purpose, two-thirds of the members of the company desire by vote the discharge of one of their members;

3. To a man whose immediate commanding officer applies for his discharge without honor. The application for such discharge shall be directed to the officer authorized to issue it, and shall briefly state the grounds on which the discharge is applied for. The man whose discharge is applied for shall be entitled to be heard in person to explain the statements contained in the application and shall have ten days' notice of such hearing, a copy of the application and of the notice of time and place of hearing being served on the man in the same manner as warnings for duty are given. If the officer authorized to issue the discharge approves of the application of the immediate commanding officer after the conclusion of the hearing above provided for, he will issue the discharge, and if he disapproves, the man will not be discharged;

4. The officers authorized to issue discharges may also upon application of company commanders, discharge without honor, if convinced after proper investigation that such discharge should be issued, any enlisted man who habitually absents himself from the drills and instruction of his organization, or has shown a lack of interest in his military work sufficient to warrant the same;

5. Or any enlisted man may be discharged without honor for the good of the service by the commanding officer of the regiment, coast artillery corps or unattached battalion or squadron, or if a member of an unattached company or troop, by the Brigade Commander, or in other instances by the Commander-in-Chief, upon the recommendation of a company or troop commander and after a careful investigation by the officer issuing the discharge.

The officers authorized to issue the discharges hereinbefore specified are: The commanding officer of a regiment, or of a battalion or squadron not part of a regiment or the coast artillery corps; the commanding officer of a brigade for any organization attached to the brigade and not above specified; the commanding officer of the naval militia and the Commander-in-Chief; *provided*, the provisions of this section are in addition to the provisions of the military laws of the United States and the regulations of the United States War Department governing the discharge of enlisted men, when not in conflict with such laws and regulations, which laws and regulations shall have precedence over State laws and regulations in all matters pertaining to the discharge of enlisted men of the National Guard of this State.

SEC. 12. Section 1987 of the said code is hereby amended to read as follows:

1987. If any member of the National Guard absents himself without leave for a period of three months from all drills, or parades of his company, and there is reason to believe that he does not intend to return, he will be carried as a deserter, and his commanding officer will furnish a statement setting out all the facts, forwarding the same through military channels to the Adjutant General, for the action of the Governor, who may authorize the soldier to be dropped as a deserter.

If any member of the National Guard when on duty with his company, by order of the proper authority for the suppression of insurrection, preservation of the peace, or similar duty, wilfully absents himself from his command for more than twenty-four hours, he shall be carried as a deserter, and his commanding officer will take immediate steps to secure such deserter's arrest.

Deserters in time of insurrection, or disturbance of the peace, when captured, or when voluntarily surrendering themselves, will be brought before a court-martial according to the statutes of California and the rules and articles of war.

Lists of deserters will be published by the Adjutant General, in orders, for the information of the National Guard of California.

A deserter will make good the time lost by desertion, unless discharged by competent authority. He will be considered again in the service from the date of his apprehension or surrender; but if a deserter enlists while in desertion, such service shall not be counted as making good time lost by desertion.

A deserter will not be restored to duty without trial except by authority competent to order his trial; such restoration, being ordered in case the desertion is admitted, does not remove the charge of desertion or relieve the soldier from any

of the forfeitures attached to that offense; he must make good the time lost by desertion, refund the expenses paid for apprehension and delivery, and forfeit pay while absent. The same authority is competent to set aside a charge of desertion as having been erroneously made and his order to this effect operates to remove the charge of desertion and all stoppages and forfeitures arising therefrom.

Members of the National Guard not charged with crime, discovered to be deserters from the Army, Navy, or Marine Corps, will be dropped from the rolls of the National Guard of California. In such case a report will be forwarded to the Adjutant General, stating all the facts connected with the case, by the proper commanding officer.

SEC. 13. Section 2003 of the said code is hereby amended to read as follows:

2003. Officers and enlisted men of each troop and company must assemble for drill and instruction at least four times each month, at intervals of not less than one week, and for such duration as may be prescribed by the National Guard Regulations of the War Department. In addition to such drills and instructions, the commanding officer of any organization may require officers and enlisted men of his command to assemble for drill or instruction at such other times and places as he may appoint; *provided*, that no commanding officer shall order a parade without the approval of the commanding general of the brigade to which his organization is attached, or of the Commander-in-Chief. All mounted companies may be required to drill mounted at least four times each year. Upon the occasion of public receptions, or upon the celebration of any event of public importance, the Commander-in-Chief, or the commanding general of a brigade, may order out any portion of the National Guard under his command to parade.

SEC. 14. Section 2004 of the said code is hereby amended to read as follows:

2004. Any company parading at any of the parades or drills in this article provided for with a less number than required by regulations or orders, must be reported to the Adjutant General, and by him reported to the Commander-in-Chief, who, in his discretion, may, with the approval of the Secretary of War, disband the same.

SEC. 15. Section 2008 of the said code is hereby amended to read as follows:

2008. The entire National Guard and Naval Militia may, in the discretion of the Governor, be inspected at their home stations at least once in each year; *provided, however*, the inspection made by the United States government, through its Army and Navy officers, may be accepted by the Commander-in-Chief in his discretion as and for the State and no other inspection ordered for that year.

SEC. 16. Section 2041 of the said code is hereby amended to read as follows:

2041. Every enlisted man who enters the service of the State shall be provided by the State with a service or dress uniform, or both, corresponding in make and general appearance to the service and dress uniform of the United States Army.

SEC. 17. Section 2076 of the said code is hereby amended to read as follows:

2076. Officers while on active duty in the service of the State shall receive the same pay and allowance as officers of similar grade in the United States Army and United States Navy. Enlisted men while on active duty in the service of the State shall receive two dollars per day; *provided*, that no pay shall be allowed to any officer or enlisted man when on duty in any State camp mentioned in section 2005 of the Political Code of the State of California; and in any camp held in pursuance of orders from the Commander-in-Chief there shall be allowed for each mounted officer and enlisted man an adequate sum per day for the horse necessarily used by him at such camp; *provided, further*, that all enlisted men in attendance at joint-maneuver camps of the National Guard and United States Army and all enlisted men of the Naval Militia while on an annual cruise of instruction in pursuance of the orders of the Commander-in-Chief shall receive one dollar per day in excess of the government pay per day at such camp or for such cruise of instruction; *provided*, that the time for which pay is allowed Naval Militia men on such cruise shall not exceed fifteen days in any one year; *and provided, further*, that officers of the National Guard on duty in the Adjutant General's office when called into active service by competent authority shall receive the same pay and allowance as officers of similar grade of the United States Army. In case the Legislature does not appropriate sufficient money to pay one dollar per day to each enlisted man participating in joint maneuvers or cruises for instruction, then the money actually appropriated shall be apportioned among, and paid pro rata, to the enlisted men participating, upon estimate made by the Adjutant General in advance of such apportionment and payment.

SEC. 18. Section 2077 of said code is hereby amended to read as follows:

2077. Whenever an officer of the National Guard is detailed for special duty in any matter relating to the National Guard, by order of the Commander-in-Chief, or by order of the brigade, regimental, battalion or squadron commander, on approval of the Commander-in-Chief, he shall be allowed three dollars per day and actual traveling expenses. An enlisted man similarly detailed shall be allowed two dollars per day and actual traveling expenses. Whenever an officer or enlisted man of the United States Army or Navy, detailed by the War or Navy Department for service with the National Guard of California, is detailed by the Commander-in-Chief of this State for special duty involving travel not specially directed by the War or Navy Department, said officer or enlisted man shall be allowed his actual traveling expenses, but no per diem.

SEC. 19. Section 2078 of the said code is hereby amended to read as follows:

2078. All officers shall receive at the conclusion of each fiscal year the sum of fifty dollars to assist in uniforming and equipping themselves; *provided*, they have served as such for the entire twelve months comprising such fiscal year, and if not, then such proportion of said sum as the time served bears to said year.

SEC. 20. Section 2079 of the said code is hereby amended to read as follows:

2079. There must be audited and allowed by the Adjutant General and paid out of the appropriation for military purposes, upon the warrant of the State Controller, to the commanding officer of each infantry company designated as a rifle company, and each company of coast artillery, each engineer, hospital, ambulance and howitzer company, and the headquarters company of each regiment and battalion of infantry, and each division and marine company of the Naval Militia, except the engineer division of the Naval Militia, the sum of one hundred fifty dollars per month; to the commanding officer of each machine gun unit, signal company, troop of cavalry, battery of field artillery, tank company, service company, motor transport company, and the engineer divisions of the Naval Militia, the sum of two hundred dollars per month; *provided*, that when animals are not maintained by a machine gun unit or mounted organization, the allowance to said organization shall be one hundred fifty dollars per month; the sum so paid to be used for armory rent, care of arms and equipment, and proper incidental expenses of the company, troop, battery, or division. There shall be audited, allowed, and paid out of the same appropriation to the commanding officer of each division and brigade the sum of two hundred dollars per month; to the commanding officer of the Naval Militia, and to the commanding officer of each unit of Coast Artillery corresponding to a regiment of infantry, the sum of two hundred dollars per month; to the commanding officer of each regiment of infantry, cavalry, field artillery, and engineers, the sum of one hundred fifty dollars per month; to the commanding officer of each separate battalion of infantry, field artillery, Naval Militia, engineer troops and squadron of cavalry, the sum of fifty dollars per month, and to the commanding officer of each separate fort command, Coast Artillery, the sum of twenty-five dollars per month, the sums so paid to be used for rent of headquarters, clerical expenses, stationery, printing, postage and proper incidental expenses of the commanding officer of the organization for which said sums are audited, allowed and paid. There shall be audited, allowed and paid to the commanding officer of the Naval Militia, and such officer as may be designated by the Adjutant General in each regiment of infantry, cavalry, field artillery, and Coast Artillery, which shall have attached to it a uniformed and organized band of not less than twenty-five men, the sum of seventy-five dollars per month for such band; to the chief surgeon the sum of fifty dollars per month for rent and proper incidental expenses; and to the Adjutant General the sum of fifteen thousand dollars per annum, to be expended by him in promoting target practice. There must be audited and allowed by the Adjutant General, and paid out of the appropriation for military purposes, to the medical officer in charge of each detachment of the medical department on duty with each regiment of infantry, cavalry, field artillery, engineers, Coast Artillery, the Naval Militia, separate battalions and squadrons, the sum of fifty dollars per month for rent and proper incidental expenses of such detachments, and to the medical officer in charge of detachment of the medical corps attached to each separate fort command, Coast Artillery, the sum of ten dollars per month for proper incidental expenses. No claim shall be allowed under the provisions of this section except upon demand made quarterly in duplicate, signed and sworn to by the officer claiming the same, before any officer of the national guard, or notary public, and forwarded through the headquarters of the regiment, Coast Artillery Corps, separate battalion, or separate squadron, or Naval Militia, with the approval of each commanding officer through whose headquarters they are required to pass, direct to the Adjutant General; *provided*, that the Adjutant General may make expenditures at any time for the promotion of target practice out of the appropriation for that purpose herein provided for.

In case a unit is organized under and by virtue of the authority granted the Commander-in-Chief in section 1925 of this code, and an allowance is not otherwise provided therefor, in this section, the Adjutant General is authorized to determine and fix a monthly allowance for such unit, to be used for armory rent, care of arms and equipment, and proper incidental expenses.

SEC. 21. Section 2098 of the said code is hereby amended to read as follows:

2098. (1) All officers and enlisted men of the National Guard who comply with all military duties, as provided by law and regulations, are entitled to the following privileges and exemptions, viz: Exemption from road tax and head tax of every description, exemption from jury duty, and service on any posse comitatus. All officers and enlisted men who have faithfully served in the military service of this State for the space of seven consecutive years, or eleven years not consecutive, and received the certificate of the Adjutant General certifying the same, are thereafter exempted from further jury duty and military duty except in time of war. And the Adjutant General must issue such certificate of exemption when it appears that the party applying is entitled to the same.

(2) Officers and enlisted men heretofore or hereafter honorably discharged or mustered out of the service by reason of the disbandment or consolidation of any organization, or by the provisions of any act of the Legislature, shall be, and the same are hereby entitled to all the privileges and exemptions mentioned in this section, upon making a proper application therefor; *provided*, they shall have served at least five years continuously in the National Guard.

(3) Former members of the National Guard who have been honorably discharged for "expiration of term of service" or on account of "removal," and have returned to the limits of their commands, and officers who have resigned, been honorably discharged, or whose terms have expired, who re-enlist or re-enter the National Guard within ninety days from the date of their discharge or the expiration of their term of office, will be given credit for continuous service and the enlistment considered consecutive.

SEC. 22. Section 2111 of the said code is hereby amended to read as follows:

2111. The Naval Militia of California when organized shall consist of such numbers of deck and engineer divisions, companies of marines and aeronautic and such other organizations as the Commander-in-Chief may, from time to time, prescribe, in conformity with the requirements of the Navy Department. The Naval Militia shall be located throughout the coast of the State of California at the discretion of the Commander-in-Chief. The words "division" and "company" as used in this chapter in connection with the Naval Militia shall have the same meaning and effect as "company" when used in connection with infantry as used in this chapter, and the word "battalion" as used in this chapter in connection with the Naval Militia shall have the same meaning and effect as "battalion" when used in connection with infantry as used in this chapter. The several divisions, companies of marines, and other organizations of the Naval Militia may be organized into battalions at the discretion of the Commander-in-Chief.

SEC. 23. Section 1981 of the Political Code is hereby repealed.

SEC. 24. Section 2080 of the Political Code is hereby repealed.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of the State by adding a new article thereto to be numbered XXIV, establishing a State Athletic Commission and regulating boxing and sparring in the State—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Constitutional Amendment No. 34—Relative to judges pro tempore;

Also: Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 2 of article IV, relating to sessions of the Legislature;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

MOTION.

Senator Inman moved that the Sergeant-at-Arms be instructed to keep the lobby clear for the remainder of this session.

Motion carried.

CONSIDERATION OF SPECIAL ORDERS.

The hour of eleven o'clock a.m., heretofore set for the consideration of Senate Bills Nos. 866, 870, 876, 973, 896, 890, 895, 881 and 884, having arrived, the same were taken up for consideration.

Senate Bill No. 866—An act to amend section 2 of an act entitled "An act to provide for a general system, based upon investigation as

to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 866 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Inman, Johnson, King, Lyon, Nelson, Osborne, Sample, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 870—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II, embracing sections 348 to 359*a*, both inclusive, relating to public officers and employees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 870 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—32.

NOES—Senators Purkitt, and Rominger—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 876—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*a*, embracing sections 360 to 360*g*, both inclusive, relating to a Department of Finance.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 876 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., on motion of Senator Breed, the hour of recess was extended until one o'clock p.m.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Inman:

WHEREAS, Doctor James Anderson McKee, of Sacramento, who served as a member of this Senate during the thirty-sixth and thirty-seventh sessions of the Legislature, died at his home in this city on April 19, 1921; and

WHEREAS, Throughout a long and honorable career in this community Dr. McKee has ever shown those attributes of loyalty and devotion to the public interest which make for good citizenship, besides possessing the qualities of personal worth which won for him the lasting friendship and respect of those with whom he came into contact; now therefore, be it

Resolved, That the profound sympathy of this body be and hereby is extended to the family of Dr. McKee in their bereavement; and be it further

Resolved, That the Secretary of the Senate be and hereby is authorized and directed to transmit a copy of these resolutions, suitably engrossed, to the family of Dr. McKee; and be it further

Resolved, That when we do this day adjourn such adjournment be taken in respect to the memory of our former member, James Anderson McKee.

Resolution read, and on motion of Senator Inman, unanimously adopted by a rising vote.

CONSIDERATION OF SPECIAL ORDERS—(RESUMED).

Senate Bill No. 973—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*g*, embracing sections 366 to 366*c*, both inclusive, relating to a Department of Institutions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 973 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Sample, Sharkey, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 896—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*d*, embracing sections 363 to 363*h*, both inclusive, relating to a Department of Public Works.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 896 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Sample, Scott, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 890—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIc, embracing sections 362 to 362*e*, both inclusive, relating to a Department of Education.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 890 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Osborne, Sample, Scott, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF SPECIAL ORDER—(OUT OF ORDER).

Senator Carr, W. J., asked for and was granted unanimous consent to take up Senate Bill No. 884 for third reading at this time, out of the regular order of special orders.

Senate Bill No. 884—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIc, embracing sections 364 to 364*d*, both inclusive, relating to a Department of Labor.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 884 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, King, Otis, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

UNFINISHED BUSINESS.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 282—An act to amend section 4 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such

persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith, approved June 5, 1915, as amended.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER TWO HUNDRED EIGHTY-TWO.

AMENDMENT NUMBER ONE.

Strike out all of the last line of the title and insert in lieu thereof the following: "thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 282?

The roll was called, and Assembly amendment to Senate Bill No. 282 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—30.

NOES—None.

Senate Bill No. 282 ordered to enrollment.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Senator Sample:

SERVICIO CONSULAR MEXICANO

CONSULADO GENERAL DE MEXICO

519 CALIFORNIA STREET

SAN FRANCISCO, CALIFORNIA, April 15, 1921.

Honorable President and Members of the California State Senate, Sacramento, California.

SIRS: It is my privilege to thank you heartily for your successful efforts in behalf of the resolution passed by the State Legislature of California to request the President and Congress of the United States of America for the recognition of General Alvaro Obregon as President of the United States of Mexico.

Should you ever feel a desire to make a visit to my country I would consider it a great favor if you would let me know in advance that I may be in a position to make arrangements to the end that your visit may be a pleasing experience and one that will be long remembered.

Respectfully,

GUILLERMO S. SEGUIN,
Acting Consul General.

[SEAL]

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Scott:

WHEREAS, The course of study prescribed for the schools of this State requires a constant resort and reference to the constitution of the State; and

WHEREAS, It is of vital importance and of paramount value to the State that every person desiring a constitution of the State of California and of the United States should be furnished with a copy of the same; and

WHEREAS, It is necessary in order to properly consider matters coming before the Legislature that the members of the Senate and of the Assembly should have available for constant use copies of the constitution conveniently arranged and indexed; and

WHEREAS, Since the war there has been an awakened interest in the study of the constitution, and demand and request for copies of the same from ex-service men, schools, women's clubs and persons desiring to study the constitution of our great State and Nation in their efforts to prepare themselves for a more complete participation as citizens and to prepare themselves to become citizens; and

WHEREAS, The supply of constitutional pamphlets heretofore printed by the State has become exhausted, and recent amendments have been adopted by the people; now, therefore, be it

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of the Legislative Counsel Bureau for the sum of seven hundred fifty dollars for the compilation and publication of a new edition of the constitution, said sum to be payable out of the contingent fund of the Senate, and the Treasurer is hereby directed to pay the same; and be it further

Resolved, That the Legislative Counsel Bureau be and it is hereby instructed to compile and cause to be published and to be distributed to persons requesting copies of the same a new edition of the constitution, and to the end that the new edition shall be of greater practical value and help the bureau may add to the usual contents of the edition copies of all constitutional amendments proposed to be voted upon at the next general election.

Resolution read, and referred to Committee on Contingent Expenses.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 28—An act to establish a State hospital for the care, custody and maintenance of inebriates and drug habitues within the State of California, to be known as the California State Hospital for Inebriates and Drug Habitues, and to provide for the government and management thereof, and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—17; committee vote: Ayes—10; noes—3; absent—4.

GATES, Chairman.

Senate Bill No. 28 ordered on file for second reading.

Also:

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 200—An act creating a cash revolving fund for the use of the State Water Commission in making determinations of water rights as provided by the "Water Commission Act," approved June 16, 1913, making an appropriation therefor:

Also: Senate Bill No. 396—An act to amend section 475 of the Political Code, of the State of California, relating to clerks, phonographic reporter, service agent and stenographers of the Attorney General's office;

Also: Senate Bill No. 404—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of assistants and deputies in such office;

Also: Senate Bill No. 261—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court;

Also: Senate Bill No. 262—An act to amend section 751½ of the Political Code, relating to the salary of the stenographer for the clerk of the Supreme Court;

Also: Senate Bill No. 403—An act appropriating money for repairs, improvements and equipment at the California Redwood Park;

Also: Senate Bill No. 979—An act authorizing the payment of the claim of John F. Tyler, trustee for William E. Tucker, Mary A. Blass, John H. Crumrine, Eugene B. Stanley, Charles H. Adams, against the State of California, and making an appropriation therefor;

Also: Senate Bill No. 828—An act appropriating money to pay the claim of L. J. Maddux;

Also: Senate Bill No. 607—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Alameda and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco Bay from the city and county of San Francisco to the county of Alameda; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and

directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions thereof;

Also: Senate Bill No. 643—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Marin and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco Bay from the city and county of San Francisco to the county of Marin; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions hereof;

Also: Senate Bill No. 955—An act to provide for the survey and investigation of the feasibility and cost of irrigating the lands of Shasta Valley in Siskiyou County, California, from the Klamath River and other sources of water in California and Oregon, and to make an appropriation therefor;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—10; absent 7. Same vote on all bills.

GATES, Chairman.

Senate Bills Nos. 200, 396, 404, 261, 262, 403, 979, 828, 607, 643 and 955 ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 28—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending section 17 of article VI, relating to the salaries of the Justices of the Supreme Court, the Justices of the District Courts of Appeal, and of the judges of the superior courts—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be adopted, as amended.

Committee membership—9; committee vote: Ayes—5; absent—4.

SAMPLE, Chairman.

Senate Constitutional Amendment No. 28 ordered on file.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Concurrent Resolution No. 31—Approving an amendment to the charter of the city of San Bernardino, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fifteenth day of March, 1921—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—9; committee vote: Ayes—5; absent—4.

CARR, F. M., Chairman.

Assembly Concurrent Resolution No. 31 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 367—An act to amend sections 4, 5, and 6 of an act entitled "An act authorizing municipal corporations to permit other municipal corporations to construct and maintain sewers, water mains, and other conduits therein, also to construct and maintain sewers, water mains, and other conduits for their joint benefit, and at their joint expense, and to make and enter into contracts for said purposes," approved March 22, 1909, as amended;

Also: Senate Bill No. 529—An act to validate municipal bonds, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—4. Same vote on both bills.

CARR, F. M., Chairman.

Senate Bills Nos. 367 and 529 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 121—An act to legalize bonds heretofore issued and sold, or to be issued and sold, by municipalities where authority for such issuance has already been given by a vote of not less than two-thirds of the electors of such municipality voting upon the question of incurring such indebtedness;

Also: Assembly Bill No. 1109—An act to amend section 20 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Assembly Bill No. 1336—An act to amend the title of an act entitled "An act to provide for the acquisition by municipalities of land for public park or public playground purposes by condemnation, and for the establishment of assessment districts and the assessment of property therein to pay the expense of acquiring such land," approved April 22, 1909, as amended, and to add a new section thereto to be numbered 1*a*, providing for the establishment of assessment districts and the assessment of property therein to pay the expenses of improving such land for park or playground purposes;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—4. Same vote on all bills.

CARR, F. M., Chairman.

Assembly Bills Nos. 121, 1109 and 1336 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 874—An act to amend section 23 of an act entitled "An act to provide for work upon streets, avenues, lanes, alleys, courts, places and sidewalks, within municipalities, and upon property and rights of way owned by municipalities and for establishing and changing the grades of such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to the relative priority of special assessment liens—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—5; absent—4.

CARR, F. M., Chairman.

Assembly Bill No. 874 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 690—An act to provide for the classification of municipal corporations—has had the same under consideration, and respectfully reports the same back, with amendments, without recommendation.

Committee vote: Ayes—5; absent—4.

CARR, F. M., Chairman.

Senate Bill No. 690 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 808—An act to add a new section to the Penal Code to be numbered 114*a*, relating to the falsification of death certificates—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership 17; committee vote: Ayes—7; absent—10.

JONES, Chairman.

Senate Bill No. 808 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 468—An act to fix and quiet titles to rights of way reserved without limit of time or location—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—7; noes—1; absent—9.

JONES, Chairman.

Senate Bill No. 468 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 895—An act to amend part II, title XI, chapter XII of the Code of Civil Procedure by adding thereto seventeen new sections, to be numbered and designated sections 927 to 927p, inclusive, creating a small claims court, prescribing the procedure therein, and prescribing the method of appealing therefrom;

Also: Assembly Bill No. 766—An act to amend section 1414 of the Code of Civil Procedure, relating to bond of special administrator;

Also: Assembly Bill No. 767—An act to repeal sections 1518, 1519, 1527 and 1780 of the Code of Civil Procedure, relating to sales of property of wards or decedents;

Also: Assembly Bill No. 768—An act to amend sections 1517, 1526, 1550, 1551, 1559, and 1598, of the Code of Civil Procedure, relating to the sale and conveyance of the property of decedents;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—8; absent—9. Same vote on all bills.

JONES, Chairman.

Assembly Bills Nos. 895, 766, 767 and 768 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 765—An act to amend sections 1328 and 1329 of the Code of Civil Procedure, relating to contests of wills—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—8; absent—9.

JONES, Chairman.

Assembly Bill No. 765 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 865—An act to amend sections 1444, 1476, 1477, and 1478 of the Code of Civil Procedure, relating to appraisements of homesteads and of estates of decedents;

Committee vote: Ayes—8; absent—9;

Also: Assembly Bill No. 866—An act to amend section 1592 of the Code of Civil Procedure, relating to investment of moneys of estates;

Committee vote: Ayes—8; absent—9;

Also: Assembly Bill No. 79—An act to amend section 1523 of the Code of Civil Procedure, relative to sales of personal property by executors or administrators;

Committee vote: Ayes—7; absent—10.

Also: Assembly Bill No. 78—An act to amend section 1619 of the Code of Civil Procedure, relating to fees of attorneys of executors and administrators;

Committee vote: Ayes—7; noes—1; absent—9;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JONES, Chairman.

Assembly Bills Nos. 865, 866, 79 and 78 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 1308—An act to amend section 1348 of the Code of Civil Procedure, relating to corporations and associations acting as executors, administrators and testamentary trustees;

Also: Assembly Bill No. 85—An act to amend section 370 of the Code of Civil Procedure, relating to married women as parties to actions;

Also: Assembly Bill No. 218—An act to amend sections 3091, 3092, 3094, 3149, 3157, 3166, 3172, 3195, 3227, 3249, 3250 and 3266*d* of the Civil Code, relating to negotiable instruments;

Also: Assembly Bill No. 762—An act to amend sections 1388, 1389, 1727, and 1754, of the Code of Civil Procedure, relating to bonds given by executors, administrators, and guardians;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—10. Same vote on all bills.

JONES, Chairman.

Assembly Bills Nos. 1308, 85, 218 and 762 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 270—An act to define collection agencies; to provide for the regulation, supervision, bonding and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof;

Also: Assembly Bill No. 1205—An act to amend section 339 of the Penal Code, relating to registers to be kept by pawnbrokers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7; absent—10. Same vote on both bills.

JONES, Chairman.

Assembly Bills Nos. 270 and 1205 ordered on file for second reading.

RESOLUTIONS—(OUT OF ORDER).

The following resolutions were offered, out of the regular order, and ordered printed in the Journal:

By Senator Rush:

WHEREAS, Statistics have proven that only a small percentage of children reach one hundred per cent perfection in health; and

WHEREAS, The Child Hygienic Bureau has done a wonderful work through its health centers and baby clinics in correcting these conditions; and

WHEREAS, The California Tuberculosis Association work is on the increase, and it is impossible to properly maintain patients in our hospitals at the present subsidy rate; be it

Resolved, That we, the Wednesday Club of Suisun and vicinity do earnestly ask your cooperation in the passage of Senate Bills No. 472 and No. 471.

THE WEDNESDAY CLUB.
MRS. GEORGE N. EDWARDS, President.

ELEANOR RUSH, Secretary.

Also:

WHEREAS, The scenic beauty of the California State highway through the redwood region in Humboldt County is immediately menaced through the impending destruction of the redwoods by lumbering operations; and

WHEREAS, These trees are one of the great natural assets of this State, possessing great historic and scientific interest as well as great economic value; and

WHEREAS, The State highway through the redwoods is destined to become one of the great attractions of this State for future generations; therefore, be it

Resolved, That the Wednesday Club of Suisun, California, strongly urges upon the Governor of the State and the members of the California State Legislature, the passage of the redwoods preservation bills (Senate Bill No. 64, Assembly Bill No. 80) now pending, providing for the appropriation of three hundred thousand dollars to purchase these redwood groves along the State highway which otherwise will be cut; and be it further

Resolved, That a copy of this resolution be forwarded to the Governor of the State of California, and to the representatives of this district in the State Senate and Assembly, and to the Save the Redwoods League.

THE WEDNESDAY CLUB.
MRS. GEORGE N. EDWARDS, President.

ELEANOR RUSH, Secretary.

RECESS.

At one o'clock p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock and thirty minutes p.m.

RECONVENED.

At two o'clock and thirty minutes p.m., the Senate reconvened.

Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF SPECIAL ORDERS—(CONTINUED).

Senate Bill No. 881—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*f*, embracing sections 365 to 365*e*, both inclusive, relating to a Department of Professional Standards.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 881 refused passage by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Dennett, Duncan, Harris, Inman, Johnson, Jones, King, Sample, and Yonkin—12.

NOES—Senators Anderson, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, and Slater—26.

NOTICE OF MOTION TO RECONSIDER.

Senator Carr, W. J., gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 881 was refused passage.

SENATOR ANDERSON IN THE CHAIR.

At four o'clock and ten minutes p.m., Senator Anderson of the Sixteenth District was called to the chair.

Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*b*, embracing sections 361 to 361*e*, both inclusive, relating to a Department of Agriculture.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Scott moved to refer Senate Bill No. 895 to Senator McDonald, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, in line 10, strike out the word "seven" and insert in lieu thereof the word "six".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, in line 12, strike out the words "the division of fish".

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, in line 13, strike out the words "and game,".

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, in line 24, strike out the words "the chief of the division of fish".

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill strike out all of line 25.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, in line 26, strike out the word "dollars;".

AMENDMENT NUMBER SEVEN.

On page 2 of the printed bill, in line 50, strike out the words "State Fish and".

AMENDMENT NUMBER EIGHT.

On page 2 of the printed bill, in line 51, strike out the words "Game Commission,".

The question being on the motion to refer to a Special Committee of One, to amend.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Scott, Otis, and Inman.

The roll was called, and the motion to refer to a Special Committee of One, to amend, carried by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—32.

NOES—Senators Carr, W. J., Dennett, Duncan, Harris, and Inman—5.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 18, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 895, with instructions to amend, respectfully reports the same back, amended as per instructions.

McDONALD, Special Committee.

Report read, and on motion of Senator Scott adopted.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

Senator Ingram moved to refer Senate Bill No. 895 to Senator Johnson as a Special Committee of One to amend.

Motion pending.

MOTION.

On motion of Senator Breed, the further consideration of Senate Bill No. 895 and pending amendments was continued until after the hour of reconvening this day.

REQUESTS FOR INTRODUCTION OF BILLS.

The following requests for permission to introduce bills were presented:

By Senator Chamberlin:

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to enable municipal corporations to sell, lease, or otherwise transfer the control or management of waterworks or parts thereof belonging to such municipality to municipal water districts.

Request referred to Committee on Rules.

By Senator Rush:

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to amend section 261 of the Political Code, relating to duties of officers at the close of each session of the Legislature.

Request referred to Committee on Rules.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Chamberlin to introduce a bill entitled An act to enable municipal corporations to sell, lease, or otherwise transfer the control or management of waterworks or parts thereof belonging to such municipality to municipal water districts—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Jones, McDonald, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Chamberlin (by request): Senate Bill No. 983—An act to enable municipal corporations to sell, lease, or otherwise transfer the control or management of waterworks or parts thereof belonging to such municipality to municipal water districts.

Bill read first time, and referred to Committee on Municipal Corporations.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Rush to introduce a bill entitled An act to amend section 261 of the Political Code, relating to duties of officers at the close of each session of the Legislature—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of

article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Rush: Senate Bill No. 984—An act to amend section 261 of the Political Code, relating to duties of officers at the close of each session of the Legislature.

Bill read first time, and referred to Committee on Finance.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 971—An act regulating the establishment and operation of farms, plants and works for the treatment and disposal of sewage, authorizing the State Board of Health to locate such farms, plants and works, and route of sewage therefor, granting certain rights in public highways, preventing interference by municipalities, and limiting and providing for remedies of persons damaged by the location of such farms, works and plants;

Also: Senate Bill No. 542—An act to amend an act entitled "An act relating to bonds of irrigation districts, providing under what circumstances such bonds shall be legal investments for funds of banks, insurance companies and trust companies, trust funds, state school funds and any money or funds which may now or hereafter be invested in bonds of cities, cities and counties, counties, school districts or municipalities, and providing under what circumstances the use of bonds of irrigation districts as security for the performance of any act may be authorized," approved June 13, 1913, by amending sections 36 and 5 thereof, and to add a new section to said act to be numbered section 8, relating to the inclusion in the term "Irrigation districts" districts designated as water conservation districts;

Also: Senate Bill No. 145—An act making an appropriation for the encouragement of county agricultural fairs and providing for the distribution of the moneys hereby appropriated;

Also: Senate Bill No. 750—An act to amend sections 1927 and 2086 of the Political Code, relating to officers and employees in the Adjutant General's office;

Also: Senate Bill No. 970—An act to add a new section to the Penal Code to be numbered section 402*f*, defining pillows; regulating the making, remaking and sale thereof; requiring that materials used therein shall be accurately described, and prescribing the manner in which pillows shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act;

Also: Senate Bill No. 770—An act providing for the organization and establishment, management and maintenance of institutes of technology, by counties, cities, cities and counties, and combined high school districts or junior college districts of the State; and for the organization of technical education districts for such purpose;

Also: Senate Bill No. 961—An act concerning the waterfront of the city and county of San Francisco;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 152—An act to amend sections one hundred ninety-eight, one hundred ninety-nine, two hundred, two hundred one, two hundred two, two hundred four, two hundred ten, two hundred fourteen, two hundred nineteen and two hundred forty-six of the Code of Civil Procedure, relating to jurors—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 550—An act to amend section 4269 of the Political Code, relating to salaries of officers of counties of the fortieth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bill No. 550 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 957—An act to amend section 4241 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twelfth class—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bill No. 957 ordered on file for second reading:

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 424—An act to amend section 4264 of the Political Code, relating to the compensation of officers of counties of the thirty-fifth class;

Also, Assembly Bill No. 689—An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class;

Also: Assembly Bill No. 751—An act to add a new section to be numbered section 19c 49 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bills Nos. 424, 689 and 751 ordered on file for second reading.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 194—An act directing the State Water Commission to make a survey of the water resources of the State of California, including surface and underground waters, and to compile a report thereof, and making an appropriation to defray the expenses of such survey;

Also: Senate Bill No. 64—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings;

Also: Senate Bill No. 205—An act to provide for the acceptance of the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States of America, in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise; to empower and direct the board designated as the State Board for Vocational Education to cooperate with the Federal Board for Vocational Education in carrying out the provisions of said federal act; to prescribe its powers and duties in carrying out the provisions of this act; to provide for a plan of cooperation between the State Board for Vocational Education and the Industrial Accident Commission; to provide for the appointment of a custodian of all moneys received by the State from appropriations made by the Congress of the United States and from other sources for the purpose of promoting vocational rehabilitation; to create a vocational rehabilitation fund and making an appropriation therefor;

Also: Senate Bill No. 148—An act to authorize the payment of the claim of John Breuner Company, a corporation, against the State of California, and making an appropriation therefor;

Also: Senate Bill No. 515—An act appropriating money to pay the claim of F. H. Conn against the State of California;

Also: Senate Bill No. 976—An act to amend sections 3897 and 3898 of the Political Code and to add two new sections thereto, to be numbered 3898*a* and 3898*b*, to provide educational opportunities for veterans and orphans of veterans by promoting the sale of lands purchased by the State for delinquent taxes and making the proceeds of such sales available therefor;

Also: Senate Bill No. 473—An act appropriating money for investigation, research, and demonstration by the Department of Agriculture of the University of California with regard to deciduous fruits and nuts, including olives and figs;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—17; committee vote: Ayes—10; absent—7. Same vote on all bills.

GATES, Chairman.

Senate Bills Nos. 194, 64, 205, 148, 515, 976 and 473 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 636 An act to provide monthly payments to indigent widows or abandoned mothers for partial support of their children providing for a board in each county to carry out the provisions of this act, the manner of appointment of the members of such board, the amount of such payments, and to whom they shall be made, defining certain terms describing penalties for the violation of the provisions of this act, requiring reports, and providing for an appropriation for the purpose of carrying out the purposes of this act—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be re-referred to Committee on Judiciary.

Committee vote: Ayes—10; absent—7.

GATES, Chairman.

Senate Bill No. 636 re-referred to Committee on Judiciary.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Breed:

Resolved, That the following named person be stricken from the list of Senate attaches and his name be stricken from the pay roll of the Senate:

Bill Duncan, Page----------at $2 50 per day

Resolution read, and on motion of Senator Breed adopted.

RECESS.

At five o'clock and thirty minutes p.m., on motion of Senator Breed, the Acting President declared the Senate at recess until the hour of eight o'clock and thirty minutes p.m.

RECONVENED.

At eight o'clock and thirty minutes p.m., the Senate reconvened.

Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

LEAVES OF ABSENCE.

Senator Boggs asked for and was granted leave of absence for Thursday, April 21, 1921, until the hour of eight o'clock p.m., and Senators Sharkey and Carr, F. M., for Thursday, April 21, 1921, until the hour of two o'clock p.m.

MOTION.

Senator Carr, W. J., moved that further consideration of Senate Bill No. 895 and pending amendments be continued, and set as a special order for twelve o'clock noon, Thursday, April 21, 1921, and that the bill be ordered to print and re-engrossment.

Motion carried.

Senate Bill No. 895 ordered to print and re-engrossment.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Eden asked for and was granted unanimous consent to take up Senate Bill No. 370 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 370—An act granting certain tidelands and submerged lands of the State of California to the city of Newport Beach, upon certain trusts and conditions.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Eden moved to refer Senate Bill No. 370 to Senator King, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the word "There" and insert in lieu thereof the following: "Except as in this act otherwise expressly provided there".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, after line 33, insert the following paragraph:

"SEC. 2. All tide lands lying north of subdivisions originally abutting on the mean high tide lines of the south shore of Newport Bay which have been filled in through dredging operations are hereby expressly excepted from the provisions of this act and such filled-in lands shall be subdivided and sold by the State Surveyor General at a price and on terms to be fixed by the State Board of Control and the Surveyor General. Said subdivisions shall be so laid out that the present streets and lots will be extended north to the south pierhead line of Newport Bay.

In the sale of said land the preference right to purchase the land at the price fixed shall be given to the abutting property owners for a period of six months from the date the price is fixed. When the full purchase price has been paid for the land the purchaser shall receive a deed from the State duly signed by the Governor, attested by the Secretary of State, countersigned by the Register of the State Land Office and recorded in the State Land Office.

All money received from the sale of said land shall be paid into the general fund of the State."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 370, with instructions to amend, respectfully reports the same back, amended as per instructions.

KING, Special Committee.

Report read, and on motion of Senator Eden adopted.

Bill ordered to print, and re-engrossment.

REPORT OF COMMITTEE ON FREE CONFERENCE.

The following report of Committee on Free Conference was received and read:

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Free Conference concerning Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage water—report that we have met a like Committee of the Assembly, consisting of Assemblymen Prendergast, Jones, I., and Hume, and we report that the Committee on Free Conference have agreed to recommend the following: That said bill be amended as follows:

AMENDMENT NUMBER ONE.

On page 11, line 32, of the amended bill, strike out the words "and other benefits".

AMENDMENT NUMBER TWO.

On page 11, line 33, of the amended bill, after the word "improvements" insert a semicolon and the following words: "*provided*, such assessed benefits shall not exceed per acre the benefits assessed to adjoining land".

AMENDMENT NUMBER THREE.

On page 12, line 46, of the amended bill, strike out the words "at least five days".

DENNETT,
JONES,
NELSON,
Senate Committee on Free Conference.

PRENDERGAST,
JONES, I.,
HUME,
Assembly Committee on Free Conference.

The question being on the adoption of the report of the Committee on Free Conference and the adoption of the amendments.

The roll was called, and the report and amendments adopted by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Godsil, Hart, Inman, Johnson, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—24.

NOES—None.

Senate Bill No. 8 ordered to enrollment.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Breed:

Resolved, That the following named person be, and she is hereby appointed to the position hereinafter set forth as provided by law, with the compensation set opposite

her name, payable weekly, and the Controller is hereby directed to draw his warrant for the said amount and the Treasurer is directed to pay the same:

Minnie Menke, Assistant File Clerk.....$5 00 per day

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Johnson, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Tonkin—27.

NOES—None.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 409—An act to amend the State Medical Practice Act, by adding a new section thereto to be numbered 17*a*, relating to the use and application of Roentgen rays, x-rays or radium rays in the examination, diagnosis, or treatment of human beings for diseases, injuries, deformities or any other physical or mental conditions—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee membership—11; committee vote: Ayes—9; absent—2.

CROWLEY, Chairman.

Senate Bill No. 409 ordered on file for second reading.

SENATOR INMAN IN THE CHAIR.

At eight o'clock and fifty-five minutes p.m., Senator Inman of the Seventh District was called to the chair.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Arbuckle asked for and was granted unanimous consent to take up Senate Bill No. 593 for third reading at this time, out of the regular order:

Senate Bill No. 593—An act to provide educational opportunities for persons who served in the Army, Navy or Marine Corps of the United States in time of war, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 593 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Arbuckle asked for and was granted unanimous consent to take up Senate Bill No. 594 for third reading at this time, out of the regular order.

Senate Bill No. 594—An act creating a Veterans' Welfare Board and defining its powers and duties and making an appropriation in aid of its operations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 594 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 807 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Johnson, Jones, Nelson, Osborne, Otis, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 440—An act to amend section 10 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to

repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended.

Bill read third time.

On motion of Senator Breed, Senate Bill No. 440 was passed on file, to retain its place.

Senate Bill No. 295—An act to require employers to keep records of the working hours and wages of women and minors in certain cases; providing for the inspection of such records by certain authorities, their deputies and agents; and providing penalties for the violation thereof.

On motion of Senator McDonald, Senate Bill No. 295 was passed on file, to retain its place.

Senate Bill No. 65—An act limiting the hours of labor of females employed as personal or domestic servants and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act and for permitting or suffering any overseer, superintendent, foreman, housekeeper, or any other agent of any such employer to violate the provisions of this act.

On motion of Senator McDonald, Senate Bill No. 65 was passed on file, to retain its place.

Senate Bill No. 487—An act to add a new section to the Political Code, to be numbered 3493*a*, providing for the recall of trustees of reclamation districts.

On motion of Senator Purkitt, Senate Bill No. 487 was passed on file, to retain its place.

Senate Bill No. 962—An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act.

On motion of Senator Arbuckle, Senate Bill No. 962 was passed on file, to retain its place.

Senate Bill No. 69—An act to amend section 10 of the Political Code, relating to holidays.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 69 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 458—An act to amend section 1609 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 458 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Eden, Flaherty, Gousil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 454—An act to amend an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 454 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Gousil, Harris, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—25.

NOES—Senators Arbuckle, Carr, W. J., Chamberlin, Dennett, Duncan, Hart, Irwin, Lyon, Purkitt, and Sample—10.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of the State by adding a new article thereto to be numbered XXIV, establishing a State Athletic Commission and regulating boxing and sparring in the State.

On motion of Senator Scott, Senate Constitutional Amendment No. 33 was passed on file, to retain its place.

Senate Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 1 of article IV, relating to initiative and referendum.

On motion of Senator Burnett, Senate Constitutional Amendment No. 26 was passed on file, to retain its place.

Senate Bill No. 341—An act directing the Commission of Immigration and Housing to investigate and propose legislation for the acquisition and building of homes for workingmen, with the financial assistance of the State of California.

On motion of Senator Flaherty, Senate Bill No. 341 was passed on file, to retain its place.

Senate Bill No. 215—An act to amend the Code of Civil Procedure, by adding thereto a new section to be numbered 1871, relating to experts, their appointment by the court, or a judge thereof, and providing for their compensation and manner of examination as witnesses.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 215 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Burnett, Chamberlin, Crowley, Eden, Gates, Godsil, Harris, Hart, Inman, Johnson, Jones, Lyons, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—Senators Canepa, Dennett, Duncan, Flaherty, Irwin, and Purkitt—6.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 647—An act declaring bonds and coupons negotiable instruments.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 647 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 365—An act to amend section 224 of the Civil Code, relating to adoption of children.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 365 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 705—An act to repeal section 680 of the Political Code, relating to creation of deficiencies by the Board of Control.

On motion of Senator Chamberlin, Senate Bill No. 705 was passed on file, to retain its place.

Senate Bill No. 805—An act to amend sections 2, 3, 4, 5, 6, 7, 9, 11, 15 and 36 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 805 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 153—An act to establish standards for grain, providing for grading and inspection, defining the powers and duties of the Director of Agriculture in respect thereto, prescribing penalties for violation of the provisions hereof and making an appropriation to carry out the provisions of this act.

On motion of Senator Jones, Senate Bill No. 153 was passed on file, to retain its place.

Senate Bill No. 414—An act to amend section 602*b* of the Political Code, relating to a classification of risks, premium rates and schedule ratings for insurance carriers insuring employers or employees under Workmen's Compensation, Insurance and Safety Act, chapter 176, laws of 1913; to permit the issuance of compensation participating policies and requiring annual reports to the State Insurance Commissioner; authorizing the State Insurance Commissioner to enforce the provisions of this act and providing penalties for its violation.

On motion of Senator Carr, W. J., Senate Bill No. 414 was passed on file, to retain its place.

Senate Bill No. 914—An act to amend sections 1, 3 and 4 of "An act to provide for the adoption of textbooks for use in the public high schools of the State, and for furnishing textbooks for the use of pupils of such schools," approved May 18, 1917, and to add a new section thereto to be numbered section 12, providing for free high school textbooks at the California Polytechnic School.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 914 passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 225—An act to amend section 1750 of the Political Code, relating to adoption of course of study and textbooks by high school boards.

On motion of Senator Duncan, Senate Bill No. 225 was passed on file, to retain its place.

Senate Bill No. 455—An act to amend section 1750c of the Political Code, relating to high schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 455 passed by the following vote:

AYES—Senators Arbuckle, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 206—An act to amend section 1521 of the Political Code, relating to the per diem of members of the State Board of Education and the compensation of the assistant superintendents of public instruction.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 206 passed by the following vote:

AYES—Senators Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, and Slater—22.

NOES—Senators Dennett, Duncan, Irwin, and Purkitt—4.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 956—An act to amend section 1742 of the Political Code, relating to high schools.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 956 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 425—An act to appropriate money to be expended by and under the direction of the Department of Engineering for the purpose of rectifying and improving the channels of the Sacramento, San Joaquin and Feather rivers and such other waters of the State as the Department of Engineering may determine; improving the navigability of such waters and acquiring land for necessary rights of way therefor; making surveys, investigations and report upon the feasibility of canalizing the rivers of the State and constructing canals for navigation, and making surveys, investigations and plans for flood control; the examination and supervision of dams and the investigation of rain-

-fall, snowfall, runoff, and stream flow affecting navigation, flood control or irrigation and preventing and repairing damage in certain cases.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 425 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Burnett, Canepa, Carr, W. J., Crowley, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Slater, and Yonkin—24.
NOES—Senators Chamberlin, and Dennett—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 430—An act appropriating money for office furniture and equipment for the Secretary of State's office.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 430 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, and Slater—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 431—An act appropriating money for repairs, improvements and the completion of buildings and extension of the wall at the Folsom State Prison.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 431 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Sharkey, and Slater—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 432—An act making appropriation for the purchase of a building site and the erection of a building for the State Printing Office.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 432 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Burnett, Canepa, Crowley, Dennett, Duncan, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, and Slater—22.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 433—An act appropriating money to cover rental and other expense necessary toward the maintenance of offices for State departments in Sacramento and Los Angeles.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 433 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Sharkey, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 469—An act appropriating money to be used for the support and maintenance of the Division of Public Health Nurses by the State Board of Health.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 469 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, McDonald, Osborne, Otis, Rush, Sharkey, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 471—An act making an appropriation to carry out the purposes of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California" and amendatory acts thereto.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 471 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Jones, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Sharkey, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 497—An act appropriating money for improvements to streets and grounds at Fresno State Normal School.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 497 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Sharkey, and Slater—24.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 546—An act appropriating money for repairs, improvements, furniture and equipment for the Industrial Home for the Adult Blind.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 546 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Sharkey, and Slater—25.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 555—An act appropriating the sum of $75,000 to defray the expense, during the seventy-third and seventy-fourth fiscal years of organizing, controlling, equipping, instructing and maintaining the high school cadet companies in the State of California and for promoting rifle practice in said companies and to further carry out the purposes of an act entitled "An act to provide for the organization control and equipment of high school cadet companies and for the promotion of rifle practice therein, and appropriating the sum of $5,000 therefor."

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 555 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Sharkey, and Slater—23.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 564—An act appropriating money to pay the cost of printing, publishing and distributing State textbooks free to the school children of the State in accordance with the provisions of the constitution.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 564 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, McDonald, Osborne, Otis, Purkitt, Rush, Sharkey, and Slater—21.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 585—An act appropriating money for the erection of a receiving building and for the equipment and service in connection thereto for Mendocino State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 585 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, Osborne, Otis, Purkitt, Rush, Sample, Sharkey, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 586—An act appropriating money to purchase additional land for the Mendocino State Hospital and to improve the same.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 586 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Gates, Hart, Ingram, Inman, Jones, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Sharkey, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 637—An act appropriating money to purchase a new site for the Women's Relief Corps Home.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 637 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Godsil, Hart, Ingram, Inman, Jones, McDonald, Osborne, Otis, Rush, Sample, Sharkey, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 757—An act appropriating money for repair or exchange of the State automobile of the Governor's office.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 757 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, and Slater—22.

NOES—Senators Duncan, and Rominger—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 346—An act to amend the State Medical Practice Act by adding a new section thereto, to be numbered section 11½, defining a legally chartered school for the teaching of the healing art; relating to the incorporation, resources, equipment, faculties, and curricula of a legally chartered school to qualify applicants for a physician and surgeon certificate and a drugless practitioner certificate, and providing for the approval of such school or schools before incorporation and the incorporation and approval of any such existing schools by the State Board of Medical Examiners.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, on line 8, strike out the word "five" and insert in lieu thereof the word "one".

Amendment adopted.

AMENDMENT NUMBER TWO.

Commencing on page 2 of the printed bill, line 8, commencing at the word "for" strike out down to and including the word "school" in line 10.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill, line 16, strike out the word and figure "five (5)" and insert in lieu thereof the word "two (2)".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, line 17, strike out "from and including the word "completely" down to and including the comma after the word "faculty" on line 18, and insert in lieu thereof "available for clinical instruction,".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, in line 19, strike out the word and figure "five (5)" and insert in lieu thereof the word and figure "two (2)".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2 of the printed bill, in line 24, strike out the word and figure "five (5)" and insert in lieu thereof the word and figure "two (2)".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 859—An act to provide for the consolidation of districts organized or existing under the California Irrigation District Act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 23, of the printed bill, strike out all of said line after the word "examination" and all of lines 24, 25, 26 and 27, and insert in lieu thereof the following:

"but not more than ninety (90) days after the receipt by him of a copy of the resolution from the board last adopting the same the State Engineer shall submit to the board of directors of each of said districts his report thereon.

In case said State Engineer shall consider the elimination of a portion of the lands included in any of the original districts advisable, he shall recommend the same in his said report, stating his reasons therefor. He shall also set out the boundaries of the consolidated district recommended and the divisions into which it is to be divided, the same being five in number.

If any of said lands so eliminated have never received water from the original district in which it was included, the owners thereof shall be entitled to the return of all assessments theretofore paid upon same. If any of said lands have theretofore received water, the said State Engineer shall recommend in his said report the portion, if any, of said assessments to the return of which the respective owners are equitably entitled."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 1, of the printed bill, strike out all of said line and all the rest of said page and all of page 3 and insert in lieu thereof the following:

"Within ten (10) days after receiving said report, if the State Engineer deems such consolidation desirable, the board of directors of each of said districts must make an order calling a special election at which shall be submitted to the electors of such district possessing the qualifications prescribed by the California Irrigation District Act the question whether or not said consolidation shall be effected, which said election shall be conducted so far as practicable in accordance with the requirements for the election of officers provided in said act. Notice of such election shall be given for the time and in the manner provided for notice of special elections for the issuance of bonds in said California Irrigation District Act. The ballots shall contain the words "Consolidation—Yes" and "Consolidation—No", or words equivalent thereto, and if a majority of the votes cast in each district are "Consolidation—Yes", then such districts shall be consolidated.

At such election there shall also be elected the directors and other officers of the consolidated district who shall be nominated and voted for as provided upon the organization of a district.

SEC. 6. After receiving said report, if the said engineer deems such consolidation not desirable, or if no report is received from said engineer within ninety (90) days after the submission to him of said copy of said resolution from the board last adopting the same, said boards of directors, if they each shall determine and declare by resolution that the proposed consolidation is desirable, shall each make an order calling a special election in the same manner as provided in section 5 hereof, which said election shall be conducted in the same manner and upon the same notice as provided therein.

SEC. 7. In the original resolution of consolidation the boards of directors of the several districts shall specify the offices agreed upon for the consolidated district and upon the voters of said districts consolidating said districts as herein provided, the directors and other officers then elected shall thereupon become the officers of such consolidated district and shall qualify and organize in the manner provided for a newly organized district.

SEC. 8. The report of the said engineer shall recommend the apportionment to the lands of the respective districts any outstanding indebtedness as he deems equitable, and the board of directors of the consolidated district, if such consolidation be made, shall within sixty (60) days after such consolidation act upon such recommendation and shall apportion to the lands of the said consolidated district any outstanding indebtedness as it deems equitable.

SEC. 9. In the original resolution of consolidation the said boards of directors of the several districts shall specify the name agreed upon for the said consolidated district, and if such consolidation is adopted at such election, then said consolidation shall be effective and such consolidated district, under the said name, shall succeed to all of the rights, privileges and properties of all of the districts participating in such consolidation and shall be subject to all of the indebtedness, bonded and otherwise, thereof, as so respectively apportioned, and all future assessments necessary shall be levied in accordance with such apportionment.

Within ten days after said consolidation is made, the board of directors of said consolidated district shall make an order declaring such consolidation effective and setting out the date that same became effective and the boundaries of said consolidated district. A copy of said order, duly certified by the president and secretary thereof, shall be forthwith filed for record in the office of the county recorder of each county in which any lands of said district are situate."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 527—An act to add a new section to the Political Code, to be numbered section 1618*b*, relating to the reciprocal notification of cases of communicable disease by school authorities and local health officers—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—7; absent—4.

CROWLEY, Chairman.

Senate Bill No. 527 ordered on file for second reading.

ON CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Corporations, to which was referred Senate Bill No. 358—An act to enable corporations to provide for the representation of their employees on the board of directors—has had the same under consideration, and respectfully reports the same back, without recommendation.

Committee membership—11; committee vote: Ayes—10; absent—1.

CHAMBERLIN, Chairman.

Senate Bill No. 358 ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 983—An act to enable municipal corporations to sell, lease, or otherwise transfer the control or management of waterworks or parts thereof belonging to such municipality to municipal water districts—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—6; absent—3.

CARR, F. M., Chairman.

Senate Bill No. 983 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 675—An act to add a new section to the Political Code to be numbered 4131*a*, relating to the recording of instruments in the offices of county recorders—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee membership—17; committee vote: Ayes—9; absent—8.

JONES, Chairman.

Senate Bill No. 675 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 953—An act to add a new section to the Code of Civil Procedure, to be numbered 1203*b*, relating to liens upon crops—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—8; absent—9.

JONES, Chairman.

Senate Bill No. 953 ordered on file for second reading.

ADJOURNMENT.

At ten o'clock and fifty minutes p.m., on motion of Senator Breed, the acting President declared the Senate adjourned in respect to the memory of our former member, James Anderson McKee.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Thursday, April 21, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators—Anderson, Arbuckle, Breed, Crowley, Dennett, Duncan, Eden, Flaherty, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Rigdon, Rominger, Rush, Slater, and Yonkin—21.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, April 20, 1921, the further reading was dispensed with, on motion of Senator Rush.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Senator Chamberlin:

FRANK O. LOWDEN,

SINNISSIPPI FARM.

OREGON, ILLINOIS, April 9, 1921.

MY DEAR SENATOR CHAMBERLIN: I had hoped to recover sufficiently from my illness to accept the very cordial invitation of your General Assembly to appear before it while I was in California. I had a definite engagement of some standing to make an address at Berkeley on Charter Day and was not certain that I could even keep this engagement until the very day before, as I had been confined to my bed for some little time. At one time I thought I might be able to go directly from Berkeley to Sacramento, but after I had gotten through at Berkeley I did not feel that I had strength sufficient. And then came the unexpected death of Mrs. Lowden's mother, which necessitated our return home. I am greatly disappointed, and I hope that you and your committee will believe that I appreciated greatly the courtesy of the invitation and that I regret exceedingly that I was not able to come.

With best regards, I am, believe me,

Sincerely yours,

FRANK O. LOWDEN.

Honorable Harry A. Chamberlin, Chairman Joint Committee of Senate and Assembly of the State of California, Sacramento, California.

ASSISTANT SECRETARY G. MELVIN WARREN AT THE DESK.

PRIVILEGE OF THE FLOOR.

On request of Senator Sample, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. Joseph Foster of San Diego.

On request of Senator Inman, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. and Mrs. Wm. J. Ryan of Represa, California.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to George P. Harlow, John Burt, and Mr. and Mrs. E. L. Longland of San Rafael.

On request of Senator McDonald, the privilege of the floor of the Senate Chamber for the day was unanimously extended to H. C. Emond of San Francisco.

On request of Senator Dennett, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Fred L. Stewart of San Francisco, member of Assembly, Thirty-fourth Session, from Amador County.

On request of Senator Sample, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Thomas M. Hunter, W. F. Ludington, and L. D. Jennings of San Diego.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. H. P. Compton, Mrs. Roy Parsons, press chairman, and Mrs. A. L. Miller, president-elect, of Northern California Federation of Womens Clubs, of Chico.

PRESENTATION OF PETITIONS.

The following petitions were presented, and ordered printed in the Journal:

By Senator Rigdon:

DEAR SIR: We understand at the present session of the Legislature, there is a scheme proposed to bury the Fish and Game Commission, or in other words, consolidate it with the State Department of Agriculture, which in effect would amount to taking the income of the Fish and Game Commission from licenses sold and sinking it among the common or general State funds, which we believe would permit the use of these funds for other purposes and defeat the purpose of the Fish and Game Commission.

After several years of effort the Fish and Game Commission has built up the revenues of conservation to nearly a half million dollars annually and is self supporting; therefore we believe that it should be permitted to function in the same manner as it has in the past.

We respectfully petition you to use your earnest efforts to defeat any legislation that has for its purpose the elimination of the Fish and Game Commission or the diverting of its funds for any other purpose.

Thanking you in advance, we remain,

Respectfully yours, W. A. POOL, San Luis Obispo,
And 200 others.

Also:

SAN LUIS OBISPO, CALIFORNIA, April 12, 1921.

DEAR SIR: As members of the men's Bible class of the First Presbyterian Church Sunday school of San Luis Obispo, we hereby wish to commend you for your attitude toward the temperance cause and your vote in support of the same.

Very respectfully,

J. H. CHASE, Teacher.
P. O. COLE, President.
JOHN W. THOMPSON, Secretary.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 20, 1921, passed the following:

Assembly Bill No. 355—An act to repeal an act entitled "An act providing for the examination, certification and registration of plumbers, prescribing powers and duties

of the State Board of Health in reference thereto, and penalties for a violation of the provisions hereof," approved April 6, 1917;

Also: Assembly Bill No. 356—An act to repeal an act entitled "An act for the regulation of the practice of medicine and surgery in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation," which became a law without the Governor's approval February 27, 1901;

Also: Assembly Bill No. 357—An act to abolish the committee to investigate the date of the discovery of gold appointed under the provisions of Assembly Concurrent Resolution No. 15, filed with the Secretary of State April 19, 1917;

Also: Assembly Bill No. 358—An act to repeal article XV of chapter III of title I of part III of the Political Code, relating to inspectors of gas meters;

Also: Assembly Bill No. 361—An act to repeal an act entitled "An act to establish the California State Reformatory; to provide for purchase of land therefor, and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor," approved April 24, 1911;

Also: Assembly Bill No. 362—An act to repeal an act entitled "An act to provide for the obtainment, preservation, and distribution of vaccine matter," approved March 27, 1852.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 355, 356, 357, 358, 361 and 362 read first time, and referred to Committee on Governmental Efficiency.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 20, 1921, passed the following:

Assembly Bill No. 363—An act to repeal an act entitled "An act creating a State Commission on Voting or Balloting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting or ballot machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the result at such elections; and providing for the punishment of all violations of the provisions of this act," approved March 20, 1903, as amended;

Also: Assembly Bill No. 364—An act to repeal an act entitled "An act to provide a State Hospital and Asylum for Miners," approved March 14, 1881;

Also: Assembly Bill No. 365—An act to repeal chapter I of title VII of part III of the Political Code, relating to immigration;

Also: Assembly Bill No. 366—An act to repeal an act entitled "An act to regulate the practice of pharmacy and sale of poisons in the State of California," approved March 15, 1901;

Also: Assembly Bill No. 368—An act to repeal an act entitled "An act to provide for a State Board of Arbitration for the settlement of differences between employers and employees, to define the duties of said board, and to appropriate the sum of twenty-five thousand dollars therefor," approved March 10, 1891;

Also: Assembly Bill No. 369—An act to repeal an act entitled "An act authorizing and providing for an investigation and report upon the matter of revenue and taxation, and making an appropriation therefor," approved May 10, 1915, as amended;

Also: Assembly Bill No. 370—An act to repeal an act entitled "An act to provide for analyzing the minerals, mineral waters, and other liquids, and the medicinal plants of the State of California, and of foods and drugs, to prevent the adulteration of the same," approved March 9, 1885.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 363, 364, 365, 366, 368, 369 and 370 read first time, and referred to Committee on Governmental Efficiency.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 20, 1921, passed the following:

Assembly Bill No. 373—An act to repeal an act entitled "An act authorizing the Governor to appoint a commission to investigate and advise the Legislature concerning the adoption of a system of social insurance, and to make a report to the forty-third session of the Legislature and making an appropriation therefor," approved May 14, 1917;

Also: Assembly Bill No. 388—An act to amend sections 412 and 413 of the Political Code, and to repeal section 414 of said code, relating to the salaries of the appointees of the Secretary of State;

Also: Assembly Bill No. 495—An act to repeal sections 2993 and 2994 of the Political Code, relating to vaccine agents;

Also: Assembly Bill No. 519—An act appropriating money for alterations, additions and improvements for the Industrial Farm for Women;

Also: Assembly Bill No. 716—An act to repeal an act entitled "An act to enlarge the powers of the State Board of Forestry and to provide for the expenses of said board," approved March 7, 1887;

Also: Assembly Bill No. 717—An act to repeal an act entitled "An act to provide for the removal of the mineral cabinet from the State Library," approved March 9, 1887;

Also: Assembly Bill No. 718—An act to repeal an act entitled "An act to promote the better education of practitioners of nursing the sick in the State of California, to provide for the issuance of certificates of registration as a registered nurse to qualified applicants by the Board of Regents of the University of California, and to provide penalties for violation hereof," approved March 20, 1905.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 373, 388, 495, 716, 717 and 718 read first time, and referred to Committee on Governmental Efficiency.

Assembly Bill No. 519 read first time, and referred to Committee on Finance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 20, 1921, passed the following:

Assembly Bill No. 719—An act to repeal an act entitled "An act to create a Bureau of Highways, and prescribe its duties and powers, and to make an appropriation for its expenses," approved March 27, 1895;

Also: Assembly Bill No. 720—An act to repeal an act entitled "An act to establish a State Lunacy Commission, to provide a uniform government and management of the State hospitals for the insane, and to provide for the care, custody, and apprehension of persons believed to be insane, and the commitment of insane persons, and providing for the transfer of unexpended appropriations of moneys and properties," approved March 31, 1897;

Also: Assembly Bill No. 721—An act to repeal an act entitled "An act to promote the horticultural interests of the State by providing county boards of horticulture, and repealing the act entitled 'An act to protect and promote the horticultural interests of the State,' approved March 14, 1881, and certain acts amendatory thereof, approved March 19, 1889, and March 31, 1891," approved March 31, 1897;

Also: Assembly Bill No. 722—An act to repeal an act entitled "An act to insure the better education of practitioners of dental surgery, and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof, and to repeal an act now in force relating to the same and known as 'An act to insure the better education of practitioners of dental surgery, and to regulate the practice of dentistry in the State of California, approved March 12, 1885,'" approved March 23, 1901;

Also: Assembly Bill No. 723—An act to repeal an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; to prevent the sale of goods, wares and merchandise by false weight or measure; authorizing counties, incorporated cities, incorporated towns, and incorporated cities and counties of the State of California to appoint sealers of weights and measures and to define the powers and duties of such sealers; to provide penalties for violation of the provisions of this act relating to the foregoing and for the admission in evidence of copies of the State's standard of weights and measures furnished under the provisions of this act," approved March 18, 1911.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 719, 720, 721, 722 and 723 read first time, and referred to Committee on Governmental Efficiency.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 20, 1921, passed the following:

Assembly Bill No. 724—An act to repeal an act entitled "An act creating and establishing a commission for investigating and gathering data and information concerning the subjects of forestry, water, the use of water, water power, electricity, electrical and other power, mines and mining, mineral and other lands, dredging, reclamation and irrigation and for revising, systematizing and reforming the laws of this State upon, concerning, regarding or appertaining to these said subjects; providing for the appointment of said commission to be known as the 'Conservation Commission of the State of California'; prescribing the powers and duties of said commission and its members and providing for the expenses of said commission and appropriating money therefor," approved April 8, 1911;

Also: Assembly Bill No. 1337—An act to amend section 1618a of the Political Code, relating to health supervision of schools.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bill No. 724 read first time, and referred to Committee on Governmental Efficiency.

Assembly Bill No. 1337 read first time, and referred to Committee on Education.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 20, 1921, passed the following:

Assembly Bill No. 9—An act to provide for the reforestation, constructing and maintaining of fire lanes and fire trails on the Angeles National Forest, and to make an appropriation therefor;

Also: Assembly Bill No. 22—An act to add a new section to the Political Code, to be numbered 737p, relating to salaries of judges of the superior court in Stanislaus County;

Also: Assembly Bill No. 38—An act providing for the suppression, eradication and control of tuberculosis among cattle;

Also: Assembly Bill No. 45—An act providing that one-half of the expense of maintenance of the fire boats "David Scannell" and "Dennis Sullivan," including salaries of the officers, firemen and crews thereof, shall be borne and paid by the State of California;

Also: Assembly Bill No. 80—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings and empowering the State Board of Forestry to receive in the name of the people of the State of California gifts of land and to receive contributions from any source toward the purchase of or the care and maintenance of lands;

Also: Assembly Bill No. 95—An act making an appropriation for the prevention and extinguishment of fires in Tamalpais Forest Fire District;

Also: Assembly Bill No. 154—An act to amend section 758 of the Political Code, relating to the employees of the District Courts of Appeal;

Also: Assembly Bill No. 203—An act to amend section 739 of the Political Code, relating to the salaries of officers connected with the Supreme Court;

Also: Assembly Bill No. 268—An act to authorize the payment of the claim of John Akers and Jesse M. Akers against the State of California and making an appropriation therefor.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 9, 22, 45, 80, 95, 154, 203 and 268 read first time, and referred to Committee on Finance.

Assembly Bill No. 38 read first time, and referred to Committee on Agriculture.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 20, 1921, passed the following:

Assembly Bill No. 412—An act to provide for the prevention of forest fires in the San Antonio canyon in the San Gabriel Mountains, California, and to make an appropriation therefor;

Also: Assembly Bill No. 435—An act to provide for the prevention of forest fires in the San Gabriel canyon in the San Gabriel Mountains, California, and to make an appropriation therefor;

Also: Assembly Bill No. 436—An act to provide for the prevention of forest fires in the San Dimas canyon in the San Gabriel Mountains, California, and to make an appropriation therefor;

Also: Assembly Bill No. 482—An act to appropriate money for the use of the State Highway Commission of the State of California to augment the funds available for the construction of the State highway between San Bernardino and Yuma;

Also: Assembly Bill No. 715—An act to amend section 1747 of the Political Code, relating to taxation for bonds;

Also: Assembly Bill No. 780—An act reappropriating money for the purpose of refunding to real estate brokers and salesmen the amounts collected by the State of California under the provisions of chapter 758, Statutes of 1917, which chapter was declared unconstitutional by the Supreme Court, and making provision for the disbursement of the moneys so appropriated;

Also: Assembly Bill No. 781—An act appropriating money for the purpose of refunding to real estate brokers and salesmen the amounts collected by the State of California under the provisions of chapter 758, Statutes of 1917, which chapter was declared unconstitutional by the Supreme Court, and making provision for the disbursement of the money so appropriated.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 412, 435, 436, 482, 780 and 781 read first time, and referred to Committee on Finance.

Assembly Bill No. 715 read first time, and referred to Committee on Revenue and Taxation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 20, 1921, passed the following:

Assembly Bill No. 786—An act making an appropriation for the construction and maintenance of fire lanes and trails on the mountains composing the watersheds of Los Angeles County;

Also: Assembly Bill No. 791—An act appropriating money to be used toward the construction and equipment of a building for the School of Education on the grounds of the University of California at Berkeley;

Also: Assembly Bill No. 792—An act appropriating money for the construction and equipment of a physics building on the grounds of the University of California at Berkeley;

Also: Assembly Bill No. 804—An act to amend section 1 of an act entitled "An act authorizing counties, cities and counties and municipalities to levy a tax necessary to pay principal and interest on bonds authorized and unsold at the time the annual tax levy is made," approved June 4, 1913;

Also: Assembly Bill No. 823—An act making an appropriation to meet the expenses of compiling, printing and distributing constitutional amendments;

Also: Assembly Bill No. 857—An act making an appropriation to pay the claim of Charles R. Perkins against the State of California;

Also: Assembly Bill No. 935—An act to add a new section to be known as 9a 31 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 786, 791, 792, 823 and 857 read first time, and referred to Committee on Finance.

Assembly Bill No. 804 read first time, and referred to Committee on Revenue and Taxation.

Assembly Bill No. 935 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 20, 1921, passed the following:

Assembly Bill No. 1102—An act to appropriate the sum of thirty thousand dollars to be used in the construction, renewal and repair of works for restraining, impounding and controlling debris resulting from mining operations, natural erosions and other causes, and to provide for the manner of expending such appropriation;

Also: Assembly Bill No. 1292—An act to appropriate money to pay the expenses of certain sewer improvements of benefit to the southern branch of the University of California situated in the county of Los Angeles;

Also: Assembly Bill No. 1295—An act to provide for the maintenance of schools for the children of migratory laborers in the rural districts of the State and making an appropriation therefor;

Also: Assembly Bill No. 1313—An act appropriating money to construct two cottages on the farm at the Stockton State Hospital;

Also: Assembly Bill No. 1315—An act appropriating money to pay the claim of Theodore Dierks and Company, Incorporated, against the State of California;

Also: Assembly Bill No. 1320—An act appropriating money to pay the claim of Raymond Benjamin against the State of California.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 1102, 1292, 1295, 1313, 1315 and 1320 read first time, and referred to Committee on Finance.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 736—An act providing for the creation of county boards of trade and county chambers of commerce in the several counties of the State by the boards of supervisors thereof; providing for the appointment of the members of such boards; providing for the powers and duties of such boards and providing for the compensation and expenses of the members thereof,

Committee membership 11; committee vote: Ayes—6, noes—1; absent—4;

Also: Assembly Bill No. 1306—An act to amend section 11 of an act entitled "An act providing for a county engineer for each county in this State, providing for his appointment, manner of removal, qualifications, compensation and duties; transferring to such engineer certain powers, functions and duties heretofore vested in and performed by county surveyors and members of the board of supervisors; also authorizing the board of supervisors for each county to purchase and obtain all necessary equipment, materials and instrumentalities to carry out the objects of this act; to provide said county engineer with an office and necessary assistants; to provide for abolishing the office of county surveyor and for the fixing and levying of taxes for road purposes," approved May 27, 1919;

Also: Assembly Bill No. 543—An act amending the Political Code by amending section 4300*a* thereof, relating to the fees of the county clerk;

Also: Assembly Bill No. 1276—An act to amend section 4132 of the Political Code, relating to indexes kept by recorders;

Committee vote: Ayes—9; absent—2. Vote the same on 1306, 543 and 1276; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

DUNCAN, Chairman.

Assembly Bills Nos. 736, 1306, 543 and 1276 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 1142—An act to amend section 4041 of the Political Code, relating to the general powers of county boards of supervisors—has had the same

under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—9; absent—2.

DUNCAN, Chairman.

Assembly Bill No. 1142 ordered on file for second reading.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Lyon asked for, and was granted, unanimous consent to take up Assembly Bill No. 100 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 100—An act to provide for work in and upon highways, streets, avenues, lanes, courts, places and sidewalks in the unincorporated territory of counties, and upon property and rights of way owned by counties, and for establishing and changing the grades of any such highways, streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of highway improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Lyon moved to refer Assembly Bill No. 100 to Senator Yonkin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill strike out all of lines 14 to 20, inclusive.

AMENDMENT NUMBER TWO.

On page 2, line 21, of the printed bill, strike out the numeral "3" and insert in lieu thereof the numeral "2".

AMENDMENT NUMBER THREE.

On page 2, line 51, of the printed bill, strike out the numeral "4" and insert in lieu thereof the numeral "3".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 100, with instructions to amend, respectfully reports the same back, amended as per instructions.

YONKIN, Special Committee.

Report read, and on motion of Senator Lyon, adopted.

Bill ordered to print.

MOTION.

Senator Breed moved that by unanimous consent all Senate Bills reported in from committees today be ordered to and given second reading this day, without reference to file.

Motion carried.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 648—An act to add a new section, to be known as 9a 44, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of Cali-

fornia, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 929—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 645—An act to add a new section, to be known as 9*a* 52, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1190—An act to amend section 4248 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the nineteenth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 925—An act to amend section 4282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out all of lines 7 to 21, both inclusive, all of pages 2 and 3, and insert in lieu thereof the following:

"1. The county clerk, one thousand eight hundred dollars per annum.

2. The sheriff, three thousand eight hundred dollars per annum.

3. The recorder, one thousand five hundred dollars per annum: *provided*, that such recorder shall collect and pay into the county treasury for the use and benefit of the county the fees required by law to be so collected: *and provided*, that when the amount of said fees so collected shall exceed one hundred dollars in any one month, the recorder may receive and retain for his own use, in addition to his salary, one-half of all fees in excess of one hundred dollars in any one month, so collected; *and provided*, that the recorder may retain for his own use all fees collected for filing and recording proofs of labor and notices of location of mining claims.

4. The auditor, six hundred dollars per annum.

5. The treasurer, one thousand four hundred dollars per annum.

6. The tax collector, one thousand two hundred dollars per annum, and ten per cent of all licenses collected by him.

7. The assessor, one thousand nine hundred dollars per annum.

8. The district attorney, one thousand six hundred dollars per annum.

9. The coroner, such fees as are now or may be hereafter allowed by law.

10. Public administrator, such fees as are now or may be hereafter allowed by law.

11. Superintendent of schools, one thousand two hundred dollars per annum, and actual traveling expenses of visiting schools of the county.

12. The surveyor, such fees as are now or may be hereafter allowed by law.

13. Justices of the peace, one hundred fifty dollars per annum.

14. Constables, ten dollars per month in addition to such fees as are now or may be hereafter allowed by law.

15. Supervisors, each the sum of nine hundred dollars per annum, for all services performed by them, as supervisors and members of the board of equalization. They shall act as road commissioners in their respective districts and shall receive for the

service of such road commissioner three dollars per day for each day's service as such road commissioner. Such compensation as road commissioner shall not exceed three hundred dollars per annum.

16. Grand jurors, and jurors of the superior court in civil and criminal cases shall be paid three dollars per day for each day's attendance, and for each mile actually traveled in going only, while acting as such juror, twenty cents per mile, and the judge of said court shall make an order directing the auditor to draw his warrant on the treasurer in favor of such juror for said per diem and mileage and the treasurer shall pay the same."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 73—An act to add a new section, to be known as 9*gg*, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 212 —An act to add a new section, to be known as 9*ff*, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1234—An act to amend section 401 of the Civil Code, relating to extension of corporate existence, how made.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed bill, strike out the words "shall be" following the word "and".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 98—An act to amend an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, by adding a new section thereto to be numbered 3*a*.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the title of the printed bill, after the figures "1915," and before the word "by" insert the following words and figures: "as amended by an act approved May 11, 1917,".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 775—An act to add a new section to the Civil Code to be numbered 602*b*, authorizing the amendment of articles of incorporation of corporations sole, and providing the manner thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1228—An act to amend section 287 of the Civil Code, relating to the continuance of existence of corporations.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1229—An act to amend sections 290*a*, 296, 297 and 299 of the Civil Code, relating to corporations.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1231—An act to amend sections 653*d*, 653*i*, 653*o* and 653*e* of the Civil Code, relating to cooperative associations and corporations.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1232—An act to amend section 359 of the Civil Code, relating to the issuance of stock or bonds creating or increasing bonded indebtedness or increasing or diminishing the capital stock of corporations.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1233—An act to amend section 605 of the Civil Code, relating to religious, social, and benevolent corporations.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1235—An act to amend section 362 and section 648*a* of the Civil Code, relating to the amendment of articles of incorporation, and filing thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1300—An act to repeal an act entitled "An act to provide for the periodical inspection of steam boilers, with certain exceptions, operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such boilers; making it a misdemeanor to operate such boilers without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspection and requiring reports of inspections; and prescribing maximum fees for such inspections," approved May 9, 1917.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 209—An act to recognize and declare valid all proceedings in and relative to the organization of Riverdale Irrigation District.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 210—An act to recognize and declare valid all proceedings in and relative to the organization of Laguna Irrigation District.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 660—An act providing for the disposition of exhibits filed with the court in criminal cases.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 116—An act to recognize and declare valid all proceedings in and relative to the organization of Lemoore Irrigation District.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 258—An act repealing sections 1897, 1898, 1900, 1901, and 1902 of the Political Code, relating to the military roll.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 686—An act to amend section 4268 of the Political Code, and to add a new section thereto to be numbered 4268*a*, relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirty-ninth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 4, line 2, of the printed bill, strike out the word "eleven" and insert in lieu thereof the word "fifteen".

Amendment adopted.

AMENDMENTS FROM THE FLOOR.

During second reading of the bill, the following amendments were offered and their adoption moved by Senator Ingram:

AMENDMENT NUMBER ONE.

On page 2, line 46, of the amended printed bill, strike out the figures "1910" and insert in lieu thereof the figures "1920".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 52, of the amended printed bill, strike out the words "three thousand" and insert in lieu thereof the words "two thousand five hundred".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 535—An act to add a new section to be numbered section 19*c* 48 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for

the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 687—An act to add a new section to be numbered section 19½ 39 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 121—An act to legalize bonds heretofore issued and sold, or to be issued and sold, by municipalities where authority for such issuance has already been given by a vote of not less than two-thirds of the electors of such municipality voting upon the question of incurring such indebtedness.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1109—An act to amend section 20 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1336—An act to amend the title of an act entitled "An act to provide for the acquisition by municipalities of land for public park or public playground purposes by condemnation, and for the establishment of assessment districts and the assessment of property

therein to pay the expense of acquiring such land," approved April 22, 1909, as amended, and to add a new section thereto to be numbered 1*a*, providing for the establishment of assessment districts and the assessment of property therein to pay the expenses of improving such land for park or playground purposes.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 895—An act to amend part II, title XI, chapter XII of the Code of Civil Procedure by adding thereto seventeen new sections, to be numbered and designated sections 927 to 927*p*, inclusive, creating a small claims court, prescribing the procedure therein, and prescribing the method of appealing therefrom.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 766—An act to amend section 1414 of the Code of Civil Procedure, relating to bond of special administrator.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 767—An act to repeal sections 1518, 1519, 1527, and 1780 of the Code of Civil Procedure, relating to sales of property of wards or decedents.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 768—An act to amend sections 1517, 1526, 1550, 1551, 1559, and 1598, of the Code of Civil Procedure, relating to the sale and conveyance of the property of decedents.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 765—An act to amend sections 1328 and 1329 of the Code of Civil Procedure, relating to contest of wills.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 865—An act to amend sections 1444, 1476, 1477, and 1478 of the Code of Civil Procedure, relating to appraisements of homesteads and of estates of decedents.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 866—An act to amend section 1592 of the Code of Civil Procedure, relating to investment of moneys of estates.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 79—An act to amend section 1523 of the Code of Civil Procedure, relative to sales of personal property by executors or administrators.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 78—An act to amend section 1619 of the Code of Civil Procedure, relating to fees of attorneys of executors and administrators.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1308—An act to amend section 1348 of the Code of Civil Procedure, relating to corporations and associations acting as executors, administrators and testamentary trustees.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 85—An act to amend section 370 of the Code of Civil Procedure, relating to married women as parties to actions.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 218—An act to amend sections 3091, 3092, 3094, 3149, 3157, 3166, 3172, 3195, 3227, 3249, 3250 and 3266*d* of the Civil Code, relating to negotiable instruments.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 762—An act to amend sections 1388, 1389, 1727, and 1754 of the Code of Civil Procedure, relating to bonds given by executors, administrators, and guardians.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 270—An act to define collection agencies; to provide for the regulation, supervision, bonding and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1205—An act to amend section 339 of the Penal Code, relating to registers to be kept by pawnbrokers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 550—An act to amend section 4269 of the Political Code, relating to salaries of officers of counties of the fortieth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 957—An act to amend section 4241 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twelfth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 7, line 25, of the printed bill, as amended April 13, 1921, strike out the semicolon after the word "dollars" and also strike out the remainder of said line and lines 26, 27, 28, and 29.

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 424—An act to amend section 4264 of the Political Code, relating to the compensation of officers of counties of the thirty-fifth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 689—An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 751—An act to add a new section to be numbered section 19*c* 49 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years;

and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 505—An act to amend section 4260 of the Political Code, relating to the salaries, fees and expenses of officers, their clerks, deputies, stenographers and assistants, in counties of the thirty-first class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the amended printed bill, strike out the words "six hundred" and in lieu thereof insert the words "seven hundred and twenty".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 4, line 2, of the amended printed bill, after the word "compensation" strike out the period and in lieu thereof insert a semicolon, and then insert the following: "*provided*, that commencing upon the expiration of the office of the present incumbent the salary of said treasurer shall be three thousand dollars, and the allowance for such deputy shall cease".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 4, line 30, of the amended printed bill, strike out the word "two" and insert in lieu thereof the word "five".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 5, line 46, of the amended printed bill, strike out the words "nine hundred" and insert in lieu thereof the words "twelve hundred".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 752—An act to amend section 4278 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the forty-ninth class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 874—An act to amend section 23 of an act entitled "An act to provide for work upon streets, avenues, lanes, alleys, courts, places and sidewalks, within municipalities, and upon property and rights of way owned by municipalities and for establishing and changing the grades of such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to the relative priority of special assessment liens.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill after the word "work" insert the words "in and".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 2 of the printed bill, page 1, after the word "work" insert the words "in and".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, line 5, after the word "of" insert the word "any".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, line 12, strike out the word "and" following the comma after the word "warrant" and after the word "Diagram" in the same line insert the words "and assessment".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1 of the printed bill, line 13, after the word "tificate" insert a comma and the words "if any" and a comma, also strike out the "s" in the word "engineers", and following the word "engineers" insert the following words: "of the quantity and character of the work done".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 1 of the printed bill, line 16, add an "s" to the word "lot".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2 of the printed bill, line 7, strike out the word "this" and insert in lieu thereof the word "said".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2 of the printed bill, line 10, strike out the word "of" which follows the word "payment" and insert in lieu thereof the word "to".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the report and amendments of the Free Conference Committee on Senate Bill No. 8.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Clerk.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Eden asked for and was granted unanimous consent to take up Assembly Bill No. 819 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 819—An act to amend section 4239 of the Political Code, relating to the compensation of officers of counties of the tenth class.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Eden moved to refer Assembly Bill No. 819 to Senator Irwin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 25, of the printed bill, as amended April 15, 1921, strike out the word "six" and insert in lieu thereof the word "seven"; also on page 2, line 33, after the semicolon add the following: "one deputy sheriff at a salary of one thousand five hundred dollars per annum;".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 819, with instructions to amend, respectfully reports the same back, amended as per instructions.

IRWIN, Special Committee.

Report read, and on motion of Senator Eden adopted.
Bill ordered to print.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Nelson asked for and was granted unanimous consent to take up Senate Bill No. 980 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 980—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Nelson moved to refer Senate Bill No. 980 to Senator Rigdon, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, as amended in Senate April 18, 1921, strike out the words "sections two, twenty and twenty-five", and insert in lieu thereof the words "section two".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 980, with instructions to amend, respectfully reports the same back, amended as per instructions.

RIGDON, Special Committee.

Report read, and on motion of Senator Nelson adopted.
Bill ordered to print, and re-engrossment.

CONSIDERATION OF DAILY FILE.

SECOND READING OF SENATE BILLS.

Senate Bill No. 28—An act to establish a State hospital for the care, custody and maintenance of inebriates and drug habitues within the State of California, to be known as the California State Hospital for Inebriates and Drug Habitues, and to provide for the government and management thereof, and making an appropriation therefor.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 200—An act creating a cash revolving fund for the use of the State Water Commission in making determinations of water rights as provided by the "Water Commission Act," approved June 16, 1913, making an appropriation therefor.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 396—An act to amend section 475 of the Political Code of the State of California, relating to clerks, phonographic reporter, service agent and stenographers of the Attorney General's office.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 404—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of assistants and deputies in such office.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 261—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 262—An act to amend section 751½ of the Political Code, relating to the salary of the stenographer for the clerk of the Supreme Court.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 403—An act appropriating money for repairs, improvements and equipment at the California Redwood Park.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 979—An act authorizing the payment of the claim of John F. Tyler, trustee for William E. Tucker, Mary A. Blass, John H. Crumrine, Eugene B. Stanley, Charles H. Adams, against the State of California, and making an appropriation therefor.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 828—An act appropriating money to pay the claim of L. J. Maddux.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 607—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Alameda and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco Bay from the city and county of San Francisco to the county of Alameda; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions thereof.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 643—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Marin and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco Bay from the city and county of San Francisco to the county of Marin; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions hereof.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 955—An act to provide for the survey and investigation of the feasibility and cost of irrigating the lands of Shasta Valley in Siskiyou County, California, from the Klamath River and other sources of water in California and Oregon, and to make an appropriation therefor.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 367—An act to amend sections 4, 5, and 6 of an act entitled "An act authorizing municipal corporations to permit other municipal corporations to construct and maintain sewers, water mains, and other conduits therein, also to construct and maintain sewers, water mains, and other conduits for their joint benefit, and at their joint expense, and to make and enter into contracts for said purposes," approved March 22, 1909, as amended.

AMENDMENTS FROM THE FLOOR.

During second reading of the bill, the following amendments were offered and their adoption moved by Senator Eden:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, strike out the word "be" and insert in lieu thereof the word "by".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, lines 11 and 12, of the printed bill, strike out the following: "of the city council, sanitary board or other legislative body".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 49, of the printed bill, strike out the following: "June 11, 1915," and insert in lieu thereof the following: "March 22, 1909, as amended.".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 3, line 11, of the printed bill, strike out the following: "June 11, 1915," and insert in lieu thereof the following: "March 22, 1909, as amended."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 529—An act to validate municipal bonds, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 808—An act to add a new section to the Penal Code to be numbered 114*a*, relating to the falsification of death certificates.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 468—An act to fix and quiet titles to rights of way reserved without limit of time or location.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 9 of the printed bill strike out the word "five" and insert in lieu thereof the word "twenty".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 11 of the printed bill strike out the word "five" and insert in lieu thereof the word "twenty".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 194—An act directing the State Water Commission to make a survey of the water resources of the State of California, including surface and underground waters, and to compile a report thereof, and making an appropriation to defray the expenses of such survey.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, strike out the words "a survey" and insert in lieu thereof the words "such investigations".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 3, of the printed bill, commencing with the word "and" strike out the remainder of line 3 and all of lines 4, 5, 6, 7 and 8, and insert in lieu thereof the following: "as may be necessary for the purposes of securing information needed in connection with applications for appropriations of the waters of the State of California made before said State Water Commission."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 13, of the printed bill, strike out the words "duties imposed upon it by this act" and insert in lieu thereof the following: "purposes of this act".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 64—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 9 of the title of the printed bill, on page 1, strike out the period and insert in lieu thereof a semicolon and the following: "and empowering the State Board of Forestry to receive in the name of the people of the State of California gifts of land and to receive contributions from any source toward the purchase of and the care and maintenance of lands."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out all of line 4 following the word "land", all of lines 5 to 18, both inclusive, and all of page 2, and insert in lieu thereof the following: "in Humboldt and Mendocino counties, south of the township line between townships 1 and 2 south, Humboldt base and meridian, adjacent to the State highway and on the present highway side of the South Fork of the Eel River.

SEC. 2. This sum shall be subject to the control of the State Board of Forestry, which board is hereby empowered to purchase said timber lands, or to proceed by action at law in the superior courts of the State of California to condemn the same, or any portion thereof, in the name of the people of the State of California. The said State Board of Forestry is further empowered to receive in the name of the people of the State of California gifts of timber lands in the State of California or to receive contributions from any source toward the purchase of or the care and maintenance of said lands; *provided*, that nothing herein contained shall be construed to abridge or curtail any existing right of owners of timber lands adjacent to land acquired hereunder to cross said lands and said Board of Forestry shall have the power to grant such necessary rights of way.

SEC. 3. The said State Board of Forestry shall have full power and control over said timber lands when acquired and over the funds provided for the purchase and maintenance of the same, and shall make and enforce all necessary rules and regulations for the care, maintenance and government of the same and for the carrying out of the purpose of this act, and shall be allowed out of the money herein appropriated, all expenses, including the traveling expenses of the members of said board, necessary and requisite to carry out the purpose of this act.

SEC. 4. No payment from the said sum of three hundred thousand dollars shall be made on the purchase price of said lands until an abstract or abstracts of title shall have been furnished to the Attorney General of the State of California, and the said Attorney General shall have examined said abstract or abstracts of title and shall have rendered and delivered to the said State Board of Forestry his opinion, in writing, and certifying that no valid liens or incumbrances exist on said land, and that the title to said lands and the whole thereof is good and valid. It is hereby made the duty of the Attorney General to examine said abstract or abstracts of title and to deliver and render to said Board of Forestry his said opinion in writing. The opinion of the Attorney General, together with said abstract or abstracts of title shall be filed in the office of the Secretary of State."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 23, of the printed bill, strike out all of section 5.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 205—An act to provide for the acceptance of the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States of America, in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise; to empower and direct the board designated as the State Board for Vocational Education to cooperate with the Federal Board for Vocational Education in carrying out the provisions of said federal act; to prescribe its powers and duties in carrying out the provisions of this act; to provide for a plan of cooperation between the State Board for Vocational Education and the Industrial Accident Commission; to provide for the appointment of a custodian of all moneys received by the State from appropriations made by the Congress of the United States and from other sources for the purpose of promoting vocational rehabilitation; to create a vocational rehabilitation fund and making an appropriation therefor.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 3, line 22, strike out the figures "1921" and insert in lieu thereof the figures "1920".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 148—An act to authorize the payment of the claim of John Breuner Company, a corporation, against the State of California, and making an appropriation therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out the words "four hundred nine dollars and fifty" and insert in lieu thereof the words "three hundred seventy-two dollars and ninety-one".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, lines 8 and 9, of the printed bill, strike out the words "four hundred nine dollars and fifty" and insert in lieu thereof the words "three hundred seventy-two dollars and ninety-one".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 515—An act appropriating money to pay the claim of F. H. Conn against the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title, strike out the words "F. H. Conn" and insert in lieu thereof the following: "Tryon & Brain".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the word "eighty" and insert in lieu thereof the word "thirty".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 3, of the printed bill, strike out the word "F. H. Conn" and insert in lieu thereof the following: "Tryon & Brain".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 976—An act to amend sections 3897 and 3898 of the Political Code and to add two new sections thereto, to be numbered 3898*a* and 3898*b*, to provide educational opportunities for veterans and orphans of veterans by promoting the sale of lands purchased by the State for delinquent taxes and making the proceeds of such sales available therefor.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out lines 1 to 9, inclusive, of the title of the printed bill and insert in lieu thereof the following:

"An act to amend section 3898 of the Political Code and to add a new section thereto to be numbered 3897*a*, relating to the sale of lands purchased by the State for delinquent taxes."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out lines 1 to 21, inclusive; also strike out pages 2 to 5 inclusive, and insert in lieu thereof the following:

"SECTION 1. A new section is hereby added to the Political Code to be numbered 3897*a*, and to read as follows:

3897*a*. When, in his opinion, it would be for the best interest of the State to sell any or all parcels of the tax deeded lands of any county, it shall be the duty of the Controller to provide for listing and a classification of any or all such lands and direct the tax collector, with the consent of the board of supervisors, to proceed to arrange for the sale as provided for in the preceding section. The notice shall be given by posting or publication as deemed advisable by the controller. All expenses of the sale are to become a charge against the property to be sold and no redemption can be made under Section 3817 of this code without including also that proportional cost of the sale resting upon the certain lot or parcel to be redeemed.

In any case in which no sale is made, the cost thereof shall be charged and paid out of the receipts from the sale, the State and county to bear each its proportional share to be determined by the ratio the State rate bears to the city or county rate of taxation.

SEC. 2. Section 3898 of said code is hereby amended to read as follows:

3898. 1. The moneys received from such sale shall be distributed as follows: The tax collector shall deduct the penalties, costs and other amounts received as expenses of such sale in such cases as the property so sold shall have been sold for a sum not less than the amount of all taxes levied thereon and all interest, costs, penalties and expenses up to the date of such sale, but where the property so sold shall have been sold for a sum less than said amount, the tax collector shall deduct only the amounts received as expenses attending such sale, and the balance shall be distributed between the State and the county, or city and county, in the proportion that the State rate bears to the county, or city and county, rate of taxation; said tax collector shall pay all amounts into the county treasury, and the treasurer shall account to the State for its portion in the settlement required by section 3865 and section 3866. The State's portion from such sales shall be paid into the State treasury to the credit of the "Tax Land Fund," which fund is hereby created. Any balance remaining unencumbered in such "Tax Land Fund" shall be transferred at the end of each fiscal year to the general fund of the State.

2. On receiving the amount bid, as prescribed in the preceding section, the tax collector must execute a deed to the purchaser, which deed shall be in substance and may be in form as follows:

"This indenture, made the _____ day of _____, 19___, between _____, tax collector of the county of _____, State of California, first party, and _____ of the county of _____, State of _____, second party, witnesseth:

That whereas the real property hereinafter described was duly sold and conveyed to the State of California for the nonpayment of taxes which had been legally levied and which were a lien upon said property under and in accordance with law; and

Whereas in conformity with law the State of California, acting by and through _____, tax collector as aforesaid, did offer said property, hereinafter described, for sale at public auction to the highest bidder, at which sale said second party became the purchaser of the whole thereof for the sum of $_____;

Now, therefore, the said first party in consideration of the premises and in pursuance of the statute in such case made and provided, does hereby grant to the said

second party, his heirs and assigns, that certain real property hereinbefore referred to, and situate in the _____ county of _____, State of California, more particularly described as follows, to wit:

In witness whereof, said first party has hereunto set his hand the day and year first above written.

_____,

Tax collector of the county of _____."

No other matters need be recited in the said deed than those provided for in the above form. No charge shall be made by the tax collector for the making of any such deed, and the acknowledgment of all such deeds shall be taken by the county clerk free of charge. Said deed shall be prima facie evidence of all the facts recited therein and shall operate to convey all of the interest of the State in and to said property.

3. Within ten days after each sale as provided in the preceding section the tax collector shall report to the assessor and recorder, giving the name or names of all persons to whom deeds have been issued under the provisions of this section, together with the dates of such deeds, the amount for which the property was sold, a description of the property conveyed, together with the numbers and dates of the certificates of sale and of the tax deeds by which title to such property so granted was conveyed to the State.

4. The recorder shall note on the margin of each certificate of sale and of each tax deed involved in the sale and transfer of such property, the name of the purchaser, the date of the deed to the purchaser and the consideration named therein. The assessor shall use such report in his determination of the ownership of such property for assessment purposes.

5. (*a*) Whenever in any action at law, it has been or shall be determined by a court that the sale and conveyance provided for in this and the preceding section or in section 3771 of this Code heretofore or hereafter made are void for any reason, and that the purchaser from the State may not be finally awarded the property so purchased, no decree of the court shall be given declaring a forfeiture of the property until the former owner, or other party in interest, shall have repaid to the purchaser the full amount of taxes, penalties and costs paid out and expended by him, to be determined by the court, in pursuit of the State's title to the property so sold. The said purchaser may within one year after such decree becomes final also present a claim against the county, in the manner provided by law, for a refund of the amount paid into the county treasury as the purchase price of such property in excess of the amount for which he may have been reimbursed for taxes, penalties and costs as herein provided, and such excess shall be refunded in accordance with section 3804 of this code.

(*b*) Whenever it shall be determined to the satisfaction of the board of supervisors of the county in which the land is situated that any land belonging to the United States government or to this State, a municipality or other political subdivision of this State has been erroneously sold and conveyed under the provisions of this or the preceding section, or section 3771 of this code, and the said land should not have been so sold, the purchaser at said sale may present a claim against the county in the manner provided by law for a refund of the amount so paid into the county treasury by reason of such sale.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 473—An act appropriating money for investigation, research, and demonstration by the Department of Agriculture of the University of California with regard to deciduous fruits and nuts, including olives and figs.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the rule following the word "of" and insert in lieu thereof the words "fifty-thousand".

Amendment adopted.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendment was offered and its adoption moved by Senator Jones:

AMENDMENT NUMBER ONE.

At the end of the printed bill add the following: "The purposes for which the funds above appropriated shall be available shall include the lease or purchase of land."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 409—An act to amend the State medical practice act, by adding a new section thereto to be numbered 17*a*, relating to the use and application of Roentgen rays, X-rays or radium rays in the examination, diagnosis, or treatment of human beings for diseases, injuries, deformities or any other physical or mental conditions.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out all before the enacting clause and insert in lieu thereof the following:

"An act to amend the State Medical Practice Act, by adding a new section thereto to be numbered 17*a*, relating to the use and application of Roentgen rays, X-rays, radium rays, or other electric modalities in the examination, diagnosis or treatment of human beings for diseases, injuries, deformities, or any other physical or mental conditions."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out all of the bill following the enacting clause and insert in lieu thereof the following:

"SECTION 1. The State Medical Practice Act is hereby amended by adding a new section numbered 17*a* and reading as follows:

SEC. 17*a*. No person other than one holding an unrevoked certificate as provided by law, to treat the sick and afflicted, shall use or apply in any manner Roentgen rays, X-rays, radium rays, or other electric modalities in or upon the bodies of human beings for the treatment of diseases or deformities or any other physical or mental conditions except,

1. Any person holding an unrevoked dentist's certificate as provided by law, may use said Roentgen rays, X-rays, radium rays and other electric modalities in the examination or diagnosis of disease, injuries, or deformities of the teeth or immediate adjacent parts of the body.

2. Radiologists operating X-ray laboratories may use the Roentgen rays and X-rays, in the making of radiographs, skiagraphs, or for fluroscopic purposes for diagnostic purposes only.

3. Technicians may use the Roentgen rays and X-rays under the supervision of the doctor dentist or radiologist licensed to practice Roentgen rays and X-rays.

Any person who has been operating an X-ray laboratory taking radiographs or skiagraphs of the anatomy of human beings for a period of two years immediately prior to the passage of this act may continue said radiographic work and shall, provided such certificate shall be applied for within ninety days after the effective date of this act, without examination, be issued a certificate by the Board of Medical Examiners to be known as radiologist's certificate, but such person shall not, unless he hold an unrevoked certificate as provided by law to treat the sick and afflicted, diagnose or treat any disease.

Any person who has been engaged in the work of taking radiographs or skiagraphs in a doctor's or dentist's office or X-ray laboratory for a period of one year immediately prior to the effective date of this act, shall be issued by the State Board of Medical Examiners a certificate to be known as technician's certificate; *provided*, such certificate shall be applied for within ninety days after the effective date of this act.

Any person, other than one holding an unrevoked certificate as provided by law to treat the sick and afflicted or an unrevoked dentist's certificate as provided by law, not now engaged in the practices of Roentgen rays, X-rays or radium rays or other electric modalities for examination, diagnosis, or treatment in or upon the bodies of human beings desiring so to practice must qualify for examination by submission of satisfactory proof of four years' high school course in an accredited high school or any preparatory school recognized by the University of California as an accredited school and that he has one hundred hours' training in ostheology, sixty hours in physiology, attendance on five complete autopsies, sixty four hours' training in Roentgenology and five hours' training in topographical anatomy on either the live or dead subject and the study of ostheology, including the study of the human skeleton itself, in addition to the text of any book on anatomy and after submitting to a written examination, at the end of such course, conducted under the direction of the State Board of Medical Examiners and securing an average of seventy-five per cent in each subject taught, except in the matter of autopsies, shall be issued a license by the State Board of Medical Examiners to practice and use Roentgen rays and X-rays, for examination or treating in or upon the bodies of human beings.

A radiologist operating X-rays, Roentgen rays or radium rays or other electric modalities, unless such radiologist holds an unrevoked license as provided by law to treat the sick and afflicted or an unrevoked dentist's certificate as provided by law, shall not make a diagnosis of the patient or subject on whom he operates; *provided, however*, that when a picture or plate is made of a subject or patient sent to such radiologist by a person holding an unrevoked certificate as provided by law to treat the sick and afflicted or an unrevoked dentist's certificate as provided by law may, at the request of such person who sent him the patient, communicate to him what such plate or picture shows.

Every person taking the examination herein provided for shall pay to the State Board of Medical Examiners the sum of ten dollars, and every person to whom a license is issued as radiologist or technician shall pay the sum of ten dollars for the issuance of said license to said Board of Medical Examiners. This act shall take effect upon the first day of January, 1922."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 527—An act to add a new section to the Political Code, to be numbered section 1618*b*, relating to the reciprocal notification of cases of communicable disease by school authorities and local health officers.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 358—An act to enable corporations to provide for the representation of their employees on the board of directors.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 983—An act to enable municipal corporations to sell, lease, or otherwise transfer the control or management of waterworks or parts thereof belonging to such municipality to municipal water districts.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 675—An act to add a new section to the Political Code, to be numbered 4131*a*, relating to the recording of instruments in the offices of county recorders.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

Strike out all of lines 4 to 8, both inclusive, of the printed bill and insert in lieu thereof the following:

"4131*a*. When an instrument intended for record is executed or certified in whole or in part in any other language than the English language, recorders are not

required to accept such instrument for record. *Provided, however*, that a translation in English of an instrument executed or certified in whole or in part in any other language than the English language may be presented to the judge of a court of record, and upon verification that such translation is a true translation such judge shall duly make certification of such fact under seal of the court, and shall attach such certification to such translation, and shall also attach such certified translation to the original instrument. For such verification and certification a fee of fifty cents shall be paid for each folio contained in such translation. Such attached original instrument and certified translation may be presented to the recorder, and upon payment of the usual fees the recorder shall accept and permanently file the same and shall also record the certified translation. The recording of such certified translation shall give notice and be of same effect as the recording of an original instrument. Certified copies of said recorded translation may be recorded in other counties, with like effect as the recording of the original translation."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 953—An act to add a new section to the Code of Civil Procedure, to be numbered 1203*b*, relating to liens upon crops.

Bill read second time, ordered engrossed, and on file for third reading.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 273—An act authorizing any county, city, city and county, town, district or political subdivision organized under the laws of this State to include, as part of a proposed bond issue, a sum for use in paying the principal and interest of such bonds;

Also: Assembly Bill No. 694—An act to amend section 3897 of the Political Code, relating to the sale of property for delinquent taxes;

Also: Assembly Bill No. 714—An act authorizing any county, city and county, city, town, district or political subdivision organized under the laws of this State to sell any unsold bonds thereof at a price netting the purchaser not more than six per cent per annum, payable semiannually;

Also: Assembly Bill No. 988—An act to amend section 3773 of the Political Code, relating to land sold for taxes;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—13; committee vote: Ayes—10; absent—3. Same vote on all bills.

KING, Chairman.

Assembly Bills Nos. 273, 694, 714 and 988 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Commitee on Revenue and Taxation, to which was referred Assembly Bill No. 156—An act to amend sections 1 and 2 of an act entitled "An act to provide for the formation of special municipal tax districts within municipalities for the acquisition, construction or operation of public improvements, works or utilities of local necessity or convenience, or for the furnishing of special local service; and for the acquisition, construction or operation of such improvements, works or utilities, or the furnishing of such service by or for such districts," approved May 16, 1919—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—10; absent—3.

KING, Chairman.

Assembly Bill No. 156 ordered on file for second reading.

ON LABOR AND CAPITAL.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Labor and Capital, to which was referred Senate Bill No. 727—An act to amend section 7 of an act entitled "An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended May 27, 1915, regulating licenses of employment agencies—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—6; absent—5.

FLAHERTY, Chairman.

Senate Bill No. 727 ordered to second reading.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 727—An act to amend section 7 of an act entitled "An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended May 27, 1915, regulating licenses of employment agencies.

Bill read second time, ordered engrossed, and on file for third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 815 passed by the following vote:

AYES—Senators Allen, Anderson, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Rigdon, Rominger, Scott, Shearer, Slater, and Yonkin—27.

NOES—Senators King, Nelson, Purkitt, and Sample—4.

Title read and approved.

Bill ordered transmitted to the Assembly.

MOTION.

The hour of twelve o'clock noon, heretofore set for the consideration of Senate Bill No. 895 and pending amendments, having arrived, on motion of Senator Carr, W. J., further consideration was continued until two o'clock p.m. of this day.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 440—An act to amend section 10 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended.

Bill read third time.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Breed moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—36.

The Secretary announced the absentees.

Time, twelve o'clock and ten minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Jones, Senate Bill No. 953 was ordered re-referred to Committee on Judiciary.

RE-REFERENCE OF ASSEMBLY BILL.

On motion of Senator Jones, Assembly Bill No. 1205 was ordered re-referred to Committee on Judiciary.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Purkitt:

Resolved, That Senate bills Nos. 580, 581, 582, 583, 584, 638, and 719 be withdrawn from Judiciary Committee and immediately placed on file.

Resolution read.

MOTION.

Senator Inman moved that the resolution offered by Senator Purkitt be laid on the table.

Motion seconded.

The question being on the motion.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Inman, Otis, and Flaherty.

The roll was called, and the motion to lay Senator Purkitt's resolution on the table carried by the following vote:

AYES—Senators Allen, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Rush, Slater, and Yonkin—21.

NOES—Senators Breed, Chamberlin, Duncan, Gates, Irwin, King, McDonald, Purkitt, Sample, Scott, and Shearer—11.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., on motion of Senator Breed, the hour of recess was extended until twelve o'clock and forty-five minutes p.m.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At twelve o'clock and thirty-five minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Breed.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 440 finally passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Chamberlin, Crowley, Eden, Flaherty, Gates, Hart, Ingram, Inman, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rominger, Sample, Scott, and Yonkin—22.

NOES—Senators Allen, Anderson, Carr, W. J., Dennett, Duncan, Godsil, Harris, Irwin, Jones, Nelson, Rigdon, Rush, Shearer, and Slater—14.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Inman gave notice that on the next legislative day he would move to reconsider the vote by which Senate Bill No. 440 was passed.

MOTION.

On motion of Senator Crowley, Senate Bill No. 28 was ordered to unfinished business.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Crowley:

WHEREAS, The present method of handling the narcotic drug addicts of this State has failed to effect any great number of cures, owing to the fact that the period of confinement is not of long enough duration; and

WHEREAS, It is desirable that the Senate of the State of California obtain intelligent information upon this subject in order that proper legislation can be proposed; now, therefore, be it

Resolved, That the Senate respectfully requests the Governor to designate one member of the Board of Pharmacy, one member of the Board of Health, one member of the Lunacy Commission, one member of the State Board of Control and one representative from the Engineering Department to act as a committee to investigate and report to the next Legislature a plan for the proper treatment and care of narcotic drug addicts, and that such committee be instructed to embody in their report their recommendations upon the establishment of a hospital for narcotic drug addicts, its cost and location and the approximate number of addicts to be handled therein.

Resolution read, and on motion of Senator Crowley adopted.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Jones asked for and was granted unanimous consent to take up Senate Bill No. 153 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 153—An act to establish standards for grain, providing for grading and inspection, defining the powers and duties of the Director of Agriculture in respect thereto, prescribing penalties for violation of the provisions hereof and making an appropriation to carry out the provisions of this act.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 153 to Senator Dennett, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 5, commencing with line 7, of the printed bill as amended April 15, 1921, strike out the remainder of said bill.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 153, with instructions to amend, respectfully reports the same back, amended as per instructions.

DENNETT, Special Committee.

Report read, and on motion of Senator Jones adopted.
Bill ordered to print, and re-engrossment.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*b*, embracing sections 361 to 361*c*, both inclusive, relating to a Department of Agriculture—and reports that the same has been correctly re-engrossed.

CHAMBERLIN, Acting Chairman.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 776—An act to amend section 4245 of the Political Code relating to compensation of officers in counties of the sixteenth class;

Also: Assembly Bill No. 880—An act to amend section 4253 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-fourth class;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—11; committee vote: Ayes—6; absent—5. Same vote on both bills.

DUNCAN, Chairman.

Assembly Bills Nos. 776 and 880 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 978—An act to amend section 4246 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the seventeenth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—6; absent—5.

DUNCAN, Chairman.

Assembly Bill No. 978 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 991—An act to amend the title and to amend sections 8, 9, 11, 12, 15, 18, and 23 and to repeal sections 13, 14, 16, 16*a*, 16*b*, 16*c*, 17, 19, 21, 22, 25 and 27 of an act entitled "An act to establish a school for the discipline, education, employment, reformation and protection of juvenile delinquents in the State of California, to be known as 'The Whittier State School,'" approved March 11, 1889, as amended, and to add new sections thereto to be numbered 7*a*, 20*a* and 32;

Also: Assembly Bill No. 705—An act to amend sections 1, 3*a*, 3*b*, 3*c* and 3*d* and 4, of an act entitled "An act to enforce the educational rights of children and providing penalties for the violation of this act," approved March 29, 1903, as amended;

Also: Assembly Bill No. 709—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein;

Also: Assembly Bill No. 847—An act to amend section 1751 of the Political Code, relating to qualifications for admittance to California high schools;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—15; committee vote: Ayes—8; absent—7. Same vote on all bills.

HARRIS, Chairman.

Assembly Bills Nos. 991, 705, 709 and 847 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 573—An act to add a new section to the Political Code, to be numbered section 1617*c*, relating to contracts between elementary school districts for the education of children;

Also: Assembly Bill No. 869—An act to amend section 1887 of the Political Code, relating to redemption of school bonds and to repeal an act entitled "An act to provide for the disposal of moneys remaining in the building fund of any school district, after all bonds and indebtedness shall have been paid and liquidated, arising from the construction of school buildings," approved March 13, 1883;

Also: Assembly Bill No. 769—An act to provide for the organization and supervision of course in fire prevention in the elementary, secondary and normal schools of the State;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—8; absent—7. Same vote on all bills.

HARRIS, Chairman.

Assembly Bills Nos. 573, 869 and 769 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 591—An act to amend section 1713 of the Political Code of the State of California, relating to school district libraries—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—7; noes—1; absent—7.

HARRIS, Chairman.

Assembly Bill No. 591 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 221—An act to amend section 1577 of the Political Code, relating to the formation of new school districts, the change of boundaries of school districts, and providing for the education of children and their transportation to the public schools;

Also: Assembly Bill No. 491—An act to provide for the establishment of classes for training in citizenship for applicants who have filed their declarations of intentions to become citizens of the United States and for other persons describing such instruction;

Also: Assembly Bill No. 421—An act to amend section 1591*a* of the Political Code, relating to union and joint union school districts;

Also: Assembly Bill No. 574—An act to amend section 1662 of the Political Code, relating to elementary schools;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—8; absent—7. Same vote on all bills.

HARRIS, Chairman.

Assembly Bills Nos. 221, 491, 421 and 574 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 772—An act to amend section 1733*a* of the Political Code, relating to high school districts;

Also: Assembly Bill No. 335—An act to amend section 1741 of the Political Code, relating to powers and duties of high school boards;

Also: Assembly Bill No. 426—An act to amend section 10 of the Political Code, to provide for the closing of the public schools on the first Monday in September for the proper observance of Labor Day and providing penalties for the violation hereof;

Also: Assembly Bill No. 173—An act to amend section 1599 of the Political Code, relating to school elections;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—8; absent—7. Same vote on all bills.

HARRIS, Chairman.

Assembly Bills Nos. 772, 335, 426 and 173 ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Constitutional Amendment No. 36—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article IV a new section to be numbered 25*a*, relative to special laws—has had the same under consideration, and respectfully reports the same back, and recommends that same be adopted.

Committee membership—9; committee vote: Ayes—5; absent—4.

SAMPLE, Chairman.

Senate Constitutional Amendment No. 36 ordered to engrossment, and on file.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 90—An act to provide for retirement of employees of the State of California on account of permanent physical or mental disability after twenty-five years of continuous service, and for retirement after twenty-one years of continuous service of employees who may then be more than seventy years of age, with one-half pay thereafter during life; to provide means and methods for the filling of vacancies caused by such retirement, and making an appropriation to carry out the provisions hereof—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—17; committee vote: Ayes—12. Same vote on both bills.

GATES, Chairman.

Senate Bill No. 90 ordered to second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 577—An act to amend section 2982 of the Political Code, relating to the powers and duties of the State Board of Health, and the officers and employees thereof;

Also: Senate Bill No. 578—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the officers of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, amended May 18, 1917, by amending section 1 thereof relating to the Bureau of Vital Statistics;

Also: Senate Bill No. 913—An act to authorize and empower the board of directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State;

Also: Senate Bill No. 823—An act to authorize and empower the board of directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State;

Also: Senate Bill No. 545—An act to amend section 2207*f* of the Political Code, relating to the Industrial Home of Mechanical Trades for the Adult Blind;

Also: Senate Bill No. 984—An act to amend section 261 of the Political Code, relating to duties of officers at the close of each session of the Legislature;

Also: Senate Bill No. 20—An act to add a new section to the Political Code to be numbered 737*d*, relating to the salaries of superior court judges in and for the county of San Diego;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—12; absent—5. Same vote on all bills.

GATES, Chairman.

Senate Bills Nos. 578, 913, 823, 545, 984 and 20 ordered to second reading.

Senate Bill No. 577 ordered on file for third reading.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 90—An act to provide for retirement of employees of the State of California on account of permanent physical or mental disability after twenty-five years of continuous service, and for retirement after twenty-one years of continuous service of employees who may then be more than seventy years of age, with one-half pay thereafter during life; to provide means and methods for the payment of retired salaries, and for the filling of vacancies caused by such retirements, and making an appropriation to carry out the provisions hereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Amend the title to read as follows:
"An act to provide for retirement of employees of the State of California on account of permanent physical or mental disability after twenty-five years of continuous service, and for retirement after twenty-five years of continuous service of employees who may then be more than seventy years of age, with one-half pay thereafter during life; to provide means and methods for the payment of retired salaries, and for the filling of vacancies caused by such retirements, and creating a Board of Retirement regarding the same."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, lines 7 and 8, of the printed bill, strike out the word "Governor" and insert in lieu thereof the words "Board of Retirement".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 12, of the printed bill, strike out the word "Governor" and insert in lieu thereof the words "Board of Retirement".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 15, of the printed bill, strike out the word "twenty-one" and insert in lieu thereof the word "twenty-five".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, line 18, of the printed bill, strike out the word "Governor" and insert in lieu thereof the words "Board of Retirement".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 1, line 22, of the printed bill, strike out the word "Governor" and insert in lieu thereof the words "Board of Retirement".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 5, of the printed bill, strike out the word "Governor" and insert in lieu thereof the words "Board of Retirement".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 8, of the printed bill, strike out the word "twenty-one" and insert in lieu thereof the word "twenty-five".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2, line 13, of the printed bill, strike out the word "Governor" and insert in lieu thereof the words "Board of Retirement".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 2, lines 24 and 25, of the printed bill, strike out the words "one thousand two" and insert in lieu thereof the word "nine".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 3, lines 4 and 5, of the printed bill, after the letter "(a)", strike out the whole of the subdivision and insert in lieu thereof the following:

"One per cent of the salary of State employees that come under this act, the same to be deducted from their salary at the time of payment, said payment to commence on the first day of the first calendar month succeeding the approval of this act."

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 3 of the printed bill, strike out the whole of subdivision (b) section 8 and insert in lieu thereof the following:

"(b) Legislative appropriations from time to time to carry into effect the purposes of this act."

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 3, of the printed bill, strike out the whole of section 9 and insert in lieu thereof the following:

"SEC. 9. Pensions, or benefits, provided in this act shall not become effective or payable until January 1, 1922."

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 3, line 35, of the printed bill, after the period insert a new section to read as follows:

"SEC. 12. In case of the death of any officer or employee while engaged in service, who has contributed to said fund for a period exceeding one year, and any person so entitled who shall lose his, or her, position by reduction of staff, or by reason of any change not of his, or her, act, fault, or misconduct, and who shall have paid to said fund the amounts due for a period exceeding one year, shall have repaid to him, or her, out of said fund, the amounts so paid, without probate, to his heirs at law, and, in such cases, the said amounts are held in trust for said purposes."

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 3, line 36, of the printed bill, strike out the figures "12" and insert in lieu thereof the figures "13".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 3, line 37, of the printed bill, strike out the word "Governor" and insert in lieu thereof the words "Board of Retirement".

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 3, lines 43 and 44, of the printed bill, strike out the words "State Controller, with the approval of the Governor," and insert in lieu thereof the words "Board of Retirement".

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 3, line 47, of the printed bill, after the period insert the following new sections:

"SEC. 14. A Board of Retirement, consisting of the Controller of the State, chairman of the State Board of Control and the president of the State Civil Service Commission with the powers and duties hereinafter set forth is hereby created and established.

SEC. 15. Immediately upon the approval of this act said board shall meet in said Controller's office and elect a chairman from among its members and a secretary, either from its own members or some one serving in one of the departments mentioned in section 1 of this act, and the members of said board shall not receive pay for any service as such.

SEC. 16. A quorum shall consist of two of the members of said board, and said board shall meet quarterly at some time and place fixed by its rules and regulations, and shall hold such meetings as may be called by said chairman or by any two of its members."

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 3, line 48, of the printed bill, strike out the figures "13" and insert in lieu thereof the figures "17".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 578—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths; and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the officers of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, amended May 18, 1917, by amending section 1 thereof relating to the Bureau of Vital Statistics.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 913—An act to authorize and empower the board of directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 823—An act to authorize and empower the board of directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 545—An act to amend section 2207*f* of the Political Code, relating to the Industrial Home of Mechanical Trades for the Adult Blind.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 984—An act to amend section 261 of the Political Code, relating to duties of officers at the close of each session of the Legislature.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 20—An act to add a new section to the Political Code to be numbered 737*d*, relating to the salaries of superior court judges in and for the county of San Diego.

Bill read second time, ordered engrossed, and on file for third reading.

RECESS.

At twelve o'clock and forty-five minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF SPECIAL ORDER.

The hour of two o'clock p.m., heretofore set for the consideration of Senate Bill No. 895, and pending amendments, having arrived, the same was taken up for consideration.

Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*b*, embracing sections 361 to 361*e*, both inclusive, relating to a Department of Agriculture.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Ingram moved to refer Senate Bill No. 895 to Senator Johnson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

Amend title to read as follows:

"An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*b*, embracing sections 361 to 361*d*, both inclusive, relating to a Department of Agriculture".

AMENDMENT NUMBER TWO.

Amend by striking out on page 2, line 11, of the bill as amended April 20, 1921, the word "six", and insert the word "five".

AMENDMENT NUMBER THREE.

Amend by striking out on said page 2, line 13, "the Division of For-" and the letters "estry" on line 14 of page 2.

AMENDMENT NUMBER FOUR.

Amend line 28 on said page 2, by inserting a period instead of a semicolon after the word "dollars". Strike out the balance of the paragraph.

AMENDMENT NUMBER FIVE.

On said page 2, lines 34 to 40, amend by striking out all of paragraph.

AMENDMENT NUMBER SIX.

In line 41, on said page 2, amend by striking out the letter "c" after the figures "361", and inserting in lieu thereof the letter "*b*".

AMENDMENT NUMBER SEVEN.

In line 49, of said page 2, of the printed bill strike out the words "State Forester, State Board of Forestry,".

AMENDMENT NUMBER EIGHT.

On page 3, line 26 of the printed bill strike out the letter "*d*" after the figures "361" and insert in lieu thereof the letter "*c*".

AMENDMENT NUMBER NINE.

On page 4, line 4, of the printed bill, strike out the letter "*e*" after the figures "361" and insert in lieu thereof the letter "*d*".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 895, with instructions to amend, respectfully reports the same back, amended as per instructions.

JOHNSON, Special Committee.

Report read, and on motion of Senator Ingram adopted.

Bill ordered to print, and re-engrossment.

SPECIAL ORDER SET.

On motion of Senator Carr, W. J., Senate Bill No. 895 was set as a special order for ten o'clock and thirty minutes a.m., Friday, April 22, 1921.

SPECIAL ORDER SET.

On motion of Senator Jones, Assembly Bill No. 849 was set as a special order for two o'clock and thirty minutes p.m., Monday, April 25, 1921.

MOTION.

On motion of Senator Otis, Senator Anderson was granted leave of absence for Friday, April 22, 1921.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 295—An act to require employers to keep records of the working hours and wages of women and minors in certain cases; providing for the inspection of such records by certain authorities, their deputies and agents; and providing penalties for the violation thereof.

On motion of Senator McDonald, Senate Bill No. 295 was passed on file.

Senate Bill No. 65—An act limiting the hours of labor of females employed as personal or domestic servants and providing a penalty for failure, neglect or refusal of the employer to comply with the provisions of this act and for permitting or suffering any overseer, superintendent, foreman, housekeeper, or any other agent of any such employer to violate the provisions of this act.

Bill read third time.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator McDonald moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—32.

The Secretary announced the absentees.

Time, three o'clock p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

Senate Bill No. 487—An act to add a new section to the Political Code, to be numbered 3493*a*, providing for the recall of trustees of reclamation districts.

In the absence of the author, Senate Bill No. 487 was passed on file.

Senate Bill No. 962—An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act.

On motion of Senator Arbuckle, Senate Bill No. 962 was passed on file.

Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of the State by adding a new article thereto, to be numbered XXIV, establishing a State Athletic Commission and regulating boxing and sparring in the State.

On motion of Senator Scott, Senate Constitutional Amendment No. 33 was passed on file.

Senate Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 1 of article IV, relating to initiative and referendum.

On motion of Senator Burnett, Senate Constitutional Amendment No. 26 was passed on file.

Senate Bill No. 341—An act directing the Commission of Immigration and Housing to investigate and propose legislation for the acquisition and building of homes for workingmen, with the financial assistance of the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 341 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 414—An act to amend section 602*b* of the Political Code, relating to a classification of risks, premium rates and schedule ratings for insurance carriers insuring employers or employees under Workmen's Compensation, Insurance and Safety Act, chapter 176, laws of 1913; to permit the issuance of compensation participating policies and requiring annual reports to the State Insurance Commissioner; authorizing the State Insurance Commissioner to enforce the provisions of this act and providing penalties for its violation.

On motion of Senator Carr, W. J., Senate Bill No. 414 was passed on file.

Senate Bill No. 495—An act making it the duty of steam railroad companies operating in whole or in part within the State of California to provide first medical aid to injured passengers, employees or other persons; requiring employees in charge of trains and engines to report after the use of the medical supplies furnished under this act; and providing penalties for its violation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 495 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Rominger, Rush, Sample, Scott, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 401—An act to amend sections 10 and 11 of the State Medical Practice Act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 401 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, McDonald, Nelson, Osborne, Rominger, Rush, Scott, Shearer, and Slater—28.

NOES—Senator Sample—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Constitutional Amendment No. 35—Relative to taxation—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Concurrent Resolution No. 29—Approving a certain amendment to the charter of the city of San Jose, county of Santa Clara, State of California, voted

for and ratified by the electors of said city of San Jose at a special municipal election held therein on the twelfth day of April, 1921—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 159—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of witnesses and grand and trial jurors in such counties;

Also: Senate Bill No. 550—An act appropriating money for the support of the California Historical Survey Commission during the seventy-third and seventy-fourth fiscal years, and abolishing said commission and transferring its duties and powers after said years;

Also: Senate Bill No. 946—An act to add one new section, to be numbered 1617c, to the Political Code, providing for the cooperative purchase of staple apparatus and supplies by trustees of common school districts, high school boards and boards of education of city school districts through the county purchasing agent or the office of the county superintendent of schools;

Also: Senate Bill No. 711—An act to amend sections 5, 6, 9 and 14 of the act entitled, "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended;

Also: Senate Bill No. 356—An act appropriating money for the support of the Scripps Institution for Biological Research of the University of California;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 854—An act to amend section 170 of the Code of Civil Procedure, relating to disqualification of judges;

Also: Senate Bill No. 978—An act to recognize and declare valid Reclamation District No. 1618, in the county of Kings, State of California;

Also: Senate Bill No. 301—An act to protect bear and forbidding the use of certain steel traps;

Also: Senate Bill No. 837—An act to amend sections 1763 and 1801 of the Code of Civil Procedure, relating to the appointment of guardians of insane and incompetent persons;

Also: Senate Bill No. 155—An act to provide for the organization and government of public cemetery districts;

Also: Senate Bill No. 981—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California;

Also: Senate Bill No. 982—An act making an appropriation for the support, maintenance and equipment of the University of California;

Also: Senate Bill No. 943—An act to amend section 718 of the Political Code and to repeal section 719 of said code, relating to the employees of the Superintendent of Capitol Building and Grounds;

Also: Senate Bill No. 416—An act appropriating money for repairs, improvements and equipment for the California Polytechnic School at San Luis Obispo;

Also: Senate Bill No. 107—An act appropriating money to pay the claim of the county of Sacramento against the State of California;

Also: Senate Bill No. 293—An act to amend section 739 of the Political Code, relating to salaries of officers of Supreme Court;

Also: Senate Bill No. 222—An act to provide for the establishment and maintenance of a division of dental hygiene for children under the direction of the State Board of Health; defining its powers and duties; and making an appropriation therefor;

Also: Senate Bill No. 338—An act to make an appropriation to carry out the provisions of "An act to establish a Nautical School at the port of San Francisco, to provide for the conduct and maintenance thereof, to make an appropriation therefor, and to authorize the Governor to request and to receive aid from the United

States in compliance with the provisions of an act of Congress, approved March 4, 1911," approved May 14, 1917;

Also: Senate Bill No. 268—An act providing for the control and destruction of predatory wild animals, making an appropriation therefor, and repealing acts authorizing the payment of bounties on such animals;

Also: Senate Bill No. 706—An act authorizing and instructing the State Controller and the State Treasurer to accept from the directors of the Sixth District Agricultural Association as full satisfaction and in complete compliance with the terms of that certain act entitled "An act to appropriate money to be used as a revolving fund by the Sixth District Agricultural Association for the purpose of creating, installing and maintaining special expositions at Exposition Park, Los Angeles," approved June 1, 1917, the sum of eleven thousand four hundred thirteen dollars and ninety-four cents, in cash already deposited in the State treasury, and the inventory of permanent improvements made upon the State's property at Exposition Park, Los Angeles, from funds of the revolving fund provided in the above mentioned act;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 953—An act to add a new section to the Code of Civil Procedure to be numbered 1203*b*, relating to liens upon crops—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 939—An act to amend sections 2, 3, 4, 8, 11, 13 and 15 of an act entitled "An act defining mattresses; regulating the making, remaking and sale thereof; prohibiting the use of insanitary and unhealthy materials therein; requiring that materials used shall be accurately described and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 939 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 368—An act to amend an act entitled "An act providing for the improvement, development, or protection of any harbor, bay, inlet, or other arm of the sea existing within any county of this State, providing for the appointment of a harbor commission by the board of supervisors of any such county to have charge and control of the improvement, development, or protection thereof, and the voting, issuance and sale of the bonds of such county to pay the cost thereof," by amending section 2 thereof, and adding three new sections, to be numbered sections 13, 14, and 15.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 368 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Scott, Sharkey, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 374—An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 374 passed by the following vote:

AYES—Senators Arbuckle, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, McDonald, Osborne, Otis, Rigdon, Rominger, Scott, Sharkey, and Slater—21.
NOES—Senators Dennett, Inman, and Purkitt—3.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 946—An act to add one new section, to be numbered 1617*c*, to the Political Code, providing for the cooperative purchase of staple apparatus and supplies by trustees of common school districts, high school boards and boards of education of city school districts through the county purchasing agent or the office of the county superintendent of schools.

In the absence of the author, Senate Bill No. 946 was passed on file.

Senate Joint Resolution No. 22—Relative to H. R. Bill No. 15854, establishing the grade of lieutenant general in the armies of the United States.

Resolution read.
The question being on the adoption of the resolution.
The roll was called, and Senate Joint Resolution No. 22 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Carr, W. J., Chamberlin, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, Jones, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—26.
NOES—None.

Title read and approved.
Senate Joint Resolution No. 22 ordered transmitted to the Assembly.

Senate Bill No. 434—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather rivers of the State of California, by controlling the floods, removing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1910, and transmitted to the Speaker of the House of Representatives of the United States by the Secretary

of War on June 27, 1911, and printed in House of Representatives Document No. 81 of the first session of the Sixty-second United States Congress, as modified by the report of said commission submitted February 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee Document No. 5, Sixty-third United States Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs; and making an appropriation for such work; and providing for the continuance of such work as provided by section 2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 434 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Carr, F. M., Crowley, Duncan, Flaherty, Gates, Godsil, Ingram, Inman, Johnson, Jones, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—24.

NOES—Senators Dennett, Harris, and King—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 711—An act to amend sections 5, 6, 9 and 14 of the act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act." approved June 2, 1913, as amended.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 711 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 936—An act to add a new section to be known as 9*a* 19 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled "An act to provide county library systems," approved April 12, 1909, and all acts and parts of acts in conflict with

this act, approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 936 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Irwin, Johnson, McDonald, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR CHAMBERLIN IN THE CHAIR.

At three o'clock and fifty minutes p.m., Senator Chamberlin of the Thirty-first District was called to the chair.

Senate Bill No. 857—An act directing the State Board of Equalization to gather and report to the Legislature certain data relative to property values in this State; requiring persons or corporations taxed under section 14 of article XIII of the constitution to submit certain data on values to the State Board of Equalization and defining the use to which such data may be placed.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 857 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, Osborne, Otis, Purkitt, Rush, Sample, Scott, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 541—An act to amend an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, by amending sections 30*b*, 32, 47, and 61 thereof, and to add a new section to said act to be numbered 109*a*, relating to the names of irrigation districts and to changing the names thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 541 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 342—An act appropriating money for the support of extension courses by the University of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 342 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 354—An act appropriating money for the support of teacher training courses at the Southern Branch of the University of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 354 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 356—An act appropriating money for the support of the Scripps Institution for Biological Research of the University of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 356 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Irwin, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 411—An act to assist in providing hospital service and treatment for legal residents of the State afflicted with maladies or deformities which can probably be remedied, and who are unable to pay for such service and treatment, and making an appropriation to carry out the purposes hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 411 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Chamberlin, Crowley, Flaherty, Gates, Godsil, Inman, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—22.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 467—An act appropriating money for the construction and equipment of University Farm buildings outside of Berkeley.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 467 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Slater, and Yonkin—25.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 550—An act appropriating money for the support of the California Historical Commission during the seventy-third and seventy-fourth fiscal years, and abolishing said commission and transferring its duties and powers after said years.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 550 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Flaherty, Gates, Godsil, Ingram, Inman, Irwin, Johnson, King, McDonald, Osborne, Otis, Purkitt, Rominger, Rush, Scott, Slater, and Yonkin—25.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 852—An act to amend section 1559 of the Code of Civil Procedure, relating to estates of deceased persons.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 852 passed by the following vote:

AYES—Senators Allen, Arbuckle, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, King, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Scott, Slater, and Yonkin—25.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 109—An act to repeal an act entitled "An act to repeal an act entitled 'An act regulating the sale of mineral lands belonging to the State,' approved March 28, 1874, and the acts amend-

atory thereof, and to provide for the sale of mineral lands under United States laws," approved April 1, 1897.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 109 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rush, Sample, Scott, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 901—An act to amend sections 12, 14 and 21 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a Reclamation Board and defining its powers," approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, said new amendments relating to the dispositon of lands and property no longer needed for flood control works, to the collections of assessments, to the conducting of delinquent sales, and to maintenance and operation of flood control works and structures by the State Department of Engineering.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 901 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Jones, King, McDonald, Nelson, Osborne, Rominger, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SPECIAL ORDER SET.

On motion of Senator Crowley, Senate Bill No. 92 was set as a special order for eleven o'clock a.m., Friday, April 22, 1921.

Senate Bill No. 159—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of witnesses and grand and trial jurors in such counties.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 159 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 765—An act to amend section 11 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913.

In the absence of the author, Senate Bill No. 765 was passed on file.

Senate Bill No. 331—An act to amend section 4263 and to repeal section 4263*a* of the Political Code, relating to the compensation of officers of counties of the thirty-fourth class.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 331 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—32.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Duncan, Senate Bill No. 632 was ordered withdrawn from the file, and re-referred to Committee on County Government.

Senate Bill No. 294—An act to require the furnishing of lockers and dressing rooms in certain hotels, restaurants, factories, workshops or other places of employment; and providing penalties for the violation thereof.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 294 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—33.
NOES—Senator Burnett—1.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 55—An act appropriating money to provide for the widening, grading, paving, curbing, guttering and drainage of that portion of Oxford street, Berkeley, California, fronting upon property of the University of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 55 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At four o'clock and forty-five minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator McDonald.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 65 finally passed by the following vote:

AYES—Senators Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Jones, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scoft, Sharkey, and Slater—21.

NOES—Senators Allen, Arbuckle, Breed, Burnett, Carr, W. J., Chamberlin, Duncan, Gates, Hart, Irwin, Johnson, King, Nelson, Rominger, Shearer, and Yonkin—16.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 113—An act making an appropriation to pay the claim of Miller and Lux Incorporated, against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 113 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 134—An act to amend an act entitled "An act creating a revolving fund for the purchase of ballot paper, prescribing its use and appropriating money therefor," approved June 7, 1913.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 134 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—32.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 165—An act appropriating money for premiums at fairs held by the Twenty-fifth Agricultural District Association.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 165 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 219—An act to amend section 1 of an act entitled "An act to fix the salaries of the State Forester, Deputy Forester and Assistant Forester," approved March 22, 1909, as amended.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 219 passed by the following vote:

AYES—Senators Breed, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Jones, McDonald, Nelson, Otis, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—22.
NOES—Senators Arbuckle, Chamberlin, Duncan, Hart, King, Lyon, Purkitt, and Yonkin—8.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 300—An act making an appropriation to pay the claim of the Stockton Livestock Company against the State of California.

In the absence of the author, Senate Bill No. 300 was passed on file.

Senate Bill No. 314—An act appropriating money to complete the construction of the trail in the Sierra Nevada Mountains known as the "John Muir Trail" and laterals therefrom.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 314 passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Chamberlin, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 337—An act appropriating money for repairs, improvements and equipment for Sonoma State Home.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 337 passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILL—(OUT OF ORDER).

Senator Crowley asked for and was granted unanimous consent to take up Senate Bill No. 943 for third reading at this time, out of the regular order, for the purpose of amendment.

Senate Bill No. 943—An act to amend section 718 of the Political Code and to repeal section 719 of said code, relating to the employees of the Superintendent of Capitol Building and Grounds.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Crowley moved to refer Senate Bill No. 943 to Senator Flaherty, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 1 of the title, add an "s" to the word "section" and insert the words "and seven hundred nineteen" after the words "seven hundred eighteen." Strike out all of line 2 after the word "code". Strike out the word "code" on line 3.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out all of lines 27 and 28 and insert in lieu thereof the following:

"SEC. 2. Section 719 of the Political Code is hereby amended to read as follows: 719. The salary of the electrician shall be two thousand four hundred dollars per year, the captain of police, one thousand nine hundred twenty dollars per year, the head gardener two thousand one hundred dollars per year, the head porter one thousand three hundred twenty dollars per year, the deputy or clerk two thousand one hundred dollars per year."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 943, with instructions to amend, respectfully reports the same back, amended as per instructions.

FLAHERTY, Special Committee.

Report read, and on motion of Senator Crowley, adopted.

Bill ordered to print, and re-engrossment.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON MILITARY AFFAIRS.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Military Affairs, to which was referred Assembly Bill No. 1267—An act to prevent persons from unlawfully using or wearing

the badge or other insignia of the Grand Army of the Republic or of the United Spanish War Veterans or of the American Legion or of the Veterans of Foreign Wars or of certain other organizations composed of veterans and descendants of veterans of wars in which the United States has been a participant, and repealing an act entitled "An act to prevent persons from unlawfully using or wearing the badge of the Grand Army of the Republic of this State," approved March 10, 1887—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—5; committee vote: Ayes—4; absent—1.

SCOTT, Chairman.

Assembly Bill No. 1267 ordered on file for second reading.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 20, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 3—Relative to the adoption of an American policy in the purchasing of relief supplies—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—5.

EDEN, Chairman.

Assembly Joint Resolution No. 3 ordered on file.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 534—An act to amend section 4277 of the Political Code, relating to salaries and fees of officers in counties of the forty-eighth class—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bill No. 534 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 935—An act to add a new section to be known as 9a 31 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bill No. 935 ordered on file for second reading.

ON COMMERCE AND NAVIGATION.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 96—An act concerning the water front of the city and county of San Francisco, and authorizing the State Harbor Commissioners to furnish oil tanks, conveyors and transit sheds in the port of San Francisco, and repealing an act entitled "An act concerning the water front of the city and county of San Francisco," approved April 30, 1919—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—7; absent—2.

INMAN, Chairman.

Assembly Bill No. 96 ordered on file for second reading.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 822—An act providing for farm and home aid for veterans, defining the powers and duties of the Veterans' Welfare Board in respect thereto and making an appropriation therefor;

Also: Assembly Bill No. 1185—An act appropriating money to complete the payment on the purchase of land and water rights for the Riverside Farm School by the University of California:
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.
Committee membership—17; committee vote: Ayes—12; absent—5.

GATES, Chairman.

Assembly Bills Nos. 822 and 1185 ordered on file for second reading.

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred Senate Concurrent Resolution No. 18—Relative to leaves of absence of the Governor, Lieutenant Governor and the members of the Senate and Assembly of the forty-fourth session of the Legislature of the State of California—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it be adopted, as amended.
Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER EIGHTEEN (OUT OF ORDER).

On motion of Senator Breed, Senate Concurrent Resolution No. 18 was taken up, out of the regular order, for the purpose of amendment, without reference to file.

Senate Concurrent Resolution No. 18—Relative to leaves of absence of the Governor, Lieutenant Governor and the members of the Senate and Assembly of the forty-fourth session of the Legislature of the State of California.

Resolution read.

COMMITTEE AMENDMENTS.

During reading of the resolution, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 24, of the printed bill, strike out "William M. Collins.".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 9, of the printed bill, after the comma following the name "Saylor" insert the name "Walter J. Schmidt".

Amendment adopted.

Senate Concurrent Resolution No. 18 ordered to print, engrossment, and on file.

REPORTS OF STANDING COMMITTEE—(OUT OF ORDER).

The following reports of standing committee were received and read, out of the regular order:

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 17—An act appropriating money to pay the claim of the Bank of California, National Association, against the State of California—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.
Committee membership—17; committee vote: Ayes—12; absent—5.

GATES, Chairman.

Senate Bill No. 17 ordered to second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 63—An act to provide for the completion of the restoration of the Mission San Francisco del Solano, in the city of Sonoma, State of California, and making an appropriation therefor;

Also: Senate Bill No. 70—An act making an appropriation for the care, maintenance and repair of the California State Building at the site of the Panama-California International Exposition;

Also: Senate Bill No. 144—An act appropriating money for premiums at fairs held in the Fourth Agricultural District during the seventy-third and seventy-fourth fiscal years;

Also: Senate Bill No. 271—An act appropriating money for the purpose of publicity advertisement and propaganda throughout the United States in regard to the Japanese situation in the State of California;

Also: Senate Bill No. 176—An act to add a new section to the Political Code, to be numbered 737*q*, relating to salaries of judges of the superior court in the county of Los Angeles;

Also: Senate Bill No. 7—An act making an appropriation to carry out the purposes of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof;"

Also: Senate Bill No. 730—An act making an appropriation for the paving of a road from the city of San Luis Obispo to the California Polytechnic School;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—12; absent—5.

GATES, Chairman.

Senate Bills Nos. 63, 70, 144, 271, 176, 7 and 730 ordered to second reading.

SECOND READING OF SENATE BILLS—(RESUMED).

The following Senate bills were given second reading pursuant to the motion of Senator Breed made and carried at a previous time this day:

Senate Bill No. 17—An act appropriating money to pay the claim of the Bank of California, National Association, against the State of California.

Bill read second time, ordered engrossed, and on file for third reading.

Senate Bill No. 63—An act to provide for the completion of the restoration of the Mission San Francisco del Solano, in the city of Sonoma, State of California, and making an appropriation therefor.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the words "two thousand" and insert in lieu thereof the words "one thousand".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 70—An act making an appropriation for the care, maintenance and repair of the California State Building at the site of the Panama-California International Exposition.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the word "twenty" and insert in lieu thereof the word "ten".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 144—An act appropriating money for premiums at fairs held in the Fourth Agricultural District during the seventy-third and seventy-fourth fiscal years.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Amend by striking out all of the title after the word "for" in line 1 thereof, and inserting in lieu thereof the following: "repairs, improvements and alterations to and on the capitol building and grounds".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out all of lines 3 to 6, inclusive, and insert in lieu thereof the following: "eight thousand five hundred dollars or so much thereof as may be necessary to pay for repairs, improvements and alterations to and on the capitol building and grounds".

Amendment adopted.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 271—An act appropriating money for the purpose of publicity advertisement and propaganda throughout the United States in regard to the Japanese situation in the State of California.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title after the word "of" strike out all the remainder of the title and insert the following: "paying the assessment for improving the alley adjacent to the grounds of the Governor's residence in the City of Sacramento, California."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out all of line 1 after the word "of" and all of lines 2 to 7, inclusive, and insert in lieu thereof the following: "one thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the State treasury not otherwise appropriated to pay the assessment."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 176. An act to add a new section to the Political Code, to be numbered 737q, relating to salaries of judges of the superior court in the county of Los Angeles.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, lines 5 and 6, strike out the words "seven thousand five hundred" and insert in lieu thereof the words "seven thousand".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 7—An act making an appropriation to carry out the purposes of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof."

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, strike out the word "thirty" and insert in lieu thereof the word "fifteen".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 730—An act making an appropriation for the paving of a road from the city of San Luis Obispo to the California Polytechnic School.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 3 of the printed bill, strike out the words "twelve thousand" and insert in lieu thereof the words "seven thousand five hundred".

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 690—An act to provide for the classification of municipal corporations.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

SECTION 1. All municipal corporations within the State are hereby classified as follows: Those having a population of more than five hundred thousand and not exceeding five hundred and fifty thousand shall constitute the first class; those having a population of more than five hundred and fifty thousand shall constitute

the first and one-half class; those having a population of more than one hundred thousand and not exceeding five hundred thousand shall constitute the second class; those having a population of more than seventy thousand and not exceeding one hundred thousand shall constitute the second and three-fourths class; those having a population of more than fifty-five thousand and not exceeding seventy thousand shall constitute the second and one-half class; those having a population of more than twenty-three thousand and not exceeding fifty-five thousand shall constitute the third class.

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Scott: Senate Concurrent Resolution No. 30—Relative to the display of the United States flag on Mothers' Day.

Without reference to committee.

MOTION.

On motion of Senator Scott, Senate Concurrent Resolution No. 30 was taken up for the purpose of adoption, without reference to file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION—(OUT OF ORDER).

SENATE CONCURRENT RESOLUTION No. 30

Relative to the display of the United States Flag on Mothers' Day.

WHEREAS, The word "mother" touches a responsive chord in every heart and freshens the tender and affectionate memories of the devoted love and unselfish sacrifice which are the ennobling qualities of motherhood; and

WHEREAS, In the rush and struggle of modern life there is a growing tendency to grow forgetful of the teachings of mothers and become irreverent of the duties of home life; and

WHEREAS, The service rendered California by its mothers, and particularly by the pioneer mothers, has been one of the glories of the State; and

WHEREAS, We honor ourselves in the mothers of California when we do anything to give emphasis to the home as the fountain head of the State; and

WHEREAS, By act of Congress, the second Sunday in May of each year has been designated as "Mothers' Day" and the United States Flag is to be displayed on all government buildings on that day; therefore, be it

Resolved by the Senate of the State of California, the Assembly thereof concurring, That the Governor of California is hereby authorized and requested to issue a proclamation calling upon all State, county and local officials to display the United States Flag on all government buildings and the people of the State to display the Flag at their homes or other suitable places on the second Sunday in May as a public expression of our love and reverence for the mothers of California and the nation.

Resolution read, and on motion of Senator Scott, adopted by a viva voce vote.

Resolution ordered to print, engrossment, and transmitted to the Assembly.

RECESS.

At five o'clock and twenty minutes p.m., on motion of Senator Breed, the acting President declared the Senate at recess until the hour of eight o'clock p.m.

RECONVENED.

At eight o'clock p. m., the Senate reconvened.

Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Carr, F. M.: Senate Concurrent Resolution No. 31—Approving an amendment to the charter of the city of Oakland, a municipal corporation in the county of Alameda, State of California, voted for and ratified by the qualified electors of said city at the nominating municipal election held therein on the nineteenth day of April, 1921.

Resolution referred to Committee on Municipal Corporations.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Eden:

WHEREAS, Governor William D. Stephens has commended to humanitarian organizations throughout the State that public meetings be held in their respective communities to give to our citizens an opportunity to learn of the needs of China's starving millions and make contributions therefor, and making Sunday, the eighth day of May, 1921, the particular day for emphasizing the necessity for relief to said famine-stricken country; and

WHEREAS, The people of China have always shown a spirit of friendship to the United States; now, therefore, be it

Resolved by the Senate of the State of California, That we join with Governor Stephens in said appeal and strongly urge the people of the State to give of their bounty for this humanitarian purpose.

Resolution read, and on motion of Senator Eden adopted.

REPORTS OF STANDING COMMITTEE—(OUT OF ORDER).

The following reports of standing committee were received and read, out of the regular order:

ON INSURANCE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Insurance, to which was referred Assembly Bill No. 525—An act to amend section 633 of the Political Code, relating to the licensing of insurance and surety agents and solicitors;

Also: Assembly Bill No. 526—An act to amend section 633*b*, of the Political Code, concerning insurance and surety companies, agents and brokers, requiring that policies or contracts of insurance, or surety bonds shall show the correct premium consideration and the risks insured thereunder; prohibiting the giving or receiving of rebates on insurance or surety bonds and providing penalty therefor, and for the suspension of certicate of authority of any insurance or surety company and the revoking or suspension of the license of any agent or broker violating the same, and prescribing the powers and duties of the Insurance Commissioner in relation thereto and providing a penalty for misrepresenting the pay roll upon which an insurance premium is based or for accepting a pay roll, which is known to be false, upon which a premium is based, and restricting the time of credit for the payment of premiums;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—9; committee vote: Ayes—6; absent—3.

BURNETT, Chairman.

Assembly Bills Nos. 525 and 526 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Insurance, to which was referred Assembly Bill No. 524—An act to add a new section to the Political Code to be numbered 633*d*, relating to the countersigning of insurance policies and surety bonds by representatives of the insurers resident in this State;

Also: Assembly Bill No. 527—An act to amend section 633*a* of the Political Code, relating to licensing of insurance and surety brokers;

Also: Assembly Bill No. 603—An act to amend section 6 of the "Workmen's Compensation, Insurance and Safety Act of 1917 as amended," approved May 23,

1917, as amended, by making the employer responsible for additional indemnity to injured employees only in case of wilful misconduct on the part of the employer or executive or managing officer of a corporation, or one of the partners if a partnership;

Also Assembly Bill No. 606. An act to amend section 8 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, by eliminating therefrom the provisions defining the term "independent contractor," and providing there shall be a presumption that certain persons are employees, and making workmen associated under a partnership contract employees of the person having the work executed;

Also Assembly Bill No. 1266. An act to amend section 16 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, to provide for the creation of two medical referee boards to pass upon the cause and extent of disability and the adequacy of treatment of injured employees and the cause of death in death cases arising under said act;

Also Assembly Bill No. 1270. An act to amend sections 1, 7, 13 and 14 of an act entitled "An act providing for the organization and management of mutual fire insurance corporations and associations and defining the same, and regulating the transaction of the business of mutual fire insurance in the State of California, and repealing an act entitled 'An act providing for the organization and management of mutual fire insurance companies'; approved March 19, 1907," approved May 1, 1911.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes 6; absent—3. BURNETT, Chairman.

Assembly Bills Nos. 524, 527, 603, 606, 1266 and 1270 ordered on file for second reading.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 362—An act appropriating money for repairs, improvements, machinery and equipment for San Quentin State Prison.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 362 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 378—An act appropriating money for use as a revolving fund in the management of the Napa State Farm.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 378 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

At eight o'clock and ten minutes p.m., Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Senate Bill No. 390—An act making an appropriation to meet the deficiency in the appropriation for the salaries of State Senators for the seventy-first and seventy-second fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 390 passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—24.

NOES—Senator Ingram—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 540—An act to amend section 457 of the Political Code.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 540 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—27.

NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 565—An act to amend an act entitled "An act to create for the State of California a Department of Engineering, to provide for the appointment of the officers and employees thereof, defining its powers and prescribing the duties of said department, its officers and employees, to provide the compensation of such officers and employees, to make an appropriation for the salaries and other expenses for the remainder of the fifty-eighth fiscal year and making certain acts a felony, and repealing an act entitled 'An act creating a Commissioner of Public Works, defining his duties and powers, and fixing his compensation,' approved February 9, 1900, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create a Department of Highways for the State of California, to define its duties and powers, to provide for the appointment of officers and employees thereof, and to provide for the compensation of said officers and employees, and for the additional expenses of said department, and to make an appropriation therefor for the remainder of the forty-eighth fiscal year,' approved April 1, 1897; also repealing an act entitled 'An act providing for the appointment of an auditing board to the Commissioner of Public Works, authorizing him and them to perform certain duties relating to drainage, to purchase machinery, tools, dredges, and appliances therefor, to improve and rectify water channels, to erect works necessary and incident to said drainage, to condemn land and property for the purposes aforesaid, making certain acts a felony, and making an appropriation of money for the purposes of this act,' approved March 17, 1897, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to provide for the appointment, duties and compensation of a Debris Commissioner, and to make an appropriation to be expended under his direction in the discharge of his duties as such commissioner,' approved March 24, 1893, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create the office of Lake Tahoe Wagon Road Commissioner, providing the term of office and compensation of such commissioner, defining his duties and making an appropriation for the

salary and expenditures provided for and authorized by this act,' approved April 1, 1897, and all acts or parts of acts amendatory thereof," approved March 11, 1907, and all acts or parts of acts amendatory thereof, by amending sections 5 and 12 thereof, relating to the officers and employees of the Department of Engineering, their powers, duties, and salaries, and particularly to the engineer appointed for service in the harbor of San Francisco under the State Board of Harbor Commissioners.

On motion of Senator Flaherty, Senate Bill No. 565 was passed on file.

Senate Bill No. 777—An act to authorize the payment of the claim of Annie De Vere Shields against the State of California and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 777 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 554—An act to amend section 460 of the Political Code.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 554 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 443—An act to amend section 3 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June

16, 1913, and known as the "Weight and Measures Act," amended June 8, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 443 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 543—An act to amend section 456 of the Political Code.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 543 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, King, Nelson, Osborne, Purkitt, Rush, Sample, Scott, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 942—An act amending section 534 of the Political Code, relating to the salary of the Deputy State Printer.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 942 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Crowley, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, King, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 819—An act to amend section 1454 of the Code of Civil Procedure, relating to collecting money in banks.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 819 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, King, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 247—An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the Director of Agriculture in relation thereto.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 247 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Chamberlin, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 317—An act making an appropriation for the purpose of carrying out the provisions of "An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 317 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 382—An act to appropriate money to be paid as premiums to exhibitors of live stock at district live stock shows to be held in the First Agricultural District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 382 passed by the following vote:

AYES—Senators Boggs, Breed, Carr, F. M., Chamberlin, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 414—An act to amend section 1 of an act approved April 25, 1911, and entitled "An act to carry into effect the provisions of subdivision (c) of section 14 of article XIII of the constitution of the State of California as the said article was amended on the eighth day of November in the year 1910, in so far as the same relates to the State University; and also to provide for the permanent support and improvement of the University of California; and to that end making a continuing appropriation and creating an annual fund therefor; and repealing an act entitled 'An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor, and to repeal an act approved February 14, 1887, entitled "An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor,"' and also to repeal an act approved February 27, 1897, entitled "An act to provide additional support and maintenance, and for the acquisition of necessary property and improvements of the University of

California, by the levy of a rate of taxation, and the creation of a fund therefor," approved March 20, 1909.' "

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 444 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 446—An act making an appropriation for the support, maintenance and equipment of the college of agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 446 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 856—An act to add a new section to the Political Code, to be numbered 3664*c*, providing for the collection of data and the determination of valuations by the State Board of Equalization for purposes of taxation and providing an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 856 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Carr, F. M., Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 832—An act to amend section 1195*b* of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 832 was passed on file.

Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections.

On motion of Senator Carr, W. J., Senate Bill No. 835 was passed on file.

Senate Bill No. 415—An act to amend sections 1, 3, 4, 5, 6, 7, 10, 12, 13, 21, 22, 23, 24, 25, 28, 33, and 36, of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and

providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919.

On motion of Senator Carr, W. J., Senate Bill No. 415 was passed on file.

Senate Constitutional Amendment No. 34—Relative to judges pro tempore.

On motion of Senator Slater, Senate Constitutional Amendment No. 34 was passed on file.

Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 2 of article IV, relating to sessions of the Legislature.

On motion of Senator Slater, Senate Constitutional Amendment No. 1 was passed on file.

Senate Bill No. 152—An act to amend sections 198, 199, 200, 201, 202, 204, 210, 214, 219 and 246 of the Code of Civil Procedure, relating to jurors.

On motion of Senator Burnett, Senate Bill No. 152 was passed on file.

Senate Bill No. 971—An act regulating the establishment and operation of farms, plants and works for the treatment and disposal of sewage, authorizing the State Board of Health to locate such farms, plants and works, and route of sewage therefor, granting certain rights in public highways, preventing interference by municipalities, and limiting and providing for remedies of persons damaged by the location of such farms, works and plants.

On motion of Senator Hart, Senate Bill No. 971 was passed on file.

Senate Bill No. 542—An act to amend an act entitled "An act relating to bonds of irrigation districts, providing under what circumstances such bonds shall be legal investments for funds of banks, insurance companies and trust companies, trust funds, State school funds and any money or funds which may now or hereafter be invested in bonds of cities, cities and counties, counties, school districts or municipalities, and providing under what circumstances the use of bonds of irrigation districts as security for the performance of any act may be authorized," approved June 13, 1913, by amending sections 3*b* and 5 thereof, and to add a new section to said act, to be numbered section 8, relating to the inclusion in the term "irrigation districts" districts designated as water conservation districts, water conservancy districts or water improvement districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 542 passed by the following vote:

AYES—Senators Boggs, Burnett, Carr, F. M., Chamberlin, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—23.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 145—An act making an appropriation for the encouragement of county agricultural fairs and providing for the distribution of the moneys hereby appropriated.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 145 passed by the following vote:

AYES—Senators Boggs, Burnett, Carr, F. M., Crowley, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—23.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 750—An act to amend sections 1927 and 2086 of the Political Code, relating to officers and employees in the Adjutant General's office.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 750 passed by the following vote:

AYES—Senators Boggs, Burnett, Carr, F. M., Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—21.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 970—An act to add a new section to the Penal Code to be numbered section 402*f*, defining pillows; regulating the making, remaking and sale thereof; requiring that materials used therein shall be accurately described, and prescribing the manner in which pillows shall be labeled; and making the violation of any of the provisions of this act a disdemeanor, and repealing legislation inconsistent with this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 970 passed by the following vote:

AYES—Senators Boggs, Burnett, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 770—An act providing for the organization and establishment, management and maintenance of institutes of technology, by counties, cities, cities and counties, and combined high school districts or junior college districts of the State; and for the organization of technical education districts for such purpose.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Senate Bill No. 770 to Senator Scott, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 3, line 2, of the printed bill as amended April 19, 1921, strike out the period following the word "university" and insert in lieu thereof a semicolon and the following: "*and provided, further*, that all teacher-training work undertaken by said institute of technology shall be approved by, and under the supervision of, the State Department of Education."

AMENDMENT NUMBER TWO.

On page 20, between lines 41 and 42, of the printed bill as amended April 19, 1921, insert the following:

"SEC. 24. Any institute of technology established under the provisions of this act shall be deemed a part of the public school system of the State and shall be subject to supervision by the State school authorities and shall render such reports as may be required by the Superintendent of Public Instruction or the State Board of Education."

AMENDMENT NUMBER THREE.

On page 20, line 42, of the printed bill as amended April 19, 1921, strike out the figures "24" and insert in lieu thereof the figures "25".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 770, with instructions to amend, respectfully reports the same back, amended as per instructions.

SCOTT, Special Committee.

Report read, and on motion of Senator Jones adopted.

Bill ordered to print, and re-engrossment.

Senate Bill No. 961—An act concerning the waterfront of the city and county of San Francisco.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 961 passed by the following vote:

AYES—Senators Boggs, Burnett, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of article IX of the constitution of said State, relative to superintendents of schools.

On motion of Senator Eden, Senate Constitutional Amendment No. 21 was passed on file.

Senate Bill No. 849—An act amending sections 2605 and 2607 of the Political Code, relating to the powers and duties of the Board of State Harbor Commissioners for the bay of San Diego.

On motion of Senator Sample, Senate Bill No. 849 was passed on file.

Senate Concurrent Resolution No. 29—Approving a certain amendment to the charter of the city of San Jose, county of Santa Clara, State of California, voted for and ratified by the electors of said city of San Jose at a special municipal election held therein on the twelfth day of April, 1921.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 29 adopted by the following vote:

AYES—Senators Boggs, Burnett, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 29 ordered transmitted to the Assembly.

Senate Bill No. 978—An act to recognize and declare valid reclamation district number 1618, in the county of Kings, State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 978 passed by the following vote:

AYES—Senators Boggs, Breed, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Harris, Hart, Ingram, Inman, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 301—An act to protect bear and forbidding the use of certain steel traps.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 301 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 837—An act to amend sections 1763 and 1801 of the Code of Civil Procedure, relating to the appointment of guardians of insane and incompetent persons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 837 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, Osborne,

Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 155—An act to provide for the organization and government of public cemetery districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 155 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 981—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 981 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Ingram, Inman, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, and Slater—21.

NOES—Senator Chamberlin—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 982—An act making an appropriation for the support, maintenance and equipment of the University of California.

Bill read third time.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Breed moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Gates, Hart, Ingram, Inman, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—25.

The Secretary announced the absentees.

Time, nine o'clock and forty-five minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At nine o'clock and fifty minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Breed.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 982 finally passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, and Slater—22.

NOES—Senators Chamberlin, Duncan, Hart, and Yonkin—4.

Title read and approved.

Bill ordered transmitted to the Assembly.

EXPLANATION OF VOTE.

The following explanation of vote was offered and ordered printed in the Journal:

Explanation of my vote on Senate Bill No. 982, by Senator Breed, appropriating money for support of the University of California: Had not the King Revenue Tax Bill passed I would not have voted for this bill, Senate Bill No. 982, but since the King bill has passed and is now the law it is apparent that there will be ample funds for all proper purposes, and I now personally would rather have any surplus funds that might be in our State treasury used for the university than carried over and used for other miscellaneous purposes.

CLAUDE F. PURKITT.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 9—An act creating a San Joaquin State Normal School, and making an appropriation for the maintenance thereof;

Also: Senate Bill No. 118—An act to add a new section to the Political Code to be numbered 758*a*, providing for the appointment and compensation of a porter for the First District Court of Appeal;

Also: Senate Bill No. 592—An act to authorize the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to carry on the operations of the Veterans' Welfare Board in accordance with the provisions of the California Veterans' Welfare Act enacted at the forty-fourth session of the Legislature of the State of California, and also in accordance with the provisions of the Veterans' Farm and Home Purchase Act enacted at the forty-fourth session of the Legislature of the State of California, or either of them enacted at the forty-fourth session of the Legislature of the State of California, and of any and all acts amendatory or supplemental to said acts, or either of them; to provide ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; to create a Veterans' Welfare Finance Committee the members of which are to serve without compensation; to define the powers and duties of said Veterans' Welfare Finance Committee and of other State officers in relation to this act; to appropriate money for the expense of preparing and of advertising the sale of the bonds herein authorized to be issued; and to provide for the submission of this act to a vote of the people at the general election to be held in the month of November, 1922;

Also: Senate Bill No. 650—An act appropriating the sum of $100,000 to carry out the purposes of an act entitled "An act authorizing the State Treasurer and the Board of Control to enter into agreements to pay commissions on the sale of certain bonds of the State of California, and providing for the funds from which

such commission shall be paid," as adopted at the forty-fourth session of the Legislature;

Also: Senate Bill No. 853—An act to amend an act entitled "An act providing for the designation of money in the State treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premium received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913;

Also: Senate Bill No. 429—An act appropriating money for the creating of a revolving fund for Engineering Department in lieu of that created by chapter 108 of Statutes of 1913, chapter 355 of Statutes of 1915 and chapter 419 of Statutes of 1917;

Also: Senate Bill No. 851—An act making an appropriation for the construction and equipment of buildings for the State Normal School at San Francisco;

Also: Senate Bill No. 200—An act creating a cash revolving fund for the use of the State Water Commission in making determinations of water rights as provided by the "Water Commission Act," approved June 16, 1913, making an appropriation therefor;

Also: Senate Bill No. 396—An act to amend section 475 of the Political Code, of the State of California, relating to clerks, phonographic reporter, service agent and stenographers of the Attorney General's office;

Also: Senate Bill No. 404—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of assistants and deputies in such office;

Also: Senate Bill No. 261—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court;

Also: Senate Bill No. 262—An act to amend section 751½ of the Political Code, relating to the salary of the stenographer for the clerk of the Supreme Court;

Also: Senate Bill No. 403—An act appropriating money for repairs, improvements and equipment at the California Redwood Park;

Also: Senate Bill No. 979—An act authorizing the payment of the claim of John F. Tyler, trustee for William E. Tucker, Mary A. Blass, John H. Crumrine, Eugene B. Stanley, Charles H. Adams, against the State of California, and making an appropriation therefor;

Also: Senate Bill No. 828—An act appropriating money to pay the claim of L. J. Maddux;

Also: Senate Bill No. 607—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Alameda and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco Bay from the city and county of San Francisco to the county of Alameda; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions thereof;

Also: Senate Bill No. 643—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Marin and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco Bay from the city and county of San Francisco to the county of Marin; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions hereof;

Also: Senate Bill No. 955—An act to provide for the survey and investigation of the feasibility and cost of irrigating the lands of Shasta Valley in Siskiyou County, California, from the Klamath River and other sources of water in California and Oregon, and to make an appropriation therefor;

Also: Senate Bill No. 529—An act to validate municipal bonds, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Senate Bill No. 808—An act to add a new section to the Penal Code to be numbered 114 *a*, relating to the falsification of death certificates;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At nine o'clock and fifty-five minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 9—An act creating a San Joaquin State Normal School, and making an appropriation for the maintenance thereof.

In the absence of the author, Senate Bill No. 9 was passed on file.

Senate Bill No. 416—An act appropriating money for repairs, improvements and equipment for the California Polytechnic School at San Luis Obispo.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 416 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—23.

NOES—Senator Chamberlin—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 107—An act appropriating money to pay the claim of the county of Sacramento against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 107 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 293—An act to amend section 739 of the Political Code, relating to salaries of officers of Supreme Court.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 293 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Crowley, Gates, Harris, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Parkitt, Rush, Sample, Scott, Sharkey, Shearer, and Slater—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR FLAHERTY IN THE CHAIR.

At ten o'clock and five minutes p.m., Senator Flaherty of the Twenty-fourth District in the chair.

Senate Bill No. 222—An act to provide for the establishment and maintenance of a division of dental hygiene for children under the direction of the State Board of Health; defining its powers and duties; and making an appropriation therefor.

Bill read third time.

On motion of Senator Crowley, Senate Bill No. 222 was passed on file.

Senate Bill No. 339—An act to make an appropriation to carry ou the provisions of "An act to establish a nautical school at the port o San Francisco, to provide for the conduct and maintenance thereof, t make an appropriation therefor, and to authorize the Governor t request and to receive aid from the United States in compliance wit the provisions of an act of Congress, approved March 4, 1911," approved May 14, 1917.

On motion of Senator Flaherty, Senate Bill No. 339 was passed o file.

Senate Bill No. 268—An act providing for the control and destruc tion of predatory wild animals, making an appropriation therefor, an repealing acts authorizing the payment of bounties on such animals.

On motion of Senator Rigdon, Senate Bill No. 268 was passed o file.

Senate Bill No. 118—An act to add a new section to the Politica Code to be numbered 758a providing for the appointment and com pensation of a porter for the first district court of appeal.

On motion of Senator Scott, Senate Bill No. 118 was passed on file.

Senate Bill No. 592—An act to authorize the creation of a debt o debts, liability or liabilities, through the issuance and sale of Stat bonds, for the single object of creating a fund to carry on the operations of the Veterans' Welfare Board in accordance with the provisions of the California Veterans' Welfare Act enacted at the forty-fourth session of the Legislature of the State of California, and also in accordance with the provisions of the Veterans' Farm and Home Purchase Act enacted at the forty-fourth session of the Legislature of the State of California, or either of them enacted at the forty-fourth session of the Legislature of the State of California, and of any and all acts amendatory or supplemental to said acts, or either of them; to provide ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; to create a Veterans' Welfare Finance Committee the members of which are to serve without compensation; to define the powers and duties of said Veterans' Welfare Finance Committee and of other State officers in relation to this act; to appropriate money for the expense of preparing and of advertising the sale of the bonds herein authorized to be issued; and to provide for the submission of this act to a vote of the people at the general election to be held in the month of November, 1922.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 592 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 650—An act appropriating the sum of one hundred thousand dollars to carry out the purposes of an act entitled "An act

uthorizing the State Treasurer and the Board of Control to enter nto agreements to pay commissions on the sale of certain bonds of the tate of California, and providing for the funds from which such commission shall be paid," as adopted at the forty-fourth session of the egislature."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 650 passed by the following ote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—26.
NOES—Senator Chamberlin—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 853—An act to amend an act entitled "An act providing for the designation of money in the State Treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premium received therefrom and permitting the subsequent sale or exchange of the bonds so purchased." Approved June 10, 1913.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 853 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Rush, Scott, Sharkey, and Slater—23.
NOES—Senators Chamberlin, and Shearer—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 445—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years;

Also: Senate Bill No. 984—An act to amend section 261 of the Political Code, relating to duties of officers at the close of each session of the Legislature;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 445—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years.

On motion of Senator Breed, Senate Bill No. 445 was passed on file.

Senate Bill No. 429—An act appropriating money for the creating of a revolving fund for engineering department in lieu of that created

by chapter 108 of Statutes of 1913, chapter 355 of Statutes of 1915 and chapter 419 of Statutes of 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 429 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Rush, Scott, Sharkey, Shearer, and Slater—24.

NOES—Senators Carr, F. M., and Purkitt—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 851—An act making an appropriation for the construction and equipment of buildings for the State Normal School at San Francisco.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 851 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—22.

NOES—Senators Allen, Chamberlin, King, and Purkitt—4.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 706—An act authorizing and instructing the State Controller and the State Treasurer to accept from the directors of the Sixth District Agricultural Association as full satisfaction and in complete compliance with the terms of that certain act entitled, "An act to appropriate money to be used as a revolving fund by the Sixth District Agricultural Association for the purpose of creating, installing and maintaining special expositions at Exposition Park, Los Angeles," approved June 1, 1917, the sum of eleven thousand four hundred thirteen dollars and ninety-four cents, in cash already deposited in the State treasury, and the inventory of permanent improvements made upon the State's property at Exposition Park, Los Angeles, from funds of the revolving fund provided in the above mentioned act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 706 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MOTION.

On motion of Senator Nelson, Assembly Bill No. 80 was ordered withdrawn from Committee on Finance, and re-referred to the Commit-

tee on Engrossment and Enrollment, for comparison with Senate Bill No. 64.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Constitutional Amendment No. 28—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending section 17 of article VI, relating to the salaries of the justices of the Supreme Court, the justices of the district courts of appeal, and of the judges of the superior courts.

Constitutional amendment read.

COMMITTEE AMENDMENT.

During reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 18, of the printed constitutional amendment, strike out the words "an annual salary of six thousand dollars" and insert in lieu thereof the following: ", in counties having a population of more than one hundred fifty thousand, an annual salary of seven thousand dollars; in counties having a population of more than one hundred thousand, an annual salary of six thousand dollars; in counties having a population of more than twenty thousand, an annual salary of five thousand dollars; and in all other counties, an annual salary of four thousand dollars".

Amendment adopted.

Constitutional amendment ordered to print, and engrossment.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 649—An act authorizing the State Treasurer and the Board of Control to enter into agreements to pay commissions on the sale of certain bonds of the State of California and providing for the funds from which such commissions shall be paid—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 649—An act authorizing the State Treasurer and the Board of Control to enter into agreements to pay commissions on the sale of certain bonds of the State of California and providing for the funds from which such commissions shall be paid.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 649 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Sharkey, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 156—An act to amend section 2047 of the Code of Civil Procedure, relating to the right of a witness to refresh his memory—has had the same under consideration, and respectfully reports the same back, without recommendation.

Committee membership—17; committee vote: Ayes—9; absent 8.

JONES, Chairman.

Senate Bill No. 156 ordered to second reading.

SECOND READING OF SENATE BILL—(OUT OF ORDER).

Senate Bill No. 156—An act to amend section 2047 of the Code of Civil Procedure, relating to the right of a witness to refresh his memory.

Bill read second time, ordered engrossed, and on file for third reading.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON FISH AND GAME.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Senate Bill No. 644—An act to regulate the taking and harvesting of kelp and other aquatic plants of the State of California by recognizing and declaring their ownership in the State of California and providing for the control thereof by the Fish and Game Commissioners, and providing for a license tax upon all persons, firms or corporations engaged in the industry of taking or harvesting kelp or other aquatic plants, and providing for the collection and disbursement of the revenues derived therefrom, and providing for a privilege tax upon all kelp taken in the waters of this State, and providing for the protection of kelp beds, and for the manner of taking kelp and other aquatic plants, and providing for the leasing and allotting of kelp or other aquatic plant beds, and providing for hearings by the Fish and Game Commissioners, and providing penalties for the violation of this act—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee membership—15; committee vote: Ayes—8; absent—7.

SHARKEY, Chairman.

Senate Bill No. 644 ordered to second reading.

Also:

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Senate Bill No. 576—An act to amend section 5 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish market must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass as amended.

Committee vote: Ayes—8; absent—7.

SHARKEY, Chairman.

Senate Bill No. 576 ordered to second reading.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 922—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith;

Also: Senate Bill No. 437—An act to authorize and control the deposit of county and municipal moneys in banks, and to repeal all acts or parts of acts in conflict with this act;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass as amended.

Committee membership—17; committee vote: Ayes—12; absent—5. Same vote on both bills.

GATES, Chairman.

Senate Bill No. 437 ordered to second reading.

Senate Bill No. 922 ordered on file for third reading.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 644—An act to regulate the taking and harvesting of kelp and other aquatic plants of the State of California by recognizing and declaring their ownership in the State of California and providing for the control thereof by the Fish and Game Commissioners, and providing for a license tax upon all persons, firms or corporations engaged in the industry of taking or harvesting kelp or other aquatic plants, and providing for the collection and disbursement of the revenues derived therefrom, and providing for a privilege tax upon all kelp taken in the waters of this State, and providing for the protection of kelp beds, and for the manner of taking kelp and other aquatic plants, and providing for the leasing and allotting of kelp or other aquatic plant beds, and providing for hearings by the Fish and Game Commissioners, and providing penalties for the violation of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out all of the title and insert in lieu thereof the following: "An act to provide for leasing kelp beds in the waters of the State of California by the Board of Fish and Game Commissioners."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill and after the period in line 1 insert the following:

"The Board of Fish and Game Commissioners are hereby authorized to lease to any person, firm or corporation the exclusive privilege to take, cut and harvest kelp in any bed or beds not to exceed twenty-five square miles in area.

SEC. 2. Any person, firm or corporation desiring to lease the exclusive privilege of taking, cutting and harvesting kelp shall make application to the Board of Fish and Game Commissioners in writing, designating the particular bed or beds or part thereof from which said person, firm or corporation desires to take, cut and harvest kelp.

SEC. 3. Upon said application being filed said Board of Fish and Game Commissioners shall cause to be published in a newspaper in the county in which said

bed or beds or part thereof are located, or if no newspaper is published in the county, then in a newspaper published in the adjoining county, at least once a week for four successive weeks, that an application has been made to the Fish and Game Commission for the exclusive privilege of taking, cutting and harvesting kelp, giving the description of said bed or beds or parts thereof, described in said application and asking for bids for such privilege, which shall be filed with said Board of Fish and Game Commissioners within ten days after the last publication. Said bid or bids shall be accompanied by a payment of ten per cent of the amount bid for said privilege and said notice shall state the day on which said bids shall be opened. Any or all of said bids may be rejected.

SEC. 4. Any person, firm or corporation making application to lease the exclusive privilege of taking, cutting and harvesting kelp upon filing said application shall pay to said Fish and Game Commissioners the sum of $50 to cover the expenses of advertising for said bids and said expenses shall be paid by the person, firm or corporation to whom such privilege is awarded and if the applicant is not the successful bidder, then said sum so advanced shall be returned to such person, firm or corporation advancing the same.

SEC. 5. Said exclusive privilege shall be granted for a period not exceeding two years, and said Board of Fish and Game Commissioners are hereby authorized to execute said lease.

SEC. 6. When an exclusive privilege to take, cut and harvest kelp as provided herein has been granted any person, firm or corporation, a notice signed by the Board of Fish and Game Commissioners shall be filed in the recorder's office of the county in which said kelp bed or beds or part thereof are located, setting forth the name of the person, firm or corporation having such privilege, the description of said kelp bed or beds or part thereof and the time for which such privilege has been granted and said recorder is hereby authorized to file and record the same.

SEC. 7. The sum bid for such privilege by any person, firm or corporation shall be for a period of one year and said sum so bid shall be paid annually in advance.

SEC. 8. All moneys received for the leasing privilege of taking, cutting and harvesting kelp shall be paid into the State treasury to the credit of the Fish and Game Preservation Fund."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 576—An act to amend section 5 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish market must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill strike out all of lines 1 to 21, inclusive, and insert in lieu thereof the following:

"Sec. 5. No person, firm or corporation engaged in the business of taking or catching food fish or other fishery food products shall take or catch or kill more fish or other fishery products than the boat or boats owned or operated by said person, firm or corporation can handle and deliver to the fresh fish dealer in a condition fit for human consumption, or to a canner, packer or preserver of fish in a condition fit to be canned or packed or preserved for human consumption, and no person, firm or corporation engaged in the business of canning or packing or preserving fish or fishery food products shall receive or accept or agree to receive or accept more food fish or fishery food products than said canning, packing or preserving plant can pack or preserve fit for human consumption.

It shall be unlawful for any person, firm or corporation to buy or sell or receive or use any kind or species of fish fit for human consumption for reduction purposes except fish offal.

Provided, that any person, firm or corporation engaged in taking, catching or dealing in fresh fish or fishery products for human consumption or any person, firm or corporation engaged in the business of canning, packing or preserving fish for human consumption desiring to sell or deliver or use in a reduction plant any fish fit for human consumption shall file an application in writing with the fish and game commission, setting forth the kind or species and quantity of fish to be sold, delivered or used in a reduction plant. Upon said application being filed said commission shall fix a time and place for taking testimony upon said application, which shall not be more than twenty days from the date of filing said application with said fish and game commission. A notice of said application with a notice of the time and place of hearing shall be served on the applicant, and published in a newspaper in the county in which said application is made; if no paper is published in the county then in an adjoining county at least five days before said hearing. At such time and place designated in said notice testimony under oath shall be taken by any member of the Board of Fish and Game Commissioners or any assistant or employee designated by them who shall have power to administer oaths, take affidavits and issue subpœnas for the attendance of witnesses.

Each witness at the hearing shall be allowed for his appearance the same fees and mileage allowed by law to a witness in a civil case and the amount shall be paid, together with the costs of advertising by the party making such application. If after hearing evidence upon said application it shall appear that there is no market for the fish referred to in said application and that the taking or using of said fish in a reduction plant will not tend to impair or deplete said species of fish an order may be made by the Board of Fish and Game Commissioners granting the privilege to take, catch or kill and deliver to or use in a reduction plant during a calendar month an amount of said fish not to exceed twenty-five per cent of the amount any such applicant, person, firm or corporation can can or pack or preserve for human food during a calendar month. Said order shall not be granted for a period longer than a seasonal run of said kind or species of fish mentioned in said order."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

Senate Bill No. 437—An act to authorize and control the deposit of county and municipal moneys in banks, and to repeal all acts or parts of acts in conflict with this act.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered.

AMENDMENT NUMBER ONE.

On page 1, line 7 of the printed bill, strike out the period after the word "municipality" and insert in lieu thereof a semicolon and add the following: "county or municipality: *provided*, that the bank or banks in which such money is deposited shall furnish security as hereinafter provided: *and provided, further*, that such depositary bank or banks be selected from those agreeing to pay the highest rate of interest, not less than two per cent per annum, for such deposits, as may be determined by bids to be submitted at such times and in such manner as the treasurer shall direct; *and provided, further*, that the total amount of public money on deposit in any bank shall not exceed the paid up capital of any depositary bank; *and provided*, that no treasurer of a county or of a municipality shall deposit more than twenty per cent of the public moneys under his control in any one bank while there are other qualified banks in such county or municipality requesting such deposit; *and provided, also*, that no such officer shall deposit public moneys in any bank outside of the county or municipality owning the money while there are other qualified banks in the same county or municipality requesting such deposit. Any and all bids may be rejected by the treasurer and new bids asked for. The expense of transportation of moneys to and from such county or municipal treasury to such depositaries shall be borne by such depositaries and they shall handle, collect and pay all checks, drafts and other exchange without cost to such county or municipality. Such deposits with interest thereon, shall be subject to withdrawal at any time upon the demand of the treasurer or other authorized official, unless the treasurer, with the consent of the governing body of the county or municipality shall deposit any part of such moneys upon different terms; *provided*, that no agreement for the deposit of said moneys shall be for a longer period than one year; *and provided, further*, that

such treasurer is hereby authorized, under such conditions as he with the approval of the governing body of such county or municipality may fix, to deposit moneys in any bank or banks within or without this State, necessary for the payment of the principal and interest of bonds at the place or places at which the same are payable, and the provisions of this act shall not apply to deposits for such purposes.

SEC. 2. The interest to be paid by any such depositary bank shall be on the average daily balances of the moneys kept on deposit therewith, and shall be payable quarterly.

SEC. 3. There shall be two classes of deposits; one shall be known as active deposits and the other as inactive deposits. The county or municipal treasurer, with the consent of the governing body of the county or municipality, shall determine what amount of money shall be deposited as active deposits and what amount of money shall be deposited as inactive deposits. Such treasurer may call in moneys from inactive deposits and place them in active deposits, when it shall be necessary to do so for the purpose of providing for current demands; and, when there are inactive moneys in his possession for which there are no demands, said inactive moneys may be placed as active deposits. When there are no demands for either active or inactive moneys, then such treasurer may deposit with the federal reserve bank at San Francisco for safekeeping any gold coin or other moneys in his possession and take from said bank a certificate or other exchange showing such deposit. The provisions of this act in regard to sureties shall not apply to such deposits with the Federal Reserve Bank.

SEC. 4. For the security of inactive deposits there shall be deposited with such treasurer bonds of the United States, or of this State or of any county, municipality, school district or irrigation district within this State, which bonds shall be approved by the treasurer and attorney of the county or municipality, to an amount in value at least ten per cent in excess of the amount of the deposit with such bank or banks. For the security of active deposits, there shall be deposited with such treasurer, bonds of the United States or of any state, or of any county, municipality, school district or irrigation district within this State.

SEC. 5. If in any case or at any time the security deposited with such treasurer is not deemed satisfactory by such treasurer, he may require such additional security as may be satisfactory to him. Such security, or any part thereof, may be withdrawn or released on the written consent of such treasurer and the attorney of the county or municipality; *provided*, that a sufficient amount of said bonds or, when permissible, surety bonds of sufficient penalties, to secure said deposits shall always be kept in the treasury; and in the event that any said bank or banks of deposit shall fail to pay such deposits, or any part thereof or the interest on the demand of the treasurer, then it shall be the duty of such treasurer to forthwith recover upon or convert said bonds into money and to disburse the same according to law.

SEC. 6. Such treasurer shall take from such depositary or depositaries a written statement, in triplicate, setting forth the conditions upon which funds are deposited therewith, one of which shall be filed with the auditor of such county or municipality. Each depositary shall render, quarterly, to such treasurer a statement, in triplicate, showing the daily balances or amount of money of such county or municipality held by it during the quarter and the amount of accrued interest thereon separately, one of which shall be filed by the treasurer with the auditor of such county or municipality.

SEC. 7. Such treasurer with the approval of the attorney of the county or municipality, shall, if in his judgment it shall appear necessary for the security of the county or municipality, require said banks of deposit to give an indemnity bond, the sureties on which shall not be interested as stockholders in said bank or banks to be approved by the treasurer and such attorney, to secure such county or municipality against loss by any depreciation in value that may occur in such bonds held by him as security for the safekeeping and prompt payment of the moneys in such banks.

SEC. 8. Such treasurer shall not be responsible for any moneys deposited in a bank or in banks under the provisions of this act, while the same remain there deposited under the terms of this act; but such treasurer shall be chargeable with the safekeeping, management and disbursement of the bonds and certificates of deposit deposited with him as security for deposits of such moneys, and with the interest thereon, and the proceeds of any sale under the provisions of this act.

SEC. 9. At the time of depositing any moneys in any bank, designated as a depositary, such treasurer shall take and preserve a receipt, certificate of deposit, or such other evidence of the deposit as the treasurer may require. The money so deposited may be drawn out by the check or order of such treasurer.

SEC. 10. All moneys belonging to any county or municipality within the State under the control of any officer or employee thereof other than a county or city treasurer, shall be deposited as active deposits in such State or national bank or banks in this State as such officer or employee may select; *and provided*, that the bank or banks in which said moneys are deposited may be required to pay interest thereon and shall furnish security for such deposits as herein provided for active deposits; *provided, further*, that in the discretion of said officer or employee and subject to the approval of the governing body of said county or municipality, the

aforesaid requirement as to interest and security for bank deposits may be waived whenever the funds under the control of such officer or employee do not exceed the sum of five thousand dollars.

SEC. 11. All moneys under the control of any tax collector of any county or municipality must be immediately deposited with the treasurer of any such county or municipality; *provided*, that any such moneys may, under permission and instructions of the treasurer having authority so to do, be deposited by such tax collector in any bank selected as a depositary in accordance with the provisions of this act.

SEC. 12. Any officer or employee of any county or municipality of this State who deposits any money belonging to such county or municipality in any manner other than as prescribed in this act shall be subject to forfeiture of his office or employment.

SEC. 13. An act entitled "An act to provide for and regulate the deposit of county and municipal moneys in banks and banking corporations, limiting the amount of public moneys that may be deposited therein, and providing a penalty for the illegal deposit and use thereof," approved March 23, 1907, and all acts amending said act and all acts and parts of acts in conflict with this act are hereby repealed."

Amendment adopted.

Bill read second time, and ordered to print, engrossment, and third reading.

REFERENCE TO SPECIAL COMMITTEE OF ONE TO AMEND.

The Committee on Finance recommended that Senate Bill No. 922 be amended, by reference to Special Committee of One, in the following report:

SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 922—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith—has had the same under consideration and reports the same back with recommendation that it be referred to a Special Committee of One to amend as follows:

AMENDMENT NUMBER ONE.

In line 9 of the title strike out the period after the word "herewith" and insert in lieu thereof a semicolon and the following: "providing for an appropriation to defray the costs of administering this act."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill after the enacting clause strike out all of the remainder of the bill and insert the following:

"SECTION 1. All coal, oil, oil shale, gas, phosphate, sodium, and other mineral deposits in lands belonging to the State, or which may become the property of the State, are hereby reserved to the State; *provided*, *however*, that nothing in this act shall apply to lands acquired by the State on a sale of delinquent taxes, except such land, the deed for which is required to be filed in the Surveyor General's office. Such deposits are reserved from sale except upon a rental and royalty basis, as herein provided for; and a purchaser of any lands belonging to the State, or which may become the property of the State, shall acquire no right, title or interest in, or to, such deposits except as hereinafter expressly provided; and the right of such purchaser shall be subject to the reservation of all coal, oil, oil shale, gas, phosphate, sodium, and other mineral deposits, and to the conditions and limitations prescribed by law providing for the State and persons authorized by it to prospect for, mine, and remove such deposits, and to occupy and use so much of the surface of said land as may be required for all purposes reasonably extending to the mining and removal of such deposits therefrom.

SEC. 2. All applications to purchase State lands which may be filed subsequent to the passage of this act, and all sales shall be subject to and contain a reservation to the State of one-sixteenth of all coal, oil, gas, and other mineral deposits in all land so acquired, as hereinafter provided for, and all certificates of purchase and patents issued therefor, shall contain such reservation.

SEC. 3. The Surveyor General may from time to time classify any or all State land for its different possible values and uses, and, when he deems it advisable,

may require the State Mineralogist, Director of Agriculture or other organization, agency or institution of the State so created to make such classification. It is hereby expressly made the duty of any such officer, organization, agency or institution to make such classification and to render a report thereon upon the application of the Surveyor General.

SEC. 4. The Surveyor General is hereby authorized, upon the payment to him of fifty cents per acre, for each acre in area embraced within the boundaries of the lands proposed to be prospected and under such rules and regulations as he may prescribe, to grant to any person or association of persons, who are residents of the State of California and citizens of the United States or who have declared their intention of becoming such, or corporations twenty per cent of whose stockholders are citizens of the United States, a prospecting permit, which shall give the exclusive right, for a period not exceeding two years, to prospect for oil or gas, upon not exceeding six hundred and forty acres of land wherein such deposits of oil or gas belong to the State and are not within any known geological structure of a producing oil or gas field, upon condition that the permittee shall begin drilling operations within six months from the date of the permit and shall within one year from and after the date of the permit, drill one or more wells for oil or gas to a depth of not less than one thousand feet each, unless valuable deposits of oil or gas shall be sooner discovered, and shall, within two years from date of the permit, drill for oil or gas to an aggregate depth of not less than two thousand feet unless valuable deposits of oil or gas shall be sooner discovered. The Surveyor General may, if he shall find that the permittee has been unable with the exercise of diligence to test the land in the time granted by the permit, extend any such permit for such time, not exceeding two years, and upon such conditions as he shall prescribe. Whether the lands sought in any such application and permit are surveyed or unsurveyed the applicant shall, prior to filing his application for permit, locate such land in a reasonably compact form and according to the legal subdivisions of the public land surveys if the land be surveyed, and in an approximately square or rectangular tract; if the land be an unsurveyed tract, the length of which shall not exceed two and one-half times its width, the land to be surveyed by the Surveyor General at the expense of the applicant for the permit in such form as the Surveyor General shall deem to be to the best interest of the State; *provided, however*, that in case of prospecting permits and leases to cover bed, lake bed, overflowed, tide and submerged lands, the width or length of the prospecting permit or lease along the shore line, measured on an east and west or north and south line, shall not exceed one-quarter mile. If the applicant shall cause to be erected upon the land for which a permit is sought a monument not less than four feet high, at some conspicuous place thereon, and shall post a notice in writing on or near said monument, stating that an application for permit will be made within thirty days after the date of posting said notice, giving the name of the applicant, the date of the notice, and such a general description of the land to be covered by such permit by reference to courses and distances from such monument and such other natural objects and permanent monument as will reasonably identify the land, stating the amount thereof in acres, he shall during the period of thirty days following such marking and posting, be entitled to a preference right over others to a permit for the land so identified; *provided, however*, that applicant shall, as a part of his application for a permit, show that within two days after the posting of the said notice, he recorded a copy of the same in the county recorder's office of the county in which the said land is situated. The applicant shall, within ninety days after receiving a permit, mark each of the corners of the tract described in the permit upon the ground with substantial monuments, so that the boundaries can be readily traced on the ground, and shall post in a conspicuous place upon the lands a notice that such permit has been granted and a description of the lands covered thereby; *provided, however*, that where the boundaries of the land sought to be prospected or developed under lease are wholly or partially in river or lake beds, overflowed, tide and submerged lands, the notice shall be conspicuously posted on a monument as close to a corner of the land as possible and shall specifically describe the area to be developed by courses and distances so that the limits of the area can be easily determined; *provided, further, however*, that in no case shall permits or leases be granted covering tide, overflowed or submerged lands fronting on an incorporated city or for a distance of one mile on either side thereof; *provided, further, however*, that in case of an application for a permit or lease covering tide, overflowed or submerged land by anyone other than the littoral or riparian proprietor, said littoral or riparian proprietor shall have six months within which to file an application for a permit or lease, but if said littoral or riparian proprietor fails to comply with the requirements of this act and its rules and regulations made in pursuance hereof, his preferential rights shall thereupon cease and forever be terminated, and the original applicant shall be permitted to proceed with his application.

SEC. 5. Upon establishing to the satisfaction of the Surveyor General that valuable deposits of oil or gas have been discovered within the limits of the land embraced in any permit, the permittee shall be entitled to a lease for one-fourth of

the land embraced in the prospecting permit; *provided*, that the permittee shall be granted a lease for as much as one hundred and sixty acres of said lands, if there be that number of acres within the permit. The area to be selected by the permittee shall be in compact form and if surveyed, to be described by the legal subdivision of the public land surveys; if unsurveyed, to be surveyed, by the Surveyor General at the expense of the applicant for lease in accordance with rules and regulations to be prescribed by the Surveyor General, and the lands leased shall be conformed to and taken in accordance with the legal subdivisions of such surveys; deposits made to cover expense of survey shall be deemed appropriated for that purpose, and any excess deposit may be repaid to the person or persons making such deposits or their legal representative. Such lease shall be for a term of twenty years upon a royalty of five per centum in amount or value of the production and the annual payment in advance of a rental of one dollar per acre, the rental paid for any one year to be credited against the royalties as they accrue for that year, with the right of renewal as prescribed in section eight hereof. The permittee shall also be entitled to a preference right to a lease for the remainder of the land in his prospecting permit at a royalty of not less than twelve and one-half per centum in amount or value of the production, and under such other conditions as are fixed for oil or gas leases in this act, the bonus and royalty to be determined by competitive bidding or fixed by such other method as the Surveyor General may by regulations prescribe; *provided*, that the Surveyor General shall have the right to reject any and all bids.

SEC. 6. Until the permittee shall apply for lease to the one-quarter of the permit area heretofore provided for he shall pay to the State of California twenty per centum of the gross value of all oil or gas secured by him from the lands embraced within his permit and sold or otherwise disposed of, or held by him for sale or other disposition.

SEC. 7. All permits and leases of lands containing oil or gas, made or issued under the provisions of this act, shall be subject to the condition that no wells shall be drilled within two hundred feet of any of the outer boundaries of the lands so permitted or leased, unless the adjoining lands have been patented or the title thereto otherwise vested in private owners, and to the further condition that the permittee or lessee will, in conducting his explorations and mining operations, use all reasonable precautions to prevent waste of oil or gas developed in the land, or the entrance of water through wells drilled by him to the oil sands or oil bearing strata, to the destruction or injury of the oil deposits. Violations of the provisions of this section shall constitute grounds for the forfeiture of the permit or lease, to be enforced through appropriate proceedings in courts of competent jurisdiction.

SEC. 8. All unappropriated deposits of oil or gas situated within the known geologic structure of a producing oil or gas field and the unentered lands containing the same not subject to preferential lease, may be leased by the Surveyor General to the highest responsible bidder by competitive bidding under general regulations to qualified applicants in areas not exceeding six hundred and forty acres and in tracts which shall not exceed in length two and one-half times the width, the surveyed land to be leased according to legal subdivisions, the unsurveyed land to be surveyed by the Surveyor General, at the expense of the lessee, in such form as the Surveyor General shall deem to be to the best interest of the State; *provided, however*, that in case of leases to river bed, lake bed, overflowed, tide and submerged lands, the width or length of the lease along the shore line, measured on an east and west or north and south line, shall not exceed one-quarter mile, such leases to be conditioned upon the payment by the lessee of such bonus as may be accepted and of such royalty as may be fixed in the lease, which shall not be less than twelve and one-half per centum in amount or value of the production, and the payment in advance of a rental of not less than one dollar per acre per annum thereafter during the continuance of the lease, the rental paid for any one year to be credited against the royalties as they accrue for that year. Leases shall be for a period of twenty years, with the preferential right in the lessee to renew the same for successive periods of ten years upon such reasonable terms and conditions as may be prescribed by the Surveyor General, unless otherwise provided by law at the time of the expiration of such periods.

Whenever the average daily production of any oil well shall not exceed ten barrels per day, the Surveyor General is authorized to reduce the royalty on future production when in his judgment the wells can not be successfully operated upon the royalty fixed in the lease. The provisions of this paragraph shall apply to all oil and gas leases made under this act.

SEC. 9. The right to prospect, and lease lands containing any other minerals shall be acquired in a similar manner as the right to prospect for and develop oil and gas, under such reasonable and proper rules and regulations, as the Surveyor General shall from time to time prescribe.

SEC. 10. For the purpose, however, of promoting the sale of State land, and the more active cooperation of the owner of the soil, and to facilitate the development of its mineral resources the State hereby constitutes the purchaser of the soil, its agent for the purposes herein named and in consideration hereof, relinquishes to and vests in the purchaser of State lands an undivided fifteen-sixteenth of all oil and gas and the value of the same that may be upon or within any State land

purchased after the passage of this act. The purchaser of the soil is hereby authorized to sell or lease to any person, firm or corporation the oil and gas and other minerals that may be thereon or therein upon such terms and conditions as such purchaser and owner may deem best, subject, however, to the provisions of this act and the reservations herein contained; *and provided, further*, that the lessee or purchaser shall in every case pay to the State an undivided one sixteenth of the mineral produced or the value thereof at the well or mine as may be determined by the Surveyor General; *provided, further, however*, that upon the discovery of oil or gas in paying quantities on adjoining lands the purchaser shall within three months thereafter begin or cause to be started the drilling of a well upon his land, which drilling shall be continuous, as may be provided for by appropriate rules and regulations prescribed by the Surveyor General.

SEC. 11. The Surveyor General shall reserve and may exercise the authority to cancel any prospecting permit or lease upon failure by the permittee to exercise due diligence and care in the prosecution of the prospecting work in accordance with the terms and conditions stated in the permit or lease and shall insert in every such permit or lease issued under the provisions of this act appropriate provisions for its cancellation by him.

SEC. 12. No person, association or corporation, shall take or hold, under the terms of this act, more than one oil or gas permit or lease; no corporation shall hold any interest as a stockholder of another corporation in more than one lease; and no person or corporation shall take or hold any interest or interests as a member of an association or associations or as a stockholder of a corporation or corporations holding a lease under the provisions hereof, which, together with the area embraced in any direct holding of a lease, under this act, or which, together with any other interest or interests as a member of an association or associations or as a stockholder of a corporation or corporations holding a lease under the provisions hereof, for any kind of mineral leased hereunder, exceeds in the aggregate an amount equivalent to the maximum number of acres of the respective kinds of minerals allowed to any one lessee under this act. Any interests held in violation of this act shall be forfeited to the State of California by appropriate proceedings for that purpose in the superior court for the county in which the property, or some part thereof, is located, except that any ownership or interest forbidden in this act which may be acquired by descent, will, judgment, or decree may be held for two years and not longer after its acquisition; *provided*, that nothing herein contained shall be construed to limit or to prevent any number of lessees under the provisions of this act from combining their several interests so far as may be necessary for the purposes of constructing and carrying on the business of a refinery, or of establishing and constructing as a common carrier a pipe line or lines of railroads to be operated and used by them jointly in the transportation of oil from their several wells, or from the wells of other lessees under this act, or the transportation of coal; *provided, further*, that if any of the lands or deposits leased under the provisions of this act shall be subleased, trusteed, possessed, or controlled by any device permanently, temporarily, directly, indirectly, tacitly, or in any manner whatsoever, so that they form part of, or are in anywise controlled by any combination in the form of an unlawful trust, with consent of lessee, or form the subject of any contract or conspiracy in restraint of trade in the mining or selling of coal, phosphate, oil, oil shale, gas, or sodium entered into by the lessee, or any agreement or understanding, written, verbal, or otherwise to which such lessee shall be a party, of which his or its output is to be or become the subject, to control the price or prices thereof or of any holding of such lands by any individual, partnership, association, corporation, or control in excess of the amounts of lands provided in this act, the lease thereof shall be forfeited by appropriate court proceedings.

SEC. 13. Rights of way through all State lands are hereby granted for pipe-line purposes for the transportation of oil or natural gas to any applicant possessing the qualifications provided in section 4 of this act, to the extent of the ground occupied by the said pipe line and twenty-five feet on each side of the same under such regulations as to survey, location, application, and use as may be prescribed by the Surveyor General and upon the express condition that such pipe lines shall be constructed, operated, and maintained as common carriers; *provided*, that the Surveyor General shall in express terms reserve and shall provide in every lease of oil lands hereunder that the lessee, assignee, or beneficiary, if owner or operator or owner of a controlling interest in any pipe line or of any company operating the same which may be operated accessible to the oil derived from lands under such lease, shall at reasonable rates and without discrimination accept and convey the oil of the State or of any citizen or company not the owner of any pipe line, operating a lease or purchasing gas or oil under the provisions of this act; *provided*, that no right of way shall hereafter be granted over said lands for the transportation of oil or natural gas except under and subject to the provisions, limitations, and conditions of this section. Failure to comply with the provisions of this section or the regulations prescribed by the Surveyor General shall be ground for forfeiture of the grant by appropriate proceedings prosecuted in the superior court for the county in which the property, or some part thereof, is located; *and provided, further*, that all of the rights and privileges as are now, or as may hereafter be provided by law, respecting the acquisition of rights of ingress and egress over the property

of another, by proceedings in eminent domain, are hereby expressly given to a permittee or lessee so that such permittee or lessee may carry on the operations contemplated under the terms of this act.

SEC. 14. Any permit, lease, occupation, or use permitted under this act shall reserve to the Surveyor General the right to permit upon such terms as he may determine to be just, for joint or several use, such easements or rights of way, including easements in tunnels upon, through, or in the lands leased, occupied, or used as may be necessary or appropriate to the working of the same or of other lands containing the deposits described in this act, and the treatment and shipment of the products thereof by or under authority of the State, its lessees, or permittees, and for other public purposes; *provided*, that said Surveyor General, in his discretion, in making any lease under this act, may reserve to the State the right to lease, sell, or otherwise dispose of the surface of the lands embraced within such lease under existing law or laws hereafter enacted, in so far as said surface is not necessary for use of the lessee in extracting and removing the deposits therein; *provided, further*, that if such reservation is made it shall be so determined before the offering of such lease; *and provided, further*, that the said Surveyor General, during the life of the lease, is authorized to issue such permits for easements herein provided to be reserved.

SEC. 15. No lease issued under the authority of this act shall be assigned or sublet, except with the consent of the Surveyor General. The lessee may, in the discretion of the Surveyor General, be permitted at any time to make written relinquishment of all rights under such a lease and upon acceptance thereof be thereby relieved of all future obligations under said lease, and may with like consent surrender any legal subdivision of the area included within the lease. Each lease shall contain provisions for the purpose of insuring the exercise of reasonable diligence, skill, and care in the operation of said property; a provision that such rules for the safety and welfare of the miners and for the prevention of undue waste as may be prescribed by said Surveyor General shall be observed, including a restriction of the workday to not exceeding eight hours in any one day for underground workers except in cases of emergency; provisions prohibiting the employment of any boy under the age of sixteen or the employment of any girl or woman, without regard to age, in any mine below the surface; provisions securing the workmen complete freedom of purchase; provision requiring the payment of wages at least twice a month in lawful money of the United States, and providing proper rules and regulations to insure the fair and just weighing or measurement of the coal mined by each miner, and such other provisions as he may deem necessary to insure the sale of the production of such leased lands to the public at reasonable prices, for the protection of the interests of the State, for the prevention of monopoly, and for the safeguarding of the public welfare.

SEC. 16. Any permit or lease issued under the provisions of this act may be forfeited and canceled by an appropriate proceeding in the superior court for the county in which the property, or some part thereof is located, whenever the lessee or permittee fails to comply with any of the provisions of the permit or the lease, or of the general regulations promulgated under this act and in force at the date of the lease or permit; and the lease may provide for resort to appropriate methods for the settlement of disputes or for remedies for breach of specified conditions thereof.

SEC. 17. Any person, or association of persons, corporate or otherwise, who enters or has entered upon any land or lands coming under the provisions of this act, and who is holding, or attempting to hold or develop, any such land, is guilty of a trespass, and the claims being exerted are hereby declared to be null and void, and any property placed upon the said land is hereby declared forfeited to the State, and the Surveyor General is hereby authorized and empowered to issue a prospector's permit or lease on the said land to any qualified claimant who shall comply with the provisions of this act after it becomes effective; *provided, however*, that the Surveyor General may, and he is hereby expressly authorized and empowered to grant a lease, on a royalty of twelve and one-half per centum of the production, to any qualified person, or association of persons, corporate or otherwise, who shall apply therefor within three months after the passage of this act, and who at least six months prior to the passage of this act was operating a producing well or wells, or who was drilling the same, or actually mining for or otherwise developing the mineral products on the said area of lands; *provided, further, however*, that in case of such a lease the area shall be limited to that which is necessary for the operation of the wells or mines, and the Surveyor General shall have the right to call for competitive bids for the lease or leases upon the surrounding area of lands as hereinbefore provided for.

SEC. 18. The Surveyor General of the State is authorized to prescribe necessary and proper rules and regulations and to do any and all things necessary to carry out and accomplish the purposes of this act, also to fix and determine the boundary lines of any structure, or oil or gas field, for the purpose of this act.

SEC. 19. All moneys received by the Surveyor General under the provisions of this act from rents, fees, bonuses and royalties accruing from the use of State school land shall be paid into the "school fund," all other moneys received under the provisions of this act shall be deposited in the "general fund."

SEC. 20. For the purposes of administering this act, there is hereby appropriated out of any money in the State treasury, not otherwise appropriated, the sum of ten thousand dollars to be expended by the Surveyor General; and the State Controller is directed to draw his warrant in favor of the person or persons entitled to the same, upon demand of the Surveyor General approved by the Board of Control, and the State Treasurer is directed to pay the same.

SEC. 21. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional.

SEC. 22. All acts and parts of acts, inconsistent herewith, are hereby repealed."

GATES, Chairman.

Report adopted.

APPOINTMENT OF SPECIAL COMMITTEE OF ONE.

Whereupon, the President appointed Senator Ingram a Special Committee of One to amend Senate Bill No. 922 in accordance with the above report.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 922, with instructions to amend, respectfully reports the same back, amended as per instructions.

INGRAM, Special Committee.

Report read, and on motion of Senator Ingram adopted.

Bill ordered to print, and re-engrossment.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 300—An act making an appropriation to pay the claim of the Stockton Livestock Company against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 300 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of the State by adding a new article thereto to be numbered XXIV, establishing a State Athletic Commission and regulating boxing and sparring in the State.

Constitutional amendment read.

AMENDMENTS FROM THE FLOOR.

During second reading of the constitutional amendment, the following amendments were offered and their adoption moved by Senator Scott:

AMENDMENT NUMBER ONE.

On page 4, line 20, of the printed bill, strike out the word "ten" and insert in lieu thereof the word "four".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 4, line 22, strike out the word "ten" and insert in lieu thereof the word "four".

Amendment adopted.

APPROVAL OF JOURNALS.

On motion of Senator Breed, the Senate Daily Journals of Monday, March 28; Tuesday, March 29; Wednesday, March 30; Thursday, March 31; Friday, April 1; Monday, April 4; Tuesday, April 5; Wednesday, April 6; Thursday, April 7, and Friday, April 8, 1921, were approved as corrected.

ADJOURNMENT.

At ten o'clock and fifty-five minutes p.m., the acting President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Friday, April 22, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—39.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, April 21, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to John T. McNamara and Robert Coats of Martinez.

On request of Senator Irwin, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Grove L. Johnson of Sacramento.

On request of Senator Carr, F. M., the privilege of the floor of the Senate Chamber for the day was unanimously extended to Jay B. Nash, superintendent of recreation of city of Oakland.

On request of Senator Flaherty, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. Elenora Scharrenberg, Miss Helen Scharrenberg and Mrs. Emilia Drugo of San Francisco.

On request of Senator Slater, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Herbert B. Scudder of Sebastopol, past grand marshal of the Grand Parlor, N. S. G. W.; Captain T. Virgil Butts, John Hawks and John Lindsay of Santa Rosa Parlor, N. S. G. W.

On request of Senator Flaherty, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. and Mrs. Judge Flood of San Francisco.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. D. E. Hill, member of the Assembly of the state of Nevada.

On request of Senator Carr, F. M., the privilege of the floor of the Senate Chamber for the day was unanimously extended to Fred Greenblatt of San Francisco.

On request of Senator Otis, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Frank C. Merritt of Oakland, historygrapher of Grand Parlor, N. S. G. W.

On request of Senator Godsil, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Thomas M. Dillon, M. J. McGovern, John Ramsey and Francis Collins, all members of Castro Parlor No. 232, N. S. G. W., of San Francisco.

On request of Senator Carr, F. M., the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. and Mrs. Chas. H. Brennan of San Francisco.

On request of Senator Breed, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Chas. L. King, of Spokane, Washington.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed the following:

Assembly Bill No. 213—An act to make an appropriation for the construction and completion of a State highway connecting the counties of Trinity, Tehama and Shasta with the road system of Humboldt County;

Also: Assembly Bill No. 247—An act to provide for the extension of the public works of the State of California during periods of extraordinary unemployment caused by temporary industrial depression, and regulating employment therein, and

authorizing the Board of Control to enforce the provisions hereof; and repealing all acts inconsistent with the provisions hereof;

Also: Assembly Bill No. 284—An act to amend section 475 of the Political Code, relating to clerks, phonographic reporter, service agent and stenographers of the Attorney General's office;

Also: Assembly Bill No. 285—An act to amend section 439, and to repeal sections 440 and 441 of the Political Code, relating to employees in the Controller's office;

Also: Assembly Bill No. 286—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of assistants and deputies in such office;

Also: Assembly Bill No. 328—An act to add a new section to the Political Code to be numbered 737*d*, relating to salaries of superior judges in Fresno County;

Also: Assembly Bill No. 384—An act to amend sections 2, 4, 6, 19 and 21 of an act entitled "An act to provide for and regulate municipal elections in cities of the fifth and sixth class," approved May 27, 1919;

Also: Assembly Bill No. 386—An act to amend sections 4276 and 4276*a* of the Political Code, relating to the salaries and fees of officials, jurors and witnesses in counties of the forty-seventh class.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 213, 284, 285, 286, and 328 read first time, and referred to Committee on Finance.

Assembly Bill No. 247 read first time, and referred to Committee on Governmental Efficiency.

Assembly Bill No. 384 read first time, and referred to Committee on Elections.

Assembly Bill No. 386 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed the following:

Assembly Bill No. 50—An act appropriating money to provide for the grading, paving, curbing, guttering and drainage of that portion of Oxford street, Berkeley, California, fronting upon property of the University of California;

Also: Assembly Bill No. 124—An act to amend section 2 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915, and to add a new section thereto to be numbered 39*a*.

Also: Assembly Bill No. 125—An act to amend section 3 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915;

Also: Assembly Bill No. 161—An act to provide for the treatment and surgical care of deformed, crippled or injured children by the State of California, in its general hospitals and institutions.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 50, 124 and 125 read first time, and referred to Committee on Finance.

Assembly Bill No. 161 read first time, and referred to Committee on Public Charities and Corrections.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed the following:

Assembly Bill No. 1349—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather rivers of the State of California, by controlling the floods, removing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1910, and transmitted to the Speaker of the House of Representatives of the United States by the Secretary of War on June 27, 1911, and printed in House of Representatives document No. 81 of the first session of the sixty-second United States Congress, as modified by the report of said commission submitted February 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee document No. 5, sixty-third United States Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs; and making an appropriation for such work; and providing for the continuance of such work as provided by section 2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917;

Also: Assembly Bill No. 1363—An act to add a new section to the Political Code to be numbered 758a, providing for the appointment and compensation of a porter for the First District Court of Appeal.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bills Nos. 1349 and 1363 read first time, and referred to Committee on Finance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed the following:

Assembly Bill No. 1132—An act to add a new section to the Political Code to be numbered 4303, relating to fees of constables and peace officers;

Also: Assembly Bill No. 1247—An act to authorize the State Board of Control to purchase and invest in warrants of the Sacramento and San Joaquin Drainage District;

Also: Assembly Bill No. 1274—An act to amend section 204c of the Code of Civil Procedure, relating to jury commissioners;

Also: Assembly Bill No. 1298—An act to amend section 67a of the Code of Civil Procedure, relating to the superior court of Los Angeles County;

Also: Assembly Bill No. 1303—An act to provide for the creation of a board of dance and boxing commissioners in each county and city and county in this State for the purpose of regulating public dancing and boxing in each of said counties or city and counties, and empowering said boards to make rules and regulations in relation thereto;

Also: Assembly Bill No. 1327—An act declaring and establishing a State highway between Downieville, Sierra County, and Sattley, Sierra County, over existing county roads passing through Sierra City;

Also: Assembly Bill No. 1345—An act appropriating money for the construction of a pathological laboratory at the Napa State Hospital.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. ORR, Assistant Clerk.

Assembly Bill No. 1132 read first time, and referred to Committee on County Government.

Assembly Bill No. 1247 read first time, and referred to Committee on Drainage, Swamp and Overflowed Lands.

Assembly Bills Nos. 1274 and 1345 read first time, and referred to Committee on Finance.

Assembly Bill No. 1298 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 1303 read first time, and referred to Committee on Public Morals.

Assembly Bill No. 1327 read first time, and referred to Committee on Roads and Highways.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed the following:

Assembly Bill No. 392—An act providing for the collection and importation of parasitic and predacious insects from foreign countries and authorizing the employment of collectors and the payment of their subsistence and traveling expenses;

Also: Assembly Bill No. 609—An act to amend section 4235 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the sixth class;

Also: Assembly Bill No. 633—An act to amend section 3756 of the Political Code, relating to the collection of taxes;

Also: Assembly Bill No. 737—An act to amend sections 4249*a* and 4250 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-first class;

Also: Assembly Bill No. 738—An act to add a new section to be numbered section 19*a* 21 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 814—An act to amend section 4244 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifteenth class.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Assembly Bill No. 392 read first time, and referred to Committee on Finance.

Assembly Bills Nos. 609, 737, 738 and 814 read first time, and referred to Committee on County Government.

Assembly Bill No. 633 read first time, and referred to Committee on Revenue and Taxation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed the following:

Assembly Bill No. 867—An act to amend section 4190 of the Political Code, relating to payment of fees into the Law Library Fund, and to repeal an act entitled "An act to amend section 1 of an act entitled 'An act to establish law libraries,' approved March 1, 1891 and relating to the creation of a Law Library Fund," approved March 1, 1897;

Also: Assembly Bill No. 871—An act to provide for the compilation, printing, binding, publishing, and distribution of a legislative manual and State blue book, or roster, repealing all conflicting acts and making an appropriation to carry out the provisions hereof;

Also: Assembly Bill No. 883—An act to amend sections 485 and 500 of the Political Code, relating to the appointment and compensation of officers and employees in the office of the State Surveyor General and ex officio register of the State Land Office and to repeal section 486 of said code;

Also: Assembly Bill No. 896—An act making an appropriation to pay the cost of making a survey and preparing plans and estimates for the construction of a highway from the town of Alturas in Modoc County to the Nevada-California state line by the most direct and practical route via Cedarville connecting with the proposed Nevada state highway;

Also: Assembly Bill No. 900—An act to amend section 4242 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the thirteenth class;

Also: Assembly Bill No. 905—An act to amend an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Francisco and the bay of San Pablo to the city of Richmond in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved June 11, 1913.

JEROME B. KAVANAUGH, Chief Clerk.
By ROBT. A. ORR, Assistant Clerk.

Assembly Bill No. 867 read first time, and referred to Committee on Judiciary.

Assembly Bills Nos. 871, 883 and 896 read first time, and referred to Committee on Finance.

Assembly Bill No. 900 read first time, and referred to Committee on County Government.

Assembly Bill No. 905 read first time, and referred to Committee on Commerce and Navigation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed the following:

Assembly Bill No. 945—An act regulating the use, construction and maintenance of the public highways; prohibiting certain uses thereof; providing for the registration, indentification and equipment of vehicles; for the payment of registration fees therefor; for the filing of notices of ownership of vehicles and of the transfer of the ownership and legal title thereof, and providing an estoppel for failure so to do; for the licensing of persons and the prohibiting of certain persons from operating vehicles; providing penalties for violations of the provisions of this act; limiting the powers of local authorities to enact or enforce ordinances, rules or regulations concerning any of the matters embraced within the provisions of this act; providing for the organization and maintenance of a Vehicle Department; providing for the disposition of the fees, fines and forfeitures to be collected hereunder; providing for the printing and distribution of this act and of parts thereof; providing for the carrying out of the objects of this act and making appropriation therefor; providing for the time that this act shall go into effect and repealing all acts and parts of acts in conflict herewith;

Also: Assembly Bill No. 998—An act to amend section 1610 of the Penal Code, relating to a guard for the jail and for prisoners being transported;

Also: Assembly Bill No. 1004—An act to amend sections 5, 6, 11 and 12 of an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment including minimum wage; providing for an appropriation therefor and fixing a penalty for violation of this act," approved May 26, 1913, as amended;

Also: Assembly Bill No. 1060—An act making an appropriation for the construction of a State highway between Placerville, El Dorado County, and Coloma, El Dorado County.

JEROME B. KAVANAUGH, Chief Clerk.
By ROBT. A. ORR, Assistant Clerk.

Assembly Bill No. 945 read first time, and referred to Committee on Roads and Highways.

Assembly Bill No. 998 read first time, and referred to Committee on Prisons and Reformatories.

Assembly Bill No. 1004 read first time, and referred to Committee on Governmental Efficiency.

Assembly Bill No. 1060 read first time, and referred to Committee on Finance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed the following:

Assembly Bill No. 259—An act declaring the public highway extending from Auburn in Placer County to the Sonora lateral at Sonora in Tuolumne County to be a State highway;

Also: Assembly Bill No. 260—An act to amend section 14½ of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, as amended;

Also Assembly Bill No. 299—An act declaring and establishing a State highway between the present State highway at or near Ukiah, and the Ukiah State Hospital at Talmadge, Mendocino County, over existing county roads, and making an appropriation to carry out the provisions hereof;

Also: Assembly Bill No. 305—An act to amend section 11 of an act entitled "An act creating a State Bureau of Criminal Identification and investigation, providing for its organization and defining its powers and duties and making an appropriation to carry out the provisions hereof, approved March 20, 1905, and repealing an act entitled 'An act to create a State Bureau of Criminal Identification, and providing for the appointment of a director of said bureau, defining his duties and qualifications and powers; providing for the appointment of a clerk of said bureau and fixing his qualifications; fixing compensation of said director and clerk, providing for the manner of paying the same and providing for the expense of conducting the office,' approved May 31, 1917";

Also: Assembly Bill No. 345—An act providing for establishing, conducting and maintaining agricultural experimental stations in certain parts of San Luis Obispo and Monterey Counties by the Department of Agriculture of the University of California, and making an appropriation therefor;

Also: Assembly Bill No. 440—An act to appropriate money for the survey, location, and construction of a State highway connecting the town of Vacaville, Solano County, California, to the town of Winters, Yolo County, California.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 259, 299 and 440 read first time, and referred to Committee on Roads and Highways.

Assembly Bill No. 260 read first time, and referred to Committee on Fish and Game.

Assembly Bills Nos. 305 and 345 read first time, and referred to Committee on Finance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed the following:

Assembly Bill No. 441—An act making an appropriation to grade, construct and pave with concrete and erect the necessary bridges on that certain highway as established by chapter 542, approved May 27, 1919, which said highway extends from the present paved highway in Butte County through Butte City and Glenn post office to Willows.

Also: Assembly Bill No. 480—An act to provide for the organization and government of irrigation districts and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes;

Also: Assembly Bill No. 490—An act making an appropriation to pay the cost of making a survey and preparing plans and estimates and the construction of a highway from the town of Alturas in Modoc County to New Pine creek on the Oregon-California state line by the most direct and practical route and connecting with the Oregon state highway;

Also: Assembly Bill No. 497—An act to make an appropriation for the erection of buildings and other improvements for the State Nursery, located near Davis, California;

Also: Assembly Bill No. 551—An act making an appropriation for the survey and location of a State highway from Madera to the boundary of the Yosemite National Park near the Mariposa Big Trees;

Also: Assembly Bill No. 682—An act to amend the Political Code by repealing section 4236 thereof and to enact seventeen new, separate and distinct sections thereof,

to be numbered consecutively 4236*a*, 4236*b*, 4236*c*, 4236*d*, 4236*e*, 4236*f*, 4236*g*, 4236*h*, 4236*i*, 4236*j*, 4236*k*, 4236*l*, 4236*m*, 4236*n*, 4236*o*, 4236*p*, inclusive, relating to county and township officers, in counties of the seventh class, the assistants, deputies and other employees of said officers, and providing for the compensation of said officers and said assistants, deputies and other employees.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 441, 490, 497 and 551 read first time, and referred to Committee on Finance.

Assembly Bill No. 480 read first time, and referred to Committee on Irrigation.

Assembly Bill No. 682 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed the following:

Assembly Bill No. 750—An act to reappropriate moneys appropriated by an act entitled "An act appropriating money for building a wing to the trades building at Preston School of Industry," approved June 7, 1913;

Also: Assembly Bill No. 868—An act to add a new section to be numbered section 19*a*15 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 901—An act to add a new section to be numbered section 19*a*13 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bill No. 750 read first time, and referred to Committee on Finance.

Assembly Bills Nos. 868 and 901 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed the following:

Assembly Bill No. 910—An act to provide for the investigation by the State of California of the possibilities of the storage, control and diversion of water for public use and public protection in the State of California, and making an appropriation for said purpose;

Also: Assembly Bill No. 911—An act providing for the taking over by the State of California of a certain road in the county of San Joaquin, and for the maintenance and improvement of the same as a State road under the supervision of the State Department of Engineering;

Also: Assembly Bill No. 948—An act appropriating certain moneys for the improvement of the State highway between the present State highway at or near Mecca, Riverside County, and the Colorado River at Blythe, Riverside County;

Also: Assembly Bill No. 1071—An act to amend section 4041*b* of the Political Code, relating to advisory boards to cooperate with the county assessors;

Also: Assembly Bill No. 1112—An act to amend section 1595 of the Political Code, relative to notices of election for school trustees;

Also: Assembly Bill No. 1187—An act to provide for the restoration of the San Diego Mission, appointing a committee therefor, and providing an appropriation to carry this act into effect;

Also: Assembly Bill No. 1199—An act providing for the selection of an area within which the State Normal School at San Francisco shall be located; authorizing the board of trustees thereof to acquire by purchase, gift, condemnation or otherwise such tracts of land within said selected area as may be necessary for the uses of said school; authorizing the construction or reconstruction of suitable and necessary buildings and improvements thereon, and the purchase of necessary and appropriate furniture and equipment therefor; making an appropriation therefor, and repealing all acts or parts of acts inconsistent herewith.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bill No. 910 read first time, and referred to Committee on Irrigation.

Assembly Bill No. 911 read first time, and referred to Committee on Roads and Highways.

Assembly Bills Nos. 948, 1187 and 1199 read first time, and referred to Committee on Finance.

Assembly Bill No. 1071 read first time, and referred to Committee on County Government.

Assembly Bill No. 1112 read first time, and referred to Committee on Education:

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed the following:

Assembly Bill No. 1279—An act to add a new section to the Political Code to be numbered 737*v*, relating to the salaries of superior judges;

Also: Assembly Bill No. 1289—An act making an appropriation for the improvement of the State highway between a point near the town of Hume, in the county of Fresno and the floor of the Kings River Canyon, at or near Cedar Grove hotel in said county;

Also: Assembly Bill No. 1346—An act to repeal an act entitled "An act to regulate the issuance of bonds of school districts in cities of the fifth class, and school districts partly within and partly without such cities of the fifth class," approved March 20, 1909;

Also Assembly Bill No. 1359—An act entitled, "An act to insure the better education of practitioners of veterinary medicine, and to regulate the practice of veterinary medicine in the State of California, to provide for the creation of a board of five members who shall act under and in accordance with the provisions of this act; to provide for their appointment, and define their powers, duties and compensation; to define offenses committed by acts done contrary to the provisions of this act, and providing penalties for the violation thereof; providing for the revocation or suspension, in certain cases, of licenses issued hereunder, and to repeal an act entitled 'An act to regulate the practice of veterinary medicine and surgery in the State of California,' approved March 23, 1893, amended and approved March 20, 1903, and all other laws in conflict herewith," approved March 23, 1907, as amended;

Also: Assembly Bill No. 1360—An act to amend section 10 of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making

an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919;

Also: Assembly Bill No. 1362—An act to recognize and declare valid all proceedings in and relative to the organization of Tule Irrigation District.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Assembly Bills Nos. 1279 and 1289 read first time, and referred to Committee on Finance.

Assembly Bill No. 1346 read first time, and referred to Committee on Education.

Assembly Bill No. 1359 read first time, and referred to Committee on Agriculture.

Assembly Bills Nos. 1360 and 1362 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 20, 1921, passed the following:

Assembly Bill No. 1126—An act to provide for the inspection, classification, regulation and licensing of warehouses and other enclosures where agricultural products are stored, providing penalties for violations hereof, and making an appropriation therefor;

Also: Assembly Bill No. 1335—An act to provide for the appointment of a commission to investigate the plan of operation and organization of agricultural colleges in the United States, and to recommend a plan for the reorganization of agricultural instruction in the State of California, and making an appropriation therefor.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. OBR, Assistant Clerk.

Assembly Bills Nos. 1126 and 1335 read first time, and referred to Committee on Finance.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, passed, as a case of urgency, Assembly Bill No. 474—An act to preserve and maintain interstate lakes and ponds and the outlets thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. OBR, Assistant Clerk.

Assembly Bill No. 474 read first time, and referred to Committee on Conservation.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, adopted Assembly Joint Resolution No. 30—Relative to the adoption of the metric system by the Congress of the United States as the legal standards of weights and measures after a transition period of ten years, as proposed in bills now before Congress.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. OBR, Assistant Clerk.

Assembly Joint Resolution No. 30 referred to Committee on Federal Relations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, adopted the following:

Assembly Concurrent Resolution No. 25—Relative to reports of the Department Encampment of the Grand Army of the Republic;

Also—Assembly Concurrent Resolution No. 34—Approving certain amendments to the charter of the city of San Bernardino, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the eleventh day of April, 1921;

Also: Assembly Concurrent Resolution No. 35—Approving a new charter for the city of Long Beach, in the county of Los Angeles, State of California, ratified by the qualified electors of said city of Long Beach at a special election held therein on the fourteenth day of April, 1921.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. OBB, Assistant Clerk.

Assembly Concurrent Resolution No. 25 referred to Committee on Finance.

Assembly Concurrent Resolutions Nos. 34 and 35 referred to Committee on Municipal Corporations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 21, 1921, adopted the following:

Assembly Constitutional Amendment No. 32—A resolution proposing to the people of the State of California to amend section 16 of article IV of the constitution of said State, relating to the presentation to and the signing by the Governor of bills passed by the Legislature of said State and relating to the power of the Governor to veto such bills and providing when and how such bills shall become a law;

Also: Assembly Constitutional Amendment No. 37—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article IV thereof a new section to be numbered 37, relative to water conservation.

JEROME B. KAVANAUGH, Chief Clerk.
By R. A. OBB, Assistant Clerk.

Assembly Constitutional Amendments Nos. 32 and 37 referred to Committee on Constitutional Amendments.

COMPARISON OF SENATE AND ASSEMBLY BILLS.

On motion of Senator Johnson, Senate Bills Nos. 396 and 404 and Assembly Bills Nos. 284 and 286 were referred to Committee on Engrossment and Enrollment, for the purpose of comparison.

REPORTS OF STANDING COMMITTEES.

The following report of standing committee was received and read, out of the regular order:

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 544—An act authorizing the separation of the departments of the deaf and the blind in the California School for the Deaf and the Blind at Berkeley, California, and providing for the transfer of certain funds—has had the same under consideration, and respectfully reports the same back, without recommendation.

Committee membership—15; committee vote: Ayes—9; absent—6.

HARRIS, Chairman.

Senate Bill No. 544 ordered to second reading.

SECOND READING OF SENATE BILL—(OUT OF ORDER).

Senator Breed asked for and was granted unanimous consent to take up Senate Bill No. 544 for second reading at this time, out of the regular order.

Senate Bill No. 544—An act authorizing the separation of the departments of the deaf and the blind in the California School for the Deaf

and the Blind at Berkeley, California, and providing for the transfer of certain funds.

Bill read second time, ordered engrossed, and on file for third reading.

RESOLUTION.

By Senator Harris:

Resolved, That Senate Bill No. 544 presents a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bill shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bill be read the third time, and placed upon its passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and section 15 of article IV of the constitution was suspended by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Whereupon the President declared the provisions of section 15 of article IV of the constitution suspended for the purpose of this day considering Senate Bill No. 544.

CONSIDERATION OF DAILY FILE.

THIRD READING OF SENATE BILLS.

On motion of Senator Crowley, Senate Bill No. 400 was ordered withdrawn from the file, and re-referred to Committee on Public Health and Quarantine.

Senate Bill No. 946—An act to add one new section, to be numbered 1617*c*, to the Political Code, providing for the cooperative purchase of staple apparatus and supplies by trustees of common school districts, high school boards and boards of education of city school districts through the county purchasing agent or the office of the county superintendent of schools.

Bill read third time previously.

POINT OF ORDER.

Senator Sample raised the point of order that Senator Scott had spoken longer than five minutes on the subject before the Senate, five minutes being the time limit under the rule.

DECISION ON POINT OF ORDER.

The President announced his decision and declared the point of order well taken.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 946 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram,

Inman, Irwin, Jones, Lyon, Nelson, Osborne, Otis, Rominger, Sample, Sharkey, Slater, and Yonkin—28.

NOES—Senators Flaherty, Godsil, Johnson, King, McDonald, Scott, and Shearer—7.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 765—An act to amend section 11 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 765 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Sharkey, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 565—An act to amend an act entitled "An act to create for the State of California a Department of Engineering, to provide for the appointment of the officers and employees thereof, defining its powers and prescribing the duties of said department, its officers and employees, to provide the compensation of such officers and employees, to make an appropriation for the salaries and other expenses for the remainder of the fifty-eighth fiscal year and making certain acts a felony, and repealing an act entitled 'An act creating a Commissioner of Public Works, defining his duties and powers, and fixing his compensation,' approved February 9, 1900, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create a Department of Highways for the State of California, to define its duties and powers, to provide for the appointment of officers and employees thereof, and to provide for the compensation of said officers and employees, and for the additional expenses of said department, and to make an appropriation therefor for the remainder of the forty-eighth fiscal year,' approved April 1, 1897; also repealing an act entitled 'An act providing for the appointment of an auditing board to the Commissioner of Public Works, authorizing him and them to perform certain duties relating to drainage, to purchase machinery, tools, dredges, and appliances therefor, to improve and rectify water channels, to erect works necessary and incident to said drainage, to condemn land and property for the purposes aforesaid, making certain acts a felony, and making an appropriation of money for the purposes of this act,' approved March 17, 1897, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to provide for the appoint-

ment, duties and compensation of a Debris Commissioner, and to make an appropriation to be expended under his direction in the discharge of his duties as such commissioner,' approved March 24, 1893, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create the office of Lake Tahoe Wagon Road Commissioner, providing the term of office and compensation of such commissioners, defining his duties and making an appropriation for the salary and expenditures provided for and authorized by this act,' approved April 1, 1897, and all acts or parts of acts amendatory thereof,'' approved March 11, 1907, and all acts or parts of acts amendatory thereof, by amending sections 5 and 12 thereof, relating to the officers and employees of the Department of Engineering, their powers, duties, and salaries, and particularly to the engineer appointed for service in the harbor of San Francisco under the State Board of Harbor Commissioners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 565 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Sharkey, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 370—An act granting certain tidelands and submerged lands of the State of California to the city of Newport Beach, upon certain trusts and conditions;

Also: Senate Bill No. 980—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended;

And reports that the same have been correctly re-engrossed.

OSBORNE, Chairman

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 367—An act to amend sections 4, 5 and 6 of an act entitled "An act authorizing municipal corporations to permit other municipal corporations to construct and maintain sewers, water mains, and other conduits therein, also to construct and maintain sewers, water mains, and other conduits for their joint benefit, and at their joint expense, and to make and enter into contracts for said purposes," approved March 22, 1909, as amended;

Also: Senate Constitutional Amendment No. 36—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article IV a new section to be numbered 25a, relative to special laws;

Also: Senate Bill No. 675—An act to add a new section to the Political Code to be numbered 4131a, relating to the recording of instruments in the offices of county recorders;

Also: Senate Bill No. 527—An act to add a new section to the Political Code, to be numbered section 1618*b*, relating to the reciprocal notification of cases of communicable disease by school authorities and local health officers;

Also: Senate Bill No. 358—An act to enable corporations to provide for the representation of their employees on the board of directors;

Also: Senate Bill No. 983—An act to enable municipal corporations to sell, lease, or otherwise transfer the control or management of waterworks or parts thereof belonging to such municipality to municipal water districts;

Also: Senate Bill No. 727—An act to amend section 7 of an act entitled "An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended May 27, 1915, regulating licenses of employment agencies;

Also: Senate Bill No. 578—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the officers of State and local registrars of vital statistics, to provide for the salary and fees of same, to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, amended May 18, 1917, by amending section 1 thereof relating to the Bureau of Vital Statistics;

Also: Senate Bill No. 913—An act to authorize and empower the board of directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State;

Also: Senate Bill No. 823—An act to authorize and empower the board of directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State;

Also: Senate Bill No. 545—An act to amend section 2207*f* of the Political Code, relating to the Industrial Home of Mechanical Trades for the Adult Blind;

Also: Senate Bill No. 20—An act to add a new section to the Political Code to be numbered 737*d*, relating to the salaries of superior court judges in and for the county of San Diego;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 370—An act granting certain tidelands and submerged lands of the State of California to the city of Newport Beach, upon certain trusts and conditions.

Bill read third time, previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 370 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Otis, Rigdon, Rominger, Rush, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF SPECIAL ORDER POSTPONED.

The hour of ten o'clock and thirty minutes a.m. heretofore set for the consideration of Senate Bill No. 895, having arrived, further consideration was postponed until after the consideration of Senate Bill No. 92, heretofore set as a special order for eleven o'clock a.m., this day.

CONSIDERATION OF SPECIAL ORDER.

At ten o'clock and thirty minutes a.m., on motion of Senator Dennett, the special order on Senate Bill No. 92, heretofore set for eleven o'clock a.m., this day, was taken up for consideration.

Senate Bill No. 92—An act declaring all buildings and places nuisances wherein or upon which gambling is held or occurs or which are used for such purposes, and providing for the abatement and prevention of such nuisances by injunction and otherwise.

Bill read third time.

MOTION.

Senator Chamberlin moved the previous question.

Motion seconded by Senator Inman.

The question being: Shall the main question be now put?

POINT OF ORDER.

Senator McDonald raised the point of order that the previous question was not debatable.

DECISION ON POINT OF ORDER.

The President announced his decision and declared the point of order well taken.

The roll was called, and the previous question denied, by the following vote:

AYES—Senators Allen, Burnett, Carr, F. M., Chamberlin, Crowley, Flaherty, Godsil, Hart, Ingram, Inman, McDonald, and Scott—12.

NOES—Senators Arbuckle, Boggs, Breed, Carr, W. J., Dennett, Duncan, Eden, Gates, Harris, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—25.

MOTION TO REFER SENATE BILL NUMBER NINETY-TWO TO A SPECIAL COMMITTEE OF ONE TO AMEND.

By Senator Dennett:

(Pending.)

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 468—An act to fix and quiet titles to rights of way reserved without limit of time or location;

Also: Senate Bill No. 194—An act directing the State Water Commission to make a survey of the water resources of the State of California, including surface and underground waters, and to compile a report thereof, and making an appropriation to defray the expenses of such survey;

Also: Senate Bill No. 205—An act to provide for the acceptance of the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States of America, in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise; to empower and direct the board designated as the State Board for Vocational Education to cooperate with the Federal Board for Vocational Education in carrying out the provisions of said federal act; to prescribe its powers and duties in carrying out the provisions of this act; to provide for a plan of cooperation between the State Board for Vocational Education and the Industrial Accident Commission; to provide

for the appointment of a custodian of all moneys received by the State from appropriations made by the Congress of the United States and from other sources for the purpose of promoting vocational rehabilitation; to create a vocational rehabilitation fund and making an appropriation therefor;

Also: Senate Bill No. 148—An act to authorize the payment of the claim of John Breuner Company, a corporation, against the State of California, and making an appropriation therefor.

Also: Senate Bill No. 515—An act appropriating money to pay the claim of Tryon and Brain against the State of California.

Also: Senate Bill No. 976—An act to amend section 3898 of the Political Code and to add a new section thereto to be numbered 3897*a*, relating to the sale of lands purchased by the State for delinquent taxes;

Also: Senate Bill No. 473—An act appropriating money for investigation, research, and demonstration by the Department of Agriculture of the University of California with regard to deciduous fruits and nuts, including olives and figs;

Also: Senate Bill No. 409—An act to amend the State Medical Practice Act, by adding a new section thereto to be numbered 17*a*, relating to the use and application of Roentgen rays, X-rays, radium rays, or other electric modalities in the examination, diagnosis or treatment of human beings for diseases, injuries, deformities, or any other physical or mental conditions;

Also: Senate Bill No. 153—An act to establish standards for grain, providing for grading and inspection, defining the powers and duties of the Director of Agriculture in respect thereto, prescribing penalties for violation of the provisions hereof and making an appropriation to carry out the provisions of this act;

Also: Senate Bill No. 90—An act to provide for retirement of employees of the State of California on account of permanent physical or mental disability after twenty-five years of continuous service, and for retirement after twenty-five years of continuous service of employees who may then be more than seventy years of age, with one-half pay thereafter during life; to provide means and methods for the payment of retired salaries, and for the filling of vacancies caused by such retirements, and creating a board of retirement regarding the same;

Also: Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*b*, embracing sections 361 to 361*d*, both inclusive, relating to a Department of Agriculture;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 943—An act to amend sections 718 and 719 of the Political Code, relating to the employees of the Superintendent of Capitol Building and Grounds—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

RECESS.

At ten o'clock and thirty-five minutes a.m., on motion of Senator Inman, the President declared the Senate at recess until the hour of ten o'clock and forty minutes a.m.

RECONVENED.

At ten o'clock and forty minutes a.m., the Senate reconvened. Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Assembly Bill No. 1318—An act to regulate the sale of imported eggs, powdered egg and egg products, and providing a penalty for the violation of the provisions of this act—has

had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—9; committee vote: Ayes—5; absent—4.

RIGDON, Chairman.

Assembly Bill No. 1318 ordered on file for second reading.

ON PUBLIC CHARITIES AND CORRECTIONS.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Public Charities and Corrections, to which was referred Assembly Bill No. 994—An act to establish a Bureau of Placement, Care and Supervision of Minors who have been paroled, furloughed, or granted a leave of absence from State institutions; and to provide for the organization, management, and maintenance thereof;

Also: Assembly Bill No. 1041—An act to amend the title and section 1 of "An act to establish an institutiton for the care, confinement and instruction of feeble-minded and epileptic persons, to provide for government and maintenance thereof, and for the study of mental deficiency and related problems, to provide for admission and commitment to such institution, and to prescribe penalty for unlawfully or improperly contriving to have persons adjudged feeble-minded under this act, to provide for the sterilization of inmates of such institution, to prescribe penalties for procuring the escape or aiding or advising in the escape of inmates, or concealing inmates thereof, to provide a contingent fund for the use of such institution and to make an appropriation therefor," approved June 1, 1917;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—7; committee vote: Ayes—6; absent—1. Same vote on both bills.

CANEPA, Chairman.

Assembly Bills Nos. 994 and 1041 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 252—An act to amend section 953c of the Code of Civil Procedure, relating to record on appeal;

Also: Assembly Bill No. 532—An act to amend sections 1387 and 1393 of the Code of Civil Procedure, relating to the recording of letters testamentary and of administration and bonds;

Also: Assembly Bill No. 533—An act to amend section 1756 of the Code of Civil Procedure, relating to the recording of letters of guardianship and bonds;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—8; absent—9. Same vote on all bills.

JONES, Chairman.

Assembly Bills Nos. 252, 532 and 533 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 479—An act to amend section 538 of the Penal Code, relating to the removal of mortgaged personal property—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—17; committee vote: Ayes—8; absent—9.

JONES, Chairman.

Assembly Bill No. 479 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 1155—An act amending the Juvenile Court Law, by amending section 20 thereof;

Committee vote: Ayes—8; absent—9;

Also: Assembly Bill No. 178—An act to repeal section 6504 of the Penal Code, and to add thereto a new section, to be numbered 6504, relating to willful and wrongful acts seriously injuring the person or property of another; seriously disturbing or endangering the public peace; outraging public decency; using another's

name for accomplishing lewd or licentious purposes, whether accomplished or not; affecting, or having a tendency to affect the moral character of the person whose name is used, and to personifying another or causing or procuring others to identify or give assurance that a person is some one else for the accomplishment of lewd or licentious purposes, whether accomplished or not, and providing a penalty for the violations hereof;

Committee vote: Ayes—7; noes—1; absent—9;

Also: Assembly Bill No. 1008—An act to amend section 10 of the Political Code, relating to holidays;

Committee vote: Ayes—8; absent—9;

Also: Assembly Bill No. 1013—An act to amend section 905 of the Code of Civil Procedure, relating to executions and proceedings supplementary thereto;

Committee vote: Ayes—8; absent—9;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

JONES, Chairman.

Assembly Bills Nos. 1155, 178, 1008 and 1013 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 1007—An act to amend section 11 of the Code of Civil Procedure, relating to holidays;

Also: Assembly Bill No. 337—An act to amend the Civil Code by adding thereto a new section, to be numbered 617, relating to cemetery corporations;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—8; absent—9. Same vote on both bills.

JONES, Chairman.

Assembly Bills Nos. 1007 and 337 ordered on file for second reading.

ON PUBLIC UTILITIES.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Assembly Bill No. 231—An act to amend section 50 of the "Public Utilities Act," approved April 23, 1915, relating to the regulation of public utilities by the Railroad Commission of the State of California—has had the same under consideration, and respectfully reports the same back, without recommendation.

Committee membership—11; committee vote: Ayes—5; noes—4; absent—2.

DENNETT, Chairman.

Assembly Bill No. 231 ordered on file for second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 806—An act to add a section to the Political Code, to be numbered 4085*a*, relating to funds and appropriations—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—4; absent—7.

DUNCAN, Chairman.

Assembly Bill No. 806 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 1347—An act to repeal an act entitled "An act fixing the compensation of grand and trial jurors in counties of the twenty-eighth class," approved May 28, 1917;

Also: Assembly Bill No. 599—An act to amend section 4013 of the Political Code, relating to officers of a county;

Also: Assembly Bill No. 1191—An act amending the Political Code by amending section 4300c thereof, relating to the recording of instruments;

Also: Assembly Bill No. 1121—An act to amend sections 3612, 3613, 3628, 3652, 3653, 3655, 3670, 3672, 3682, 3714, 3728, 3732, 3738, 3746, 3748, 3753, 3756, 3758, 3759, 3821, 3826, 3831, 3866, 3868, and 4197 of the Political Code, changing the times at which certain acts are required to be performed and reports to be filed by

county and other officers, has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—4; absent—7. Same vote on all bills.

DUNCAN, Chairman.

Assembly Bills Nos. 1347, 599, 1191 and 1121 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 825—An act to add a new section to be numbered section 19 *a* 30 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a Probation Committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers, has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bill No. 825 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 805—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers, in counties of the thirtieth class—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bill No. 805 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 868—An act to add a new section to be numbered section 19 *a* 15 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 386—An act to amend sections 4276 and 4276*a* of the Political Code, relating to the salaries and fees of officials, jurors and witnesses in counties of the forty-seventh class;

Also: Assembly Bill No. 900—An act to amend section 4242 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the thirteenth class;

Also: Assembly Bill No. 901—An act to add a new section to be numbered section 19 *a* 13 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or com-

mitment where crimes have been committeed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—6. Same vote on all bills.

DUNCAN, Chairman.

Assembly Bills Nos. 868, 386, 900 and 901 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 682—An act to amend the Political Code by repealing section 4236 thereof, and to enact seventen new, separate and distinct sections thereof, to be numbered consecutively 4236*a*, 4236*b*, 4236*c*, 4236*d*, 4236*e*, 4236*f*, 4236*g*, 4236*h*, 4236*i*, 4236*j*, 4236*k*, 4236*l*, 4236*m*, 4236*n*, 4236*o*, 4236*p*, inclusive, relating to county and township officers, in counties of the seventh class, the assistants, deputies and other employees of said officers, and providing for the compensation of said officers and said assistants, deputies and other employees;

Also: Assembly Bill No. 738—An act to add a new section to be numbered section 19*c* 21 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 737—An act to amend sections 4249*a* and 4250 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-first class;

Also: Assembly Bill No. 814—An act to amend section 4244 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifteenth class;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—6. Same vote on all bills.

DUNCAN, Chairman.

Assembly Bills Nos. 682, 738, 737 and 814 ordered on file for second reading.

ON PUBLIC UTILITIES.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Assembly Bill No. 230—An act relating to franchises, prescribing the terms and conditions upon which the same may be obtained and held by public utilities, and repealing conflicting acts—has had the same under consideration, and respectfully reports the same back, with amendments, without recommendation.

Committee membership—11; committee vote: Ayes—5; noes—4; absent—2.

DENNETT, Chairman.

Assembly Bill No. 230 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 953—An act to add a new section to the Code of Civil Procedure to be

numbered 1203b, relating to liens upon crops—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—17; committee vote: Ayes—8; absent—9.

JONES, Chairman.

Senate Bill No. 953 ordered on file for third reading.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Slater:

WHEREAS, On April 30 there is to be enacted near Bodega, in the county of Sonoma, State of California, an interesting ceremony which will have as its central feature the re-erection of the historic flagpole which was erected on what was, over a century ago, the home of the first colony of white people north of the bay of San Francisco, on the site of the inland settlement of Roumanzof; and

WHEREAS, This and similar ceremonies as proposed at Bodega seek to perpetuate the historic significance of the Golden State, particularly in interesting the youth of our land in the cherishing of such events of moment; therefore, be it

Resolved by the Senate of the State of California, That we congratulate the people of Bodega and Imperial Sonoma County on the interest they are seeking to arouse in the happening at Bodega on April 30 and that we heartily endorse their effort and wish them much success in what we hope will be truly a memorable occasion, and trust that other localities will take like action in preserving for future generations an intimate connection with the early history of our Golden State; and therefore, be it further

Resolved, That a copy of this resolution be forwarded by the Secretary of the Senate to the president of the day at Bodega for the purpose of having the kindly sentiment of the Senate of California presented to the assemblage on the occasion above referred to.

Resolution read, and on motion of Senator Slater adopted.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Rigdon: Senate Concurrent Resolution No. 32—Relative to approving six certain amendments to the charter of the city of Monterey, county of Monterey, State of California, voted for and ratified by a majority of the qualified electors of said city of Monterey at the regular municipal election held therein on the eleventh day of April, 1921.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NUMBER THIRTY-TWO (OUT OF ORDER).

On motion of Senator Rigdon, Senate Concurrent Resolution No. 32 was taken up for consideration, out of the regular order, without reference to committee or file.

Senate Concurrent Resolution No. 32—Relative to approving six certain amendments to the charter of the city of Monterey, county of Monterey, State of California, voted for and ratified by a majority of the qualified electors of said city of Monterey at the regular municipal election held therin on the eleventh day of April, 1921.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 32 adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Irwin, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 32 ordered to print, engrossment, and transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Concurrent Resolution No. 31—Approving an amendment to the charter of the city of Oakland, a municipal corporation in the county of Alameda, State of California, voted for and ratified by the qualified electors of said city at the nominating municipal election held therein on the nineteenth day of April, 1921—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—9; committee vote: Ayes—9.

CARR, F. M., Chairman.

Senate Concurrent Resolution No. 31 heretofore ordered on file.

LEAVE OF ABSENCE GRANTED.

Senator Johnson asked for and was granted unanimous consent for leave of absence for the remainder of this legislative day.

CONSIDERATION OF SPECIAL ORDER—(RESUMED).

Senate Bill No. 92—An act declaring all buildings and places nuisances wherein or upon which gambling is held or occurs or which are used for such purposes, and providing for the abatement and prevention of such nuisances by injunction and otherwise.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Dennett moved to refer Senate Bill No. 92 to Senator Nelson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, strike out all of lines 2, 3, 4, 5, 6, 7 and 8, and in line 9 strike out the word "occur" and insert in lieu thereof the following: "of gambling, or games of chance played for money or other representative of value as defined or referred to in section 330 of the Penal Code, or for lotteries as defined in section 319 of the Penal Code".

AMENDMENT NUMBER TWO.

On page 2, line 49, after the word "of" insert the word "personal".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 92, with instructions to amend, respectfully reports the same back, amended as per instructions.

NELSON, Special Committee.

Report read, and on motion of Senator Dennett adopted.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Carr, F. M., moved to refer Senate Bill No. 92 to Senator Otis, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 2, of the printed bill, before the words "written notice" insert the words "ten day".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 92, with instructions to amend, respectfully reports the same back, amended as per instructions.

OTIS, Special Committee.

Report read, and on motion of Senator Carr, F. M., adopted.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Carr, F. M., moved to refer Senate Bill No. 92 to Senator Otis, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER TWO.

On page 2, line 2, of the printed bill, following the word "served" insert the following: "by the district attorney of the county or city and county".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 92, with instructions to amend, respectfully reports the same back, amended as per instructions.

OTIS, Special Committee.

Report read, and on motion of Senator Carr, F. M., adopted.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Chamberlin moved to refer Senate Bill No. 92 to Senator Hart, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill as amended April 16, 1921, strike out the period and the word "Before" in line 1, also strike out lines 2 to 8, both inclusive, on said page, and insert in lieu thereof a semicolon and the following: "*provided*, that such owner, lessee or agent shall have had actual notice of the existence of such nuisance or that a written statement of the facts relating to, concerning and constituting such nuisance shall have been served upon such owner, lessee or agent by the police department or other constituted authority; *and provided, further*, that an affidavit of a citizen, or

taxpayer of the county in which said nuisance is charged to exist, based upon actual knowledge on the part of the affiant, of the facts constituting such nuisance and filed with the district attorney and a copy thereof served upon such owner, lessee or agent shall constitute actual notice within the meaning of this act; *and provided, further*, that any person who shall knowingly make a false statement in such affidavit shall be guilty of perjury.

No abatement shall be had hereunder because of such nuisance until such owner, lessee or agent shall have had five days' notice of the fact of the existence of such nuisance."

The question being on the motion to refer to a Special Committee of One to amend.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Chamberlin, Hart, and Otis.

The roll was called, and the motion to refer lost, by the following vote:

AYES—Senators Breed, Burnett, Canepa, Chamberlin, Crowley, Flaherty, Gates, Godsil, Hart, Inman, McDonald, Purkitt, Sample, and Shearer—13.

NOES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Harris, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Slater, and Yonkin—20.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator McDonald moved to refer Senate Bill No. 92 to Senator Scott, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 4, of the printed bill, strike out the words "or has been".

The question being on the motion to refer to a Special Committee of One to amend.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators McDonald, Purkitt, and Duncan.

The roll was called, and the motion to refer carried by the following vote:

AYES—Senators Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Flaherty, Gates, Godsil, Hart, Ingram, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—21.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Dennett, Duncan, Eden, Harris, Irwin, Johnson, Jones, King, Lyon, Nelson, Rominger, and Sample—17.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 92, with instructions to amend, respectfully reports the same back, amended as per instructions.

SCOTT, Special Committee.

Report read, and on motion of Senator McDonald, adopted.

Bill ordered to print, and re-engrossment.

CONSIDERATION OF SPECIAL ORDER.

Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article III*b*, embracing sections 361 to 361*d*, both inclusive, relating to a Department of Agriculture.

Bill read third time, previously.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Burnett moved to refer Senate Bill No. 895 to Senator Scott, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 11, strike out the figure "5" and insert the figure "4".

AMENDMENT NUMBER TWO.

On page 2, line 14, of the printed bill, after the word "markets,", strike out the following: "and the Division of Weights and Measures."

AMENDMENT NUMBER THREE.

On page 2, line 26, of the printed bill, after the word "dollars", strike out the following: "and the Chief of the Division of Weights and Measures shall receive an annual salary of four thousand dollars;".

AMENDMENT NUMBER FOUR.

On page 2, line 49, of the printed bill, after the word "board", strike out the following: "State Superintendent of Weights and Measures".

The question being on the motion to refer to a Special Committee of One, to amend.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Carr, W. J., Scott, and Purkitt.

The roll was called, and the motion to refer lost, by the following vote:

AYES—Senators Allen, Burnett, Canepa, Carr, F. M., Flaherty, Godsil, Irwin, Lyon, McDonald, Purkitt, Sample, Scott, and Shearer—13.

NOES—Senators Boggs, Breed, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Sharkey, and Slater—22.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 895 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, Slater, and Yonkin—35.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 63—An act to provide for the completion of the restoration of the Mission San Francisco del Solano, in the city of Sonoma, State of California, and making an appropriation therefor;

Also: Senate Bill No. 70—An act making an appropriation for the care, maintenance and repair of the California State Building at the site of the Panama-California International Exposition;

Also: Senate Bill No. 144—An act appropriating money for repairs, improvements and alterations Capitol building and grounds;

Also: Senate Bill No. 271—An act appropriating money for the purpose of paying the assessment for improving the alley adjacent to the grounds of the Governor's residence in the city of Sacramento, California;

Also: Senate Bill No. 176—An act to add a new section to the Political Code, to be numbered 737*q*, relating to salaries of judges of the superior court in the county of Los Angeles;

Also: Senate Bill No. 7—An act making an appropriation to carry out the purposes of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof";

Also: Senate Bill No. 730—An act making an appropriation for the paving of a road from the city of San Luis Obispo to the California Polytechnic School;

Also: Senate Bill No. 690—An act to provide for the classification of municipal corporations;

Also: Senate Concurrent Resolution No. 18—Relative to leaves of absence of the Governor, Lieutenant Governor and the members of the Senate and Assembly of the forty-fourth session of the Legislature of the State of California;

Also: Senate Bill No. 17—An act appropriating money to pay the claim of the Bank of California, National Association, against the State of California;

Also: Senate Bill No. 156—An act to amend section 2047 of the Code of Civil Procedure, relating to the right of a witness to refresh his memory;

Also: Senate Bill No. 687—An act to amend sections 1925, 1928, 1934½, 1954, 1957, 1964, 1965, 1980, 1983, 1984, 1985, 1987, 2003, 2004, 2008, 2041, 2076, 2077, 2078, 2079, 2098, and 2111, and to repeal sections 1981 and 2080 of the Political Code, all relating to the National Guard;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 404, and find it identical with Assembly Bill No. 286;

Also: Senate Bill No. 396, and find it identical with Assembly Bill No. 284;

Also: Senate Bill No. 64—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings; and empowering the State Board of Forestry to receive in the name of the people of the State of California gifts of land and to receive contributions from any source toward the purchase of and the care and maintenance of lands;

Also: Assembly Bill No. 80—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings and empowering the State Board of Forestry to receive in the name of the people of the State of California gifts of land and to receive contributions from any source toward the purchase of or the care and maintenance of lands;

And find them not identical.

OSBORNE, Chairman.

RE-REFERENCE OF ASSEMBLY BILLS.

On motion of Senator Nelson, Assembly Bill No. 80 was ordered withdrawn from the file, and re-referred to Committee on Finance.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At ten o'clock and fifty minutes a.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

MOTION.

On motion of Senator Johnson Assembly Bills Nos. 284 and 286 were ordered on file for third reading, and Senate Bills Nos. 404 and 396 ordered to unfinished business.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 153—An act to establish standards for grain, providing for grading and inspection, defining the powers and duties of the Director of Agriculture in respect thereto, prescribing penalties for violation of the provisions hereof and making an appropriation to carry out the provisions of this act.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 153 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

APPOINTMENT BY THE PRESIDENT OF THE SENATE.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

To the Senate of the State of California.

I beg leave to inform you that I have appointed Albert Grimes as Page, at a per diem of $2.50, and respectfully request the consent of the Senate thereto.

C. C. YOUNG, President of the Senate.

The question being: Shall the Senate consent to the appointment by the President of the Senate?

The roll was called, and the Senate consented to the appointment by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—31.

NOES—None.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON CONTINGENT EXPENSES.

SENATE CHAMBER, SACRAMENTO, April 21, 1921.

MR. PRESIDENT: Your Committee on Contingent Expenses, to which was referred Resolution —In re the publication and distribution of constitutions, to wit:

WHEREAS, The course of study prescribed for the schools of this State requires a constant resort and reference to the constitution of the State; and

WHEREAS, It is of vital importance and of paramount value to the State that every person desiring a constitution of the State of California and of the United States should be furnished with a copy of the same; and

WHEREAS, It is necessary in order to properly consider matters coming before the Legislature that the members of the Senate and of the Assembly should have available for constant use copies of the constitution conveniently arranged and indexed; and

WHEREAS, Since the war there has been an awakened interest in the study of the constitution, and demand and request for copies of the same from ex-service men, schools, women's clubs and persons desiring to study the constitution of our great State and nation in their efforts to prepare themselves for a more complete participation as citizens and to prepare themselves to become citizens; and

WHEREAS, The supply of constitutional pamphlets heretofore printed by the State has become exhausted, and recent amendments have been adopted by the people; now, therefore, be it

Resolved, That the Controller be and he is hereby directed to draw his warrant in favor of the Legislative Counsel Bureau for the sum of seven hundred fifty dollars for the compilation and publication of a new edition of the constitution, said sum to be payable out of the contingent fund of the Senate, and the Treasurer is hereby directed to pay the same; and be it further

Resolved, That the Legislative Counsel Bureau be and it is hereby instructed to compile and cause to be published and to be distributed to persons requesting copies of the same a new edition of the constitution, and to the end that the new edition shall be of greater practical value and help, the Bureau may add to the usual contents of the edition, copies of all constitutional amendments proposed to be voted upon at the next general election;

Has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership 3; committee vote: Ayes 3.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gedsil, Harris, Hart, Ingram, Inman, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—32.

NOES—None.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 980—An act to amend section 2 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 980 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

RE-REFERENCE OF SENATE BILLS.

At the request of Senator Carr, W. J., Senate Bills Nos. 832, 835 and 415 were ordered withdrawn from the file, and re-referred to Committee on Elections.

THIRD READING OF SENATE BILLS—(RESUMED).

SENATE CONSTITUTIONAL AMENDMENT No. 34.

Relative to judges pro tempore.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its forty-fourth regular session, two-thirds of all the members elected to each of the houses thereof voting in favor hereof, proposes to the people of the State of California to amend section 8 of article VI of the State constitution, to read as follows:

SEC. 8. A judge of any superior court may hold a superior court in any county, at the request of a judge of the superior court thereof, and upon the request of the Governor it shall be his duty so to do. But a cause in the superior court may be tried by a judge pro tempore, who must be a member of the bar, agreed upon in writing by the parties litigant, or their attorneys of record, approved by the court, and sworn to try the cause, and the person so selected shall be empowered to act in such capacity in all further proceedings in any suit or proceedings tried before him until the final determination thereof. There may be as many sessions of a superior court at the same time as there are judges thereof, including any judge or judges acting upon request, or any judge or judges pro tempore. The judgments, orders, acts and proceedings of any session of any superior court held by one or more judges acting upon request, or judge or judges pro tempore, shall be equally effective as if the judge or all of the judges of such court presided at such session.

Constitutional Amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 34 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Nelson, Osborne, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—27.

NOES—Senator Purkitt—1.

Title read and approved.

Senate Constitutional Amendment No. 34 ordered transmitted to the Assembly.

RE-REFERENCE OF SENATE CONSTITUTIONAL AMENDMENT.

On motion of Senator Sharkey, Senate Constitutional Amendment No. 1 was ordered withdrawn from the file, and re-referred to Committee on Constitutional Amendments.

SENATOR CROWLEY IN THE CHAIR.

At ten o'clock and fifty-five minutes a.m., Senator Crowley of the Twenty-second District was called to the chair.

Senate Bill No. 152—An act to amend sections 198, 199, 200, 201, 202, 204, 210, 214, 219 and 246 of the Code of Civil Procedure, relating to jurors.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 152 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Jones, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—27.

NOES—Senators Allen, and Irwin—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Hart, Senate Bill No. 971 was ordered withdrawn from the file, and re-referred to Committee on Public Health and Quarantine.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 770—An act providing for the organization and establishment, management and maintenance of institutes of technology, by counties, cities, cities and counties, and combined high school districts or junior college districts of the State; and for the organization of technical education districts for such purposes;

Also: Senate Constitutional Amendment No. 28—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending section 17 of article VI, relating to the salaries of the Justices of the Supreme Court, the Justices of the District Courts of Appeal, and of the judges of the superior courts;

Also: Senate Bill No. 644—An act to provide for leasing kelp beds in the waters of the State of California by the Board of Fish and Game Commissioners;

Also: Senate Bill No. 576—An act to amend section 5 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish market must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919;

Also: Senate Bill No. 437—An act to authorize and control the deposit of county and municipal moneys in banks, and to repeal all acts or parts of acts in conflict with this act;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 922—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the costs of administering this act—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 636—An act to provide monthly payments to indigent widows or abandoned mothers for partial support of their children providing for a board in each county to carry out the provisions of this act, the manner of appointment of the members of such board, the amount of such payments, and to whom they shall be made, defining certain terms describing penalties for the violation of the provisions of this act, requiring reports, and providing for an appropriation for the purpose of carrying out the purposes of this act—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that said amendments be adopted.

Committee membership—17; committee vote: Ayes—8; absent—9.

JONES, Chairman.

Senate Bill No. 636 ordered on file for second reading.

ON CONSERVATION.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Conservation, to which was referred Assembly Bill No. 474—An act to preserve and maintain interstate lakes and ponds and the outlets thereof—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—7; committee vote: Ayes—5; noes—1; absent—1.

PURKITT, Chairman.

Assembly Bill No. 474 ordered on file for second reading.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Concurrent Resolution No. 34—Approving certain amendments to the charter of the city of San Bernardino, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the eleventh day of April, 1921—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—9; committee vote: Ayes—8; absent—1.

CARR, F. M., Chairman.

Assembly Concurrent Resolution No. 34 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Concurrent Resolution No. 35—Approving a new charter for the city of Long Beach, in the county of Los Angeles, State of California, ratified by the qualified electors of said city of Long Beach at a special election held therein on the fourteenth day of April, 1921—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee vote: Ayes—9.

CARR, F. M., Chairman.

Assembly Concurrent Resolution No. 35 ordered on file.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 64—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings; and empowering the State Board of Forestry to receive in the name of the people of the State of California gifts of land and to receive contributions from any source toward the purchase of or the care and maintenance of lands—and reports that the same has been correctly engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of the State by adding a new article thereto to be numbered XXIV, establishing a State Athletic Commission and regulating boxing and sparring in the State—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Concurrent Resolution No. 30—Relative to the display of the United States Flag on Mothers' Day;

Also: Senate Bill No. 346—An act to amend the State Medical Practice Act by adding a new section thereto, to be numbered section 11½, defining a legally chartered school for the teaching of the healing art; relating to the incorporation, records, equipment, faculties, and curricula of a legally chartered school to qualify applicants for a physician and surgeon certificate and a drugless practitioner certificate, and providing for the approval of such school or schools before incorporation and the incorporation and approval of any such existing schools by the State Board of Medical Examiners;

Also: Senate Bill No. 859—An act to provide for the consolidation of districts organized or existing under the California Irrigation District Act;

Also: Senate Bill No. 983—An act to enable municipal corporations to sell, lease, or otherwise transfer the control or management of waterworks or parts thereof belonging to such municipality to municipal water districts;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NUMBER THIRTY-FIVE—(OUT OF ORDER).

Senator Rominger asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 35 for reading at this time, out of the regular order, for the purpose of adoption.

Assembly Concurrent Resolution No. 35—Approving a new charter for the city of Long Beach, in the county of Los Angeles, State of California, ratified by the qualified electors of said city of Long Beach at a special election held therein on the fourteenth day of April, 1921.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 35 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—35.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 35 ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 770—An act providing for the organization and establishment, management and maintenance of institutes of technology, by counties, cities, cities and counties, and combined high school districts or junior college districts of the State; and for the organization of technical education districts for such purpose.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 770 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, and Slater—32.

NOES—Senator Inman—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to section 3 of

article IX of the constitution of said State, relative to superintendents of schools.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 21 refused adoption by the following vote:

AYES—Senators Boggs, Eden, Harris, Irwin, Jones, King, McDonald, Osborne, Otis, and Scott—10.

NOES—Senators Allen, Arbuckle, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Flaherty, Hart, Ingram, Inman, Nelson, Purkitt, Rigdon, Rush, Sharkey, Shearer, Slater, and Yonkin—21.

Senate Bill No. 346—An act to amend the State Medical Practice Act by adding a new section thereto, to be numbered section 11½, defining a legally chartered school for the teaching of the healing art; relating to the incorporation, resources, equipment, faculties, and curricula of a legally chartered school to qualify applicants for a physician and surgeon certificate and a drugless practitioner certificate, and providing for the approval of such school or schools before incorporation and the incorporation and approval of any such existing schools by the State Board of Medical Examiners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 346 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 854—An act to amend section 170 of the Code of Civil Procedure, relating to disqualification of judges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 854 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 445—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 445 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Godsil, Ingram, Irwin, Jones, McDonald, Nelson, Osborne, Otis, Scott, Sharkey, and Shearer—22.

NOES—Senators Chamberlin, Dennett, Inman, King, Lyon, Purkitt, Sample, Slater, and Yonkin—9.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 9—An act creating a San Joaquin State Normal School, and making an appropriation for the maintenance thereof.

Bill read third time.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Boggs moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—31.

The Secretary announced the absentees.

Time, ten o'clock and fifty-six minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At ten o'clock and fifty-seven minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Boggs.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 9 finally passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Flaherty, Gates, Godsil, Ingram, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Scott, Sharkey, and Shearer—21.

NOES—Senators Burnett, Carr, W. J., Eden, Hart, Irwin, King, McDonald, Purkitt, Sample, and Slater—10.

Title read and approved.

Bill ordered transmitted to the Assembly.

RECESS.

At ten o'clock and fifty-eight minutes a.m., on motion of Senator Breed, the acting President declared the Senate at recess until the hour of eleven o'clock a.m.

RECONVENED.

At eleven o'clock a.m. the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 943—An act to amend section 718 of the Political Code and to repeal section 719 of said code, relating to the employees of the Superintendent of Capitol Building and Grounds.

Bill read third time.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Crowley moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Boggs, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Ingram, Jones, King, Osborne, Rigdon, Rominger, Rush, Sample, Slater, and Yonkin—18.

The Secretary announced the absentees.

Time, eleven o'clock and one minute a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 736—An act providing for the creation of county boards of trade and county chambers of commerce in the several counties of the State by the boards of supervisors thereof; providing for the appointment of the members of such boards; providing for the powers and duties of such boards and providing for the compensation and expenses of the members thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1306—An act to amend section 11 of an act entitled "An act providing for a county engineer for each county in this State, providing for his appointment, manner of removal, qualifications, compensation and duties; transferring to such engineer certain powers, functions and duties heretofore vested in and performed by county surveyors and members of the board of supervisors; also authorizing the board of supervisors for each county to purchase and obtain all necessary equipment, materials and instrumentalities to carry out the objects of this act; to provide said county engineer with an office and necessary assistants; to provide for abolishing the office of county surveyor and for the fixing and levying of taxes for road purposes," approved May 27, 1919.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 543—An act amending the Political Code by amending section 4300*a* thereof, relating to the fees of the county clerk.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1276—An act to amend section 4132 of the Political Code, relating to indexes kept by recorders.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 273—An act authorizing any county, city, city and county, town, district or political subdivision organized under the laws of this State to include, as part of a proposed bond issue, a sum for use in paying the principal and interest of such bonds.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 694—An act to amend section 3897 of the Political Code, relating to the sale of property for delinquent taxes.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 714—An act authorizing any county, city and county, city, town, district or political subdivision organized under the laws of this State to sell any unsold bonds thereof at a price netting the purchaser not more than six per cent per annum, payable semi-annually.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 988—An act to amend section 3773 of the Political Code, relating to land sold for taxes.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 776—An act to amend section 4245 of the Political Code, relating to compensation of officers in counties of the sixteenth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 3, line 36, of the amended bill, strike out the words "thirteen thousand five hundred" and insert in lieu thereof the words "ten thousand".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 4, line 15, of the amended bill, strike out the words "one hundred".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 880—An act to amend section 4253 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-fourth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill as amended April 6, 1921, strike out the word "section" and insert the following: "sections four thousand two hundred fifty-two *a* and".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 3 of the title of the printed bill as amended April 6, 1921, after the word "officers" insert the words "and jurors".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill as amended April 6, 1921, line 1, strike out the words "fifty-three" and insert in lieu thereof the following: "fifty-two *a*".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill as amended April 6, 1921, between lines 2 and 3 insert the following:

"4252*a*. In counties of the twenty-fourth class grand jurors and trial jurors in the superior court shall receive for each day's attendance three dollars, and for every mile actually traveled in attending court as such juror, in going only, fifteen cents.

SEC. 2. Section 4053 of the Political Code is hereby amended to read as follows:".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 5 of the printed bill as amended April 6, 1921, line 22, strike out the figure "2" and insert in lieu thereof the figure "3".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 5 of the printed bill as amended April 6, 1921, strike out the word "of" appearing at the end of line 23 and all of line 24 preceding the word "must".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2 of the printed bill as amended April 6, 1921, beginning in line 16 after the word "index" strike out the semicolon and the words "*provided, further*, that the provisions of this subdivision shall not apply to incumbents" and insert in lieu thereof a period and the following:

"It is hereby found as a fact that the salaries provided for in this subdivision do not work an increase in compensation, and the same shall apply immediately to incumbents."

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2 of the printed bill as amended April 6, 1921, in line 34, strike out the words "two thousand four hundred" and insert in lieu thereof the words "three thousand".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 978—An act to amend section 4246 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the seventeenth class.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendment was offered and its adoption moved by Senator Eden:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended April 9, 1921, strike out lines 7 to 23, inclusive, also strike out pages 2 to 5, inclusive, and insert in lieu thereof the following:

"1. County clerk, two thousand four hundred dollars per annum; *provided*, that in counties of this class there shall be, and there hereby is, allowed to the county clerk, one chief deputy who shall receive a salary of one thousand eight hundred dollars per annum, one deputy who shall receive a salary of one thousand five hundred dollars per annum, and one deputy who shall receive a salary of one thousand two hundred dollars per annum, and in each year in which a new and complete registration of voters is required by law, he shall appoint as many deputy registration clerks as may be necessary for the convenient registration of the voters of the county, which deputy registration clerks shall receive as compensation for their services a sum of ten cents per name for each and every voter registered by them, and also one additional deputy to compile the great register, and for mailing sample ballots, at a compensation not to exceed two hundred fifty dollars for each such registration year.

2. Sheriff, three thousand dollars per annum; *provided*, that in counties of this class, there shall be, and hereby is, allowed to the sheriff, one undersheriff, whose salary is hereby fixed in the sum of two thousand four hundred dollars per annum, one chief deputy who shall receive a salary of one thousand eight hundred dollars per annum, one deputy, who shall be a jailer, who shall receive a salary of one thousand five hundred dollars per annum; one deputy, who shall be court bailiff, who shall receive a salary of one thousand five hundred dollars per annum, one deputy, who shall also be chauffeur, who shall receive a salary of one thousand five hundred

dollars per annum, and four additional deputies, who shall each receive a salary of one thousand five hundred dollars per annum.

3. Recorder, two thousand four hundred dollars per annum: *provided*, that in counties of this class there shall be, and is hereby allowed the recorder one deputy at a salary of one thousand five hundred dollars per annum, and two deputies for twelve months in each year at one hundred dollars each per month, and as many copyists as may be required who shall receive as compensation the sum of five cents per folio for recording, copying and comparing any instrument or notice, except maps or plats, and for copies of any record or paper, five cents per folio. The salaries of all copyists herein provided for shall be paid by the county in monthly installments at the same time, and in the same manner, and out of the same fund that the salary of the county recorder is paid.

4. Auditor, two thousand four hundred dollars per annum: *provided*, that there is hereby allowed to the auditor one chief deputy who shall receive a salary of one thousand five hundred dollars per annum, one deputy who shall receive a salary of one thousand three hundred eighty dollars per annum, one deputy who shall receive a salary of one thousand three hundred twenty dollars per annum, two deputies for not more than four months in each year, who shall each receive a salary of one hundred ten dollars per month, and four additional deputies for not more than one month in each year, who shall receive a salary of one hundred ten dollars per month each.

5. Treasurer, two thousand four hundred dollars per annum: *provided*, that in counties of this class there shall be and hereby is allowed to the treasurer, the sum of not exceeding four hundred dollars per annum, to be expended for the salary of a deputy.

6. Tax collector, two thousand four hundred dollars per annum: one chief deputy for not more than ten months of each year, who shall receive a salary of one hundred twenty-five dollars per month, and six deputies for not more than three months of each year, who shall receive a salary of one hundred dollars per month each.

7. Assessor, two thousand four hundred dollars per annum; one chief deputy who shall receive a salary of one thousand eight hundred dollars per annum; one stenographer and roll writer, for not more than eight months in each year, who shall receive a salary of one hundred twelve and fifty hundredths dollars per month; one deputy for writing plat books, for not more than five months in each year, who shall receive a salary of one hundred twenty-five dollars per month; one check deputy for not more than five months in each year, who shall receive a salary of one hundred twenty-five dollars per month; two additional deputies for not more than four months in each year, who shall each receive a salary of one hundred dollars per month; eight field deputies for not more than three months in each year, who shall each receive a salary of one hundred fifty dollars per month; two field deputies for not more than three months in each year, who shall each receive a salary of one hundred twenty-five dollars per month; one field deputy for not more than three months in each year, who shall receive a salary of one hundred seventy-five dollars per month; all of said field deputies shall pay their own expenses. It is hereby provided that in counties of this class, the assessor shall receive no fees or compensation for his collection of taxes on personal property or possessory interests.

8. District attorney, three thousand dollars per annum; one chief deputy who shall receive a salary of two thousand one hundred dollars per annum; one deputy who shall receive a salary of one thousand eight hundred dollars per annum; one deputy, who shall be designated "criminal investigator" who shall receive a salary of one thousand eight hundred dollars per annum; one stenographer who shall receive a salary of one thousand two hundred dollars per annum; it shall be the duty of this stenographer to report and transcribe, without any additional charge, all preliminary hearings required of him by the district attorney.

9. Coroner, such fees as are now, or may be hereafter, allowed by law.

10. Public administrator, such fees as are now, or may be hereafter allowed by law.

11. Superintendent of schools, two thousand four hundred dollars per annum; two deputies who shall each receive a salary of two thousand dollars per annum, said salaries to include traveling expenses in connection with the visitation of schools; one deputy who shall receive a salary of one thousand two hundred dollars per annum; *provided*, that in counties of this class the superintendent of schools shall receive no compensation for services as a member of the county board of education, or as ex officio secretary thereof.

12. Surveyor, one thousand five hundred dollars per annum; which shall be in full for all services required of him by the superior court or board of supervisors, or assessor. It shall be his duty on demand of the assessor, to prepare any and all maps, plats or block books for the use of the county assessor.

13. Justices of the peace shall receive the following monthly salaries, to be paid each month, in the same manner and out of the same fund as county officers are paid, which shall be in full for all services rendered by them; in townships having a population of more than five thousand, one hundred dollars per month; *provided*, that if the county seat shall be situated in a township of this class, one hundred fifty dollars per month; in townships having a population of less than five thousand, and more than two thousand, seventy-five dollars per month; in townships having a population of less than two thousand, twenty dollars per month. It is hereby found as a fact

that the salaries provided for in this subdivision do not work an increase in compensation, and the same shall apply immediately to incumbents.

14. Constables shall receive the following monthly salaries to be paid each month in the same manner and out of the same fund as county officers are paid, which shall be in full for all services rendered by them: in townships having a population of more than two thousand, seventy-five dollars per month; in townships having a population of less than two thousand, twenty dollars per month. Constables shall cooperate at all times with the sheriff, and shall perform any and all duties that he may require of them. It is hereby found as a fact, that the salaries provided for in this subdivision do not work an increase in compensation, and the same shall apply immediately to incumbents.

15. For the purpose of subdivisions thirteen and fourteen of this section, the population of the several judicial townships shall be ascertained by the board of supervisors by multiplying by four the vote cast for governor in each township at the general election next preceding.

16. Each supervisor, one thousand two hundred dollars per annum, which shall be in full for all services as supervisor and road commissioner for each year.

17. Horticultural commissioner, one thousand eight hundred dollars per annum: *provided*, in counties of this class, said horticultural commissioner may appoint as many inspectors as may be necessary for the performance of his duties, who shall be paid three dollars and fifty cents for each day of eight hours actually engaged in the performance of their duties.

18. County physician, seventy-five dollars per month.

19. County health officer, seventy-five dollars per month; *provided*, that in counties of this class there shall be and hereby is allowed the health officer, two deputies, each of whose salaries shall be one hundred fifty dollars per month, said deputies to pay all their own expenses.

20. Live stock inspector, who shall be ex officio county veterinarian, one thousand eight hundred dollars per annum: *provided*, that in counties of this class the live stock inspector shall devote his entire time to the performance of the duties of the office; *provided, further*, that in counties of this class the live stock inspector shall be and hereby is allowed three deputies who shall each receive as salaries six hundred dollars per annum.

21. County librarian, one thousand six hundred dollars per annum.

22. In counties of this class, grand jurors and trial jurors in criminal cases shall receive as compensation for each day's attendance on the grand jury, the superior court or justice court, the sum of three dollars per day, and for each mile actually and necessarily traveled from their residence in attending court or grand jury, in coming only, the sum of fifteen cents per mile; such mileage to be allowed but once during each session said jurors are required to attend.

Sec. 2. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes, nor to increase or decrease the compensation paid to or received by any such person under the provisions of such statute, except as otherwise herein expressly provided."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 847—An act to amend section 1751 of the Political Code, relating to qualifications for admittance to California high schools.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 12, after the word "district" at the end of the line insert the following: "in the same county" and a comma.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 18, after the period following the word "prescribe" insert the following: "Any person who is under the provisions of this section eligible to attend a high school and who resides in a high school district may attend high school in a high school district of another county only upon such terms as may be agreed upon by the high school boards of the two districts, or if such boards fail to agree, on such terms as may be agreed upon by the county superintendent of schools of the two counties concerned."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, after line 22, insert the following paragraph:
"Any high school district may contract with another high school district for the education of its pupils entitled to attend a high school, in such subjects or in such grades as may be named in such contract or agreement, and may make such payments to such other high school district for the education of such pupils as may be agreed upon by the high school boards of the districts concerned."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 573—An act to add a new section to the Political Code, to be numbered section 1617*c*, relating to contracts between elementary school districts for the education of children.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 869—An act to amend section 1887 of the Political Code, relating to redemption of school bonds and to repeal an act entitled "An act to provide for the disposal of moneys remaining in the building fund of any school district, after all bonds and indebtedness shall have been paid and liquidated, arising from the construction of school buildings," approved March 13, 1883.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 769—An act to provide for the organization and supervision of course in fire prevention in the elementary, secondary and normal schools of the State.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 591—An act to amend section 1713 of the Political Code of the State of California, relating to school district libraries.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 221—An act to amend section 1577 of the Political Code, relating to the formation of new school districts, the change of boundaries of school districts, and providing for the education of children and their transportation to the public schools.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 491—An act to provide for the establishment of classes for training in citizenship for applicants who have filed their declarations of intentions to become citizens of the United States and for other persons describing such instruction.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 421—An act to amend section 1591*a* of the Political Code, relating to union and joint union school districts.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 574—An act to amend section 1662 of the Political Code, relating to elementary schools.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 772—An act to amend section 1733*a* of the Political Code, relating to high school districts.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the words "one hundred seventy-five" and insert in lieu thereof the words "five hundred".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 335—An act to amend section 1741 of the Political Code, relating to powers and duties of high school boards.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 21, of the printed bill after the word "any" insert the word "city" and a comma.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 22, of the printed bill, strike out the words "they deem" and insert in lieu thereof the words "it deems".

Amendment adopted.

AMENDMENT NUMBER THREE

On page 1, line 24, of the printed bill strike out the words "classes and other student or school activities" and insert in lieu thereof a semicolon and the following: "said high school board may in its discretion also authorize the use of transportation facilities owned by the district in transporting pupils, teachers, and school officials to and from student body, school, or educational activities".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, after line 11, add the following: "The high school board of any union or joint union high school district shall have power, with the approval of the county superintendent or superintendents of schools having jurisdiction over the elementary school districts comprising said high school district, to employ a district superintendent of schools who shall have general supervision of all schools in the high school district. Said district superintendent of schools must be the holder of a certificate of secondary grade valid in the county or counties in which the high school district is located; he shall have the direction of supervisory teaching in the high schools and elementary schools of the high school district, to which the high school board, with the approval of the said county superintendent or superintendents of schools, is hereby authorized to assign high school teachers, or to which teachers may be assigned by other authority. Said high school board shall have power to employ, for a term of not to exceed four years, said district superintendent of schools, whose salary shall be paid from the same funds from which the salaries of other high school teachers are paid."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 426—An act to amend section 10 of the Political Code, to provide for the closing of the public schools on the first Monday in September for the proper observance of Labor Day and providing penalties for the violation hereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, after the comma following the words "Columbus day" insert the words "the eleventh day of November, to be known as Armistice day,".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 16, of the printed bill, after the word "October" insert a comma and the words "the eleventh day of November".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 173—An act to amend section 1599 of the Political Code, relating to school elections.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

After the word "section" in line 1 of the title insert the letter "s".

Amendment adopted.

AMENDMENT NUMBER TWO.

After the word "nine" in line 2 of the title insert a comma and the words "one thousand six hundred one and one thousand six hundred two".

Amendment adopted.

AMENDMENT NUMBER THREE.

After line 15 of page 2 of the printed bill insert the following:

"SEC. 2. Section 1601 of the Political Code is hereby amended to read as follows:

1601. *First*—The superintendent of schools of the county shall furnish with the official ballots required in section 1599 of this code official poll and tally lists. The heading of the poll list shall read "Official poll list of _____ school district for the school election held on the _____ day of March, 192__." Under this heading shall be arranged three columns. The first column shall have printed as its heading "Write your name as it appears on the great register of this county". The second column shall have printed as its heading "Write your residence, street and number, town or city, and school district". The third column shall have printed as its heading the question, "Are you a qualified registered voter in this school district?" The person offering to vote at a school election shall write his name in the first column of the poll list, give his residence in the second, and in the third shall write the word "Yes" or "No." If he write the word "No" he shall not be permitted to vote. The persons writing the word "Yes" may be subject to challenge under provisions of section 1600 of the Political Code.

Second—The tally list shall have printed as its heading "An official tally list of _____ school district for the school election held on _____ day of March, 192__." It shall be arranged in lines so as to give room for at least five candidates and shall be vertically ruled providing for counting the votes under a tally system. The final column shall have as its heading "Total votes cast for each candidate". At the bottom of the page shall be provided a space for the signatures of the election officers and over these signatures shall be printed the words "We hereby certify that this is a correct report of the election held in _____ school district on the _____ of March, 192__."

SEC. 3. Section 1602 of the Political Code is hereby amended to read as follows:

1602. *First*—The officers of election must publicly canvass the votes immediately after closing the polls, fill out the tally sheet, certifying to the correctness of the canvass made. They shall make, sign and deliver certificates of election to the person or persons elected, which must with the oath of office of the person so elected attached, be forwarded by the person elected to the superintendent of schools of the county.

Second—The superintendent of schools of the county shall furnish with the ballots and poll and tally list an envelope on which shall be printed the name and address of the superintendent of schools of the county and in the lower left hand corner the words "Returns of election held in _____ school district, _____ county on March _____ 192__." The officers of election in elementary school districts shall fill out the blanks given on the envelopes and enclose and seal in the envelopes the poll and tally list and ballots cast at said election. The judge of the election shall take possession of the returns and deliver them to the clerk of the school district who shall receipt him for the same. The clerk shall within five days after receiving such returns forward them to the superintendent of schools of the

county, who shall keep the same on file for one year. In case of the election for high school trustees in union and joint union high school districts the returns shall be made as provided in section 1731 of the Political Code and the president of the high school board shall seal the returns in envelopes by elementary school districts and forward the same to the superintendent of schools of the county with the blanks filled out with the name of the high school district."

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 1267—An act to prevent persons from unlawfully using or wearing the badge or other insignia of the Grand Army of the Republic or of the United Spanish War Veterans or of the American Legion or of the Veterans of Foreign Wars or of certain other organizations composed of veterans and descendants of veterans of wars in which the United States has been a participant, and repealing an act entitled "An act to prevent persons from unlawfully using or wearing the badge of the Grand Army of the Republic of this State," approved March 10, 1887.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 534—An act to amend section 4277 of the Political Code, relating to salaries and fees of officers in counties of the forty-eighth class.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill strike out all of lines 51 and 52, and on page 3 all of lines 1 to 16, inclusive, and insert in lieu thereof the following:

"13. Justices of the peace who shall have their office at the county seat shall receive a salary of seventy five dollars per month. The justice of the peace whose office is at Georgetown in the township of Georgetown shall receive a salary of twenty dollars per month. The justices of the peace who may be elected to office in El Dorado in the township of Mud Springs, Kelsey, Lake Valley, Cesumnes, Mountain, White Oak, Diamond Springs, Coloma, Salmon Falls and Greenwood townships shall each receive a salary of one dollar per month; which said salaries shall be in full compensation for all services of every kind and description rendered by them whether civil or criminal; such salaries shall be payable in like manner and out of the same funds and at the same times as the salaries of county officers are paid; all fees payable under the law to such justices of the peace shall be turned over to the county with verified statements of fees so received, in like manner and at like times as required of county officers."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 925—An act to add a new section to be known as 9a 31 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 96—An act concerning the water front of the city and county of San Francisco, and authorizing the State Harbor Commissioners to furnish oil tanks, conveyors and transit sheds in the port of San Francisco, and repealing an act entitled "An act concerning the water front of the city and county of San Francisco," approved April 30, 1919.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out the word "and" after the word "space".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 14, of the printed bill, after the word "fornia" insert the word "and".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 2, of the printed bill, strike out the word "state".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 2, of the printed bill, insert after the word "of" the word "state".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 3, of the printed bill, strike out the word "nor" and insert in lieu thereof the word "or".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 7, of the printed bill, strike out the word "state".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 8, of the printed bill, after the word "of" insert the word "state".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 9, of the printed bill, after the word "tonnage" insert a comma.

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 822—An act providing for farm and home aid for veterans, defining the powers and duties of the Veterans' Welfare Board in respect thereto and making an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1185—An act appropriating money to complete the payment on the purchase of land and water rights for the Riverside Farm School by the University of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 525—An act to amend section 633 of the Political Code, relating to the licensing of insurance and surety agents and solicitors.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, after the word "person" strike out the words "residing in this" and in line 15 strike out the word "state.".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 526—An act to amend section 633*b* of the Political Code, concerning insurance and surety companies, agents and brokers, requiring that policies or contracts of insurance, or surety bonds shall show the correct premium consideration and the risks insured thereunder; prohibiting the giving or receiving of rebates on insurance or surety bonds and providing penalty therefor, and for the suspension of certificate of authority of any insurance or surety company and the revoking or suspension of the license of any agent or broker violating the same, and prescribing the powers and duties of the Insurance Commissioner in relation thereto and providing a penalty for misrepresenting the pay roll upon which an insurance premium is based or for accepting a pay roll, which is known to be false, upon which a premium is based, and restricting the time of credit for the payment of premiums.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 3, line 6, of the printed bill, after the word "policy" strike out the period and insert the following: ": *provided*, that a life insurance company issuing policies on a participating plan may return any portion of the premium as a dividend at any time."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 524—An act to add a new section to the Political Code, to be numbered 633*d*, relating to the countersigning of insurance policies and surety bonds by representatives of the insurers resident in this State.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 527—An act to amend section 633*a* of the Political Code, relating to licensing of insurance and surety brokers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 603—An act to amend section 6 of the "Workmen's Compensation, Insurance and Safety Act of 1917 as amended," approved May 23, 1917, as amended, by making the employer responsible for additional indemnity to injured employees only in case of wilful misconduct on the part of the employer or executive or managing officer of a corporation, or one of the partners if a partnership.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 606—An act to amend section 8 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, by eliminating therefrom the provisions defining the term "independent contractor," and providing there shall

be a presumption that certain persons are employees, and making workmen associated under a partnership contract employees of the person having the work executed.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1266—An act to amend section 16 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, to provide for the creation of two medical referee boards to pass upon the cause and extent of disability and the adequacy of treatment of injured employees and the cause of death in death cases arising under said act.

AMENDMENTS FROM THE FLOOR.

During second reading of the bill, the following amendments were offered and their adoption moved by Senator Breed:

AMENDMENT NUMBER ONE.

On page 2, of the printed bill, strike out all of line 10 after the word "who", all of lines 11, 12, 13, 14, and that portion of line 15 ending with the period following the word "Angeles", and insert in lieu thereof the following: "have been practicing their profession for at least five years and who are practicing their profession at the time of their appointment in this State and who while serving on said board practice their profession in the city of San Francisco. The other board to be composed of such physicians and surgeons who have been practicing their profession for at least five years and who are practicing at the time of their appointment in this State and who while serving on said board practice their profession in the city of Los Angeles."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 30, of the printed bill, strike out the words "either of said boards" and insert in lieu thereof the words "the commission".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 31, of the printed bill, after the word "report" and before the period insert the words "by one of said boards".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 31, of the printed bill, insert after the period following the word "report" the following: "upon receipt of such request the commission shall immediately order an examination by the board before which it is more convenient for the injured to appear and the commission shall transmit to said board a copy of said request."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 3, line 26, of the printed bill, after the word "board" and before the comma insert the following: "which statement of facts may include a transcript of all or any part of the evidence taken in any proceeding before the Industrial Accident Commission."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 3, line 37, of the printed bill, strike out the word "either" following the word "before" and insert in lieu thereof the word "one".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 3, line 38, of the printed bill, strike out the word "aboard" and insert in lieu thereof the word "above".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 3, line 38, of the printed bill, strike out the word "board" and insert in lieu thereof the word "commission".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 3, line 39, of the printed bill, following "ment" insert the following: "covering the facts in dispute and the commission shall immediately order an examination by the board before which it is more convenient for the injured to appear and transmit to said board a copy of said statement".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 4 strike out line 9 of the printed bill and all of that portion of line 10 ending with the word "and".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 4 of the printed bill strike out all that portion of line 16 beginning with the word "neither" and all of lines 17, 18, 19, and 20.

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 1270—An act to amend sections 1, 7, 13 and 14 of an act entitled "An act providing for the organization and management of mutual fire insurance corporations and associations and defining the same, and regulating the transaction of the business of mutual fire insurance in the State of California, and repealing an act entitled 'An act providing for the organization and management of mutual fire insurance companies'; approved March 19, 1907," approved May 1, 1911.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 991—An act to amend the title and to amend sections 8, 9, 11, 12, 15, 18, and 23 and to repeal sections 13, 14, 16, 16*a*, 16*b*, 16*c*, 17, 19, 21, 22, 25 and 27 of an act entitled "An act to establish a school for the discipline, education, employment, reformation and protection of juvenile delinquents in the State of California, to be known as 'The Whittier State School,'" approved March 11, 1889, as amended, and to add new sections thereto to be numbered 7*a*, 20*a* and 32.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title of the printed bill, after the word "sections" insert the word "one" and a comma.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 2, of the title of the printed bill before the word "eighteen" insert the word "sixteen" and a comma.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 9, of the printed bill, strike out the words "committed thereto".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 17, of the printed bill, after the word "board" insert the following: "shall establish rules and regulations governing admissions to said school. They".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 46, of the printed bill, strike out the period after the word "superintendent" and insert in lieu thereof the following: "but all his acts shall be subject to the approval of said board."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 3, line 17, of the printed bill, after the word "follows" and the colon insert the following:

"SEC. 15. It shall be lawful for said board of trustees to receive into said school boys over the age of eight years; *provided, however,* that in all such cases there shall be paid monthly to the state treasurer for each boy committed by the court to said school or to any other State school from which he may have been transferred to said school, the sum of twenty dollars by the county from which such boy is committed, for and during each month or part of month such person so committed remains in such State school, or in any other State school within this State to which he may be transferred.

SEC. 8. Section 16 of said act is hereby amended to read as follows:"

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 3, line 18, of the printed bill, strike out the figure "15" and insert in lieu thereof the figure "16".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 3, line 41, of the printed bill, strike out the figure "8" and insert in lieu thereof the figure "9".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 4, line 6, of the printed bill, strike out the number "9" and insert in lieu thereof the figure "10".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 4, line 14, of the printed bill, strike out the figure "10" and insert in lieu thereof the figure "11".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 4, line 17, of the printed bill, strike out the figure "11" and insert in lieu thereof the figure "12".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 4, line 28, of the printed bill, strike out the figure "12" and insert in lieu thereof the figure "13".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 4, line 35, of the printed bill, strike out the words "the director of".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 4, line 36, of the printed bill, strike out the figure "13" and insert in lieu thereof the figure "14".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 705—An act to amend sections 1, 3*a*, 3*b*, and 4, of an act entitled "An act to enforce the educational rights of children and providing penalties for the violation of this act," approved March 29, 1903, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 6 strike out all of line 30 following the comma and all of line 31 preceding the word "of" and insert in lieu thereof the following: "of section 3c".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 8 strike out all of the paragraph beginning with line 31 and ending with line 50 and insert in lieu thereof the following paragraph:

"Upon petition of a majority of the boards of school trustees of any county, the county superintendent of schools of such county, shall appoint a supervisor of attendance to act in such portions of the county as are not under the jurisdiction of any city supervisor of attendance and shall prescribe the duties of such supervisor of attendance not inconsistent with law. The salary of such supervisor of attendance shall be fixed by the county board of education and warrants for such salary and for the actual and necessary traveling expenses of such supervisor of attendance incurred in the discharge of his duties shall be drawn upon, and paid from, the unapportioned school fund of the county: *provided*, that such supervisor of attendance shall have been duly and lawfully certificated for the work by the county board of education."

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 709—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 6, strike out the words "a junior college" and insert in lieu thereof the following: "one or more junior colleges therein".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3, lines 17 and 18, beginning with line 17, strike out the words "namely on the last Friday in March".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 4, line 18, immediately after the word "district" insert the words "of any type".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 5, line 48, strike out the word "clerk" and insert in lieu thereof the word "secretary".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 6, lines 2 to 8, beginning with line 2, strike out the period and all subsequent reading matter down to and including the word "therefor" in line 8, and insert in lieu thereof a comma and the following reading matter: "or upon a call issued in writing and signed by a majority of the members of the board. The date set for special meetings shall be at least two full days subsequent to the completion of the call; and no business shall be transacted other than that specified in said call; *provided*, that by unanimous consent a special meeting may be convened at any time and by unanimous consent any business matter may be transacted at any special meeting."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 6, lines 22 to 24, beginning with the words "for admission", in line 22, strike out all reading matter down to and including the word "college", in line 24, and insert in lieu thereof the following reading matter: "over eighteen years of age as may be recommended for admission by the principal of the junior college".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 6, lines 28 to 33, beginning with the word "college", in line 28, strike out all reading matter down to and including line 33, and insert in lieu thereof the following: "colleges may provide courses of instruction designed to prepare for higher institutions of learning; courses of instruction designed to prepare persons for agricultural, industrial, commercial, home-making, and other vocations; and such courses of instruction as may be deemed necessary to provide for the civic and liberal education of the citizens of the community".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 9, line 16, strike out the word "are" and insert in lieu thereof the word "is".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 9, lines 18 to 20; line 18, beginning with the words "The money", strike out all reading matter down to and including the word "salaries" and the period.

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 9, line 24, immediately following the word "districts" and the period, add the following sentence: "State moneys apportioned to any junior college district shall be used only for the payment of teachers' salaries."

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 9, line 29, beginning with the word "for" strike out the remainder of the line and insert in lieu thereof the following reading matter: "less state aid for educating during the next preceding school year all".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 156—An act to amend sections 1 and 2 of an act entitled "An act to provide for the formation of special municipal tax districts within municipalities for the acquisition, construction or operation of public improvements, works or utilities of local necessity or conveniences, or for the furnishing of special local service; and for the acquisition, construction or operation of such improvements, works or utilities, or the furnishing of such service by or for such districts," approved May 16, 1919.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, strike out the word "fifty" and insert the word "thirty-five".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 1142—An act to amend section 4041 of the Political Code, relating to the general powers of county boards of supervisors.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 10, of the printed bill, strike out all after line 9.

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 339—An act to make an appropriation to carry out the provisions of "An act to establish a nautical school at the port of San Francisco, to provide for the conduct and maintenance thereof, to make an appropriation therefor, and to authorize the Governor to request and to receive aid from the United States in compliance with the provisions of an act of Congress, approved March 4, 1911," approved May 14, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 339 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Jones, King, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Duncan:

WHEREAS, This Senate has heretofore adopted resolutions committing itself to a policy opposed to engaging in any new activities or increasing salaries and has expressed the sense of the body to the effect that the greatest restraint should be exercised by the Finance Committee in reporting any special appropriation bills not appearing in the budget; and

WHEREAS, It is apparent that a majority of this body does not intend to adhere to the policy thus adopted; and

WHEREAS, The continued existence of such resolutions is placing the Senate in a position directly opposed to its present policy; therefore, be it

Resolved, That said resolutions and each of them be and they are hereby rescinded.

Resolution read.

MOTION.

Senator Chamberlin moved that the resolution offered by Senator Duncan be laid on the table.

Motion carried.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 859—An act to provide for the consolidation of districts organized or existing under the California Irrigation District Act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 859 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Jones, King, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 687—An act to amend sections 1925, 1928, 1934½, 1954, 1957, 1964, 1965, 1980, 1983, 1984, 1985, 1987, 2003, 2004, 2008, 2041, 2076, 2077, 2078, 2079, 2098, and 2111 and to repeal sections 1981 and 2080 of the Political Code, all relating to the National Guard.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 687 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At eleven o'clock and five minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Crowley.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 943 finally passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Inman, Jones, King, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—24.

NOES—Senators Carr, W. J., Chamberlin, Duncan, and Hart—4.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 222—An act to provide for the establishment and maintenance of a division of dental hygiene for children under the direction of the State Board of Health; defining its powers and duties; and making an appropriation therefor.

Bill read third time.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Crowley moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Jones, King, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

The Secretary announced the absentees.

Time, eleven o'clock and six minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 118—An act to add a new section to the Political Code to be numbered 758*a* providing for the appointment and compensation of a porter for the First District Court of Appeal.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 118 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Eden, Flaherty, Harris, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—24.

NOES—Senators Chamberlin, Duncan, Irwin, Lyon, Rominger, and Yonkin—6.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATE CONSTITUTIONAL AMENDMENT No. 28.

A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending section 17 of article VI, relating to the salaries of the Justices of the Supreme Court, the Justices of the District Courts of Appeal, and of the judges of the superior courts.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its regular session commencing on the third day of January, 1921, two-thirds of the members elected to each of the two houses of the said Legislature voting therefor, hereby proposes to the people of the State of California that the constitution of said State be amended by amending section 17 of article VI to read as follows:

Sec. 17. The salaries of the Justices of the Supreme Court and of the District Courts of Appeal shall be paid by the State. One-half of the salary of each judge of the superior court shall be paid by the State; and the other half thereof shall be paid by the county for which he is elected. The Justices of the Supreme Court shall each receive an annual salary of eight thousand dollars, and the Justices of the several District Courts of Appeal shall each receive an annual salary of seven thousand dollars; and the judges of the superior court shall each receive, in counties having a population of more than one hundred fifty thousand, an annual salary of seven thousand dollars; in counties having a population of more than one hundred thousand, an annual salary of six thousand dollars; in counties having a population of more than twenty thousand, an annual salary of five thousand dollars; and in all other counties, an annual salary of four thousand dollars, the said salaries to be payable monthly.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 28 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, and Slater—31.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 28 ordered transmitted to the Assembly.

Senate Bill No. 295—An act to require employers to keep records of the working hours and wages of women and minors in certain cases; providing for the inspection of such records by certain authorities, their deputies and agents; and providing penalties for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 295 refused passage by the following vote:

AYES—Senators Canepa, Crowley, Dennett, Flaherty, Ingram, Inman, King, McDonald, Rominger, Rush, Sample, Scott, Sharkey, and Slater—14.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Duncan, Eden, Gates, Harris, Hart, Irwin, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, and Yonkin—22.

Senate Bill No. 962—An act to regulate and limit the amount that may be produced by tax levies in the aggregate by political subdivisions of this State, creating a State Board of Authorization, providing for the making and filing of budgets by such subdivisions, and repealing all acts and parts of acts in conflict with this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 962 refused passage by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Hart, Inman, Lyon, Rominger, Rush, and Sample—13.

NOES—Senators Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Scott, Sharkey, Slater, and Yonkin—20.

Senate Bill No. 414—An act to amend section 602*b* of the Political Code, relating to a classification of risks, premium rates and schedule ratings for insurance carriers insuring employers or employees under Workmen's Compensation, Insurance and Safety Act, chapter 176, Laws of 1913; to permit the issuance of compensation participating

policies and requiring annual reports to the State Insurance Commissioner; authorizing the State Insurance Commissioner to enforce the provisions of this act and providing penalties for its violation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 414 refused passage by the following vote:

AYES—Senators Allen, Arbuckle, Carr, W. J., Chamberlin, Dennett, Eden, Harris, Hart, Irwin, King, Lyon, Shearer, and Yonkin—13.

NOES—Senators Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Flaherty, Gates, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—22.

SENATE CONSTITUTIONAL AMENDMENT No. 35.

Relative to taxation.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its forty-fourth regular session, two-thirds of the members elected to each of the Houses thereof, voting in favor hereof, hereby proposes to the people to amend section 14 of article XIII of the constitution of the State to read as follows:

Sec. 14. Taxes levied, assessed and collected as hereinafter provided upon railroads; street railways; interurban electric railways, whether operated in one or more counties; gasoline propelled interurban railways; sleeping car, dining car, drawing room car and palace car companies, refrigerator, oil, stock, fruit, and other carloaning and other car companies operating upon railroads in this State; companies doing express business on any railroads, steamboat, vessel or stage line in this State; telegraph companies; telephone companies; companies engaged in the transmission or sale of gas or electricity, insurance companies; banks, banking associations, savings and loan societies, and trust companies, and taxed upon all franchises of every kind and nature, shall be entirely and exclusively for State purposes, and shall be levied, assessed and collected in the manner hereinafter provided. The word "companies" as used in this section shall include persons, partnerships, joint stock associations, companies and corporations.

(*a*) All railroad companies, street railway companies, interurban electric railway companies and gasoline propelled interurban railway companies, whether operated in one or more counties; all sleeping car, dining car, drawing room car, and palace car companies, all refrigerator, oil, stock, fruit and other car-loaning and other car companies, operating upon the railroads of this State; all companies doing express business on any railroads, steamboats, vessel or stage line in this State; all telegraph and telephone companies; and all companies engaged in the transmission or sale of gas or electricity shall annually pay to the State a tax upon their franchises, roadways, roadbeds, rails, rolling stock, poles, wires, pipes, canals, conduits, rights of way, and other property, or any part thereof used exclusively in the operation of their business in this State, computed as follows:

Said tax shall be equal to the percentages hereinafter fixed upon the gross receipts from operation of such companies, and each thereof within this State. When such companies are operating partly within and partly without this State, the gross receipts within this State shall be deemed to be all receipts on business beginning and ending within this State, and a proportion, based upon the proportion of the mileage within this State to the entire mileage over which such business is done, of receipts on all business passing through, into, or out of this State.

The percentages above mentioned shall be as follows: On all railroad companies, seven per cent; on all street railway companies, interurban electric railway companies and gasoline propelled interurban railway companies, five and one-quarter per cent; on sleeping car, dining car, drawing room car, palace car companies, refrigerator, oil, stock, fruit and other car-loaning and other car companies, five and one-quarter per cent; on all companies doing express business on any railroad, steamboat, vessel or stage line, one per cent; on all telegraph and telephone companies, five and one-half per cent; on all companies engaged in the transmission or sale of gas or electricity, seven and one-half per cent. Such taxes shall be in lieu of all other taxes and licenses, State, county and municipal, upon the property above enumerated of such companies except as otherwise in this section provided; *provided*, that nothing herein shall be construed to release any such company from the payment of any amount agreed to be paid or required by law to be paid for any special privilege or franchise granted by any of the municipal authorities of this State.

(*b*) All companies engaged in the operation of motor vehicles for the transportation of persons or property for compensation, other than taxicabs, hotel busses, or sight-seeing busses, and companies operating motor vehicles as a part of or incidental to a commercial, industrial, or agricultural enterprise, when the compensation therefor is charged or absorbed in the amount paid for the product furnished by

such enterprise, shall annually pay to the State a tax of two per cent upon its gross receipts within this State, as defined in this section. Such tax shall be in lieu of all other taxes and licenses, State, county and municipal, upon the property used exclusively in such transportation business, except as otherwise in this section provided; *provided*, that nothing herein shall be construed to release any such company from the payment of any amount agreed to be paid or required by law to be paid for any special privilege or franchise granted by any of the municipal authorities of this State.

(*c*) Every insurance company or association doing business in this State shall annually pay to the State a tax of two and sixty-hundredths per cent upon the amount of the gross premiums received upon its business done in this State, less return premiums and reinsurance in companies or associations authorized to do business in this State; *provided*, that there shall be deducted from said two and sixty-hundredths per cent upon the gross premiums the amount of any county and municipal taxes paid by such companies on real estate owned by them in this State. This tax shall be in lieu of all other taxes and licenses, State, county and municipal, upon the property of such companies, except county and municipal taxes on real estate, and except as otherwise in this section provided; *provided*, that when by the laws of any other state or country, any taxes, fines, penalties, licenses, fees, deposits of money or of securities, or other obligations or prohibitions, are imposed on insurance companies of this State, doing business in such other state or country, or upon their agents therein, in excess of such taxes, fines, penalties, licenses, fees, deposits of money or of securities, or other obligations or prohibitions, are imposed on insurance companies of this State, doing business in such other state or country, or upon their agents therein, in excess of such taxes, fines, penalties, licenses, fees, deposits of money, or of securities, or other obligations or prohibitions, imposed upon insurance companies of such other state or country, so long as such laws continue in force, the same obligations and prohibitions of whatsoever kind may be imposed by the Legislature upon insurance companies of such other state or country doing business in this State.

(*d*) The shares of capital stock of all banks, organized under the laws of this State, or of the United States, or of any other state and located in this State, shall be assessed and taxed to the owners or holders thereof by the State Board of Equalization, in the manner to be prescribed by law, in the city or town where the bank is located and not elsewhere. There shall be levied and assessed upon such shares of capital stock an annual tax, payable to the State, of one and forty-five hundredths percentum upon the value thereof. The value of each share of stock in each bank, except such as are in liquidation, shall be taken to be the amount paid in thereon, together with its pro rata of the accumulated surplus and undivided profits. The value of each share of stock in each bank which is in liquidation shall be taken to be its pro rata of the actual assets of such bank. This tax shall be in lieu of all other taxes and licenses, State, county, and municipal, upon such shares of stock and upon the property of such banks, except county and municipal taxes on real estate and except as otherwise in this section provided. In determining the value of the capital stock of any bank there shall be deducted from the value, as defined above, the value as assessed for county taxes, of any real estate other than mortgage interests therein, owned by such bank and taxed for county purposes. The banks shall be liable to the State for this tax and the same shall be paid to the State by them on behalf of the stockholders in the manner and at the time prescribed by law, and they shall have a lien upon the shares of stock and upon any dividends declared thereon to secure the amount so paid.

The moneyed capital, reserve, surplus, undivided profits and all other property belonging to unincorporated banks or bankers of this State, or held by any bank located in this State which has no shares of capital stock, or employed in this State by any branches, agencies, or other representatives of any banks doing business outside of the State of California, shall be likewise assessed and taxed to such banks or bankers by the said Board of Equalization, in the manner to be provided by law and taxed at the same rate that is levied upon the shares of capital stock of incorporated banks, as provided in the first paragraph of this subdivision. The value of said property shall be determined by taking the entire property invested in such business, together with all the reserve, surplus and undivided profits, at their full cash value, and deducting therefrom the value as assessed for county taxes of any real estate, other than mortgage interests therein, owned by such bank and taxed for county purposes. Such taxes shall be in lieu of all other taxes and licenses, State taxes, county and municipal, upon the property of the banks and bankers, mentioned in this paragraph, except county and municipal taxes on real estate and except as otherwise in this section provided. It is the intention of this paragraph that all moneyed capital and property of the banks and bankers mentioned in this paragraph shall be assessed and taxed at the same rate as an incorporated bank, provided for in the first paragraph of this subdivision. In determining the value of the moneyed capital and property of the banks and bankers mentioned in this subdivision, the said State Board of Equalization shall include and assess to such banks all property and everything of value owned or held by

them, which go to make up the value of the capital stock of such banks and bankers, if the same were incorporated and had shares of capital stock.

The word "banks" as used in this subdivision shall include banking association, savings and loan societies and trust companies, but shall not include building and loan associations.

(e) All franchises, other than those expressly provided for in this section, shall be assessed at their actual cash value, in the manner to be provided by law, and shall be taxed at the rate of one and sixty hundredths per centum each year, and the taxes collected thereon shall be exclusively for the benefit of the State.

(f) Out of the revenues from the taxes provided for in this section, together with all other State revenues, there shall be first set apart the moneys to be applied by the State to the support of the public school system and the State University. In the event that the above named revenues are at any time deemed insufficient to meet the annual expenditures of the State, including the above named expenditures for educational purposes, there may be levied in the manner to be provided by law a tax, for State purposes, on all the property in the State including the classes of property enumerated in this section, sufficient to meet the deficiency. All property enumerated in subdivisions (a), (b), (c) and (e) of this section shall be subject to taxation, in the manner provided by law, to pay the principal and interest of any bonded indebtedness created and outstanding by any city, city and county, county, town, township, or district, on the eighth day of November, 1910. The taxes so paid for principal and interest on such bonded indebtedness shall be deducted from the total amount paid in taxes for State purposes.

(g) All the provisions of this section shall be self executing, and the Legislature shall pass all laws necessary to carry this section into effect, and shall provide for the valuation and assessment of the property enumerated in this section, and shall prescribe the duties of the State Board of Equalization and any officers in connection with the administration thereof.

The rates of taxation fixed in this section shall remain in force until changed by the Legislature, a majority of all the members elected to each of the two houses voting in favor thereof. The taxes herein provided for shall become a lien on the first Monday in March of each year after the adoption of this section and shall become due and payable on the first Monday in July thereafter. The gross receipts and gross premiums herein mentioned shall be computed for the year ending the thirty-first day of December prior to the levy of such taxes and the value of any property mentioned herein shall be fixed as of the first Monday in March. Nothing herein contained shall affect any tax levied or assessed prior to the adoption of this section; and all laws in relation to such taxes in force at the time of the adoption of this section shall remain in force until changed by the Legislature. The Legislature shall provide for reimbursement from the general funds of any county to districts therein where loss is occasioned in such districts by the withdrawal from local taxation of property taxed for State purposes only.

(h) The Legislature, a majority of all the members elected to each of the two houses voting in favor thereof, in fixing the rates of taxation pursuant to the provisions of this section may classify and reclassify, divide and subdivide the several groups of franchise holders mentioned therein, and fix such rates as it may determine for the respective classes, subclasses, divisions or subdivisions so established by it from time to time.

(i) No injunction shall ever issue in any suit, action or proceeding in any court against this State or against any officer thereof to prevent or enjoin the collection of any tax levied under the provisions of this section; but after payment action may be maintained to recover any tax illegally collected in such a manner and at such time as may now or hereafter be provided by law.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 35 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 35 ordered transmitted to the Assembly.

Senate Bill No. 225—An act to amend section 1750 of the Political Code, relating to adoption of course of study and textbooks by high school boards.

Bill read third time.

The question being on the passage of the bill.

The roll was called and Senate Bill No. 225 refused passage by the following vote:

AYES—Senators Dennett, Duncan, Flaherty, Harris, King, Scott, and Shearer—7.
NOES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Eden, Gates, Hart, Ingram, Inman, Irwin, Lyon, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—24.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Sample, Senate Bill No. 849 was ordered withdrawn from the file, and re-referred to Committee on Commerce and Navigation.

Senate Bill No. 200—An act creating a cash revolving fund for the use of the State Water Commission in making determinations of water rights as provided by the "Water Commission Act," approved June 16, 1913, making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 200 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—30.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MOTION.

On motion of Senator Breed, Senate Bills Nos. 396 and 404 were ordered withdrawn from the file, and re-referred to Committee on Governmental Efficiency.

Senate Bill No. 261—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 261 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Inman, Jones, King, Lyon, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—27.
NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 262—An act to amend section 751¼ of the Political Code, relating to the salary of the stenographer for the clerk of the Supreme Court.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 262 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Inman, Jones, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—24.
NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 403—An act appropriating money for repairs, improvements and equipment at the California Redwood Park.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 403 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Shearer, and Slater—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 979—An act authorizing the payment of the claim of John F. Tyler, trustee for William E. Tucker, Mary A. Blass, John H. Crumrine, Eugene B. Stanley, Charles H. Adams, against the State of California, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 979 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Jones, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 828—An act appropriating money to pay the claim of L. J. Maddux.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 828 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—30.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 607—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Alameda and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross

San Francisco Bay from the city and county of San Francisco to the county of Alameda; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 607 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Gates, Ingram, Inman, Jones, King, McDonald, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Shearer, and Slater—25.

NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 643—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Marin and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco Bay from the city and county of San Francisco to the county of Marin; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 643 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Gates, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 955—An act to provide for the survey and investigation of the feasibility and cost of irrigating the lands of Shasta Valley in Siskiyou County, California, from the Klamath River and other sources of water in California and Oregon, and to make an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 955 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Gates, Harris, Ingram, Inman, Jones, Lyon, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—Senators Carr, W. J., Chamberlin, and King—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At eleven o'clock and eight minutes a.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Senate Bill No. 367—An act to amend sections 4, 5, and 6 of an act entitled "An act authorizing municipal corporations to permit other municipal corporations to construct and maintain sewers, water mains, and other conduits therein, also to construct and maintain sewers, water mains, and other conduits for their joint benefit, and at their joint expense, and to make and enter into contracts for said purposes," approved March 22, 1909, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 367 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 529—An act to validate municipal bonds, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 529 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Harris, Senate Bill No. 690 was ordered withdrawn from the file, and re-referred to Committee on Municipal Corporations.

Senate Bill No. 808—An act to add a new section to the Penal Code to be numbered 114*a*, relating to the falsification of death certificates.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 808 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—Senator Purkitt—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 468—An act to fix and quiet titles to rights of way reserved without limit of time or location.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 468 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—Senator Nelson—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

PRIVILEGE OF THE FLOOR.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Grand President, N. D. G. W. Bertha A. Briggs, Mary Bell, Margaret Sullivan, Mattie Stein, Lucy Lieginger, Madge McBirney, and Mrs. Morris.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 194—An act directing the State Water Commission to make a survey of the water resources of the State of California, including surface and underground waters, and to compile a report thereof, and making an appropriation to defray the expenses of such survey.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 194 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Flaherty, Gates, Harris, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Scott, Sharkey, and Slater—21.

NOES—Senators Allen, Arbuckle, Carr, F. M., Carr, W. J., Duncan, Eden, Hart, Irwin, King, Lyon, and Yonkin—11.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 64—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings; and empowering the State Board of Forestry to receive in the name of the people of the State of California gifts of land and to receive contributions from any source toward the purchase of and the care and maintenance of lands.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 64 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Irwin,

Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—32.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 205—An act to provide for the acceptance of the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States of America, in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise; to empower and direct the board designated as the State Board for Vocational Education to cooperate with the Federal Board for Vocational Education in carrying out the provisions of said federal act; to prescribe its powers and duties in carrying out the provisions of this act; to provide for a plan of cooperation between the State Board for Vocational Education and the Industrial Accident Commission; to provide for the appointment of a custodian of all moneys received by the State from appropriations made by the Congress of the United States and from other sources for the purpose of promoting vocational rehabilitation; to create a vocational rehabilitation fund and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 205 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Gates, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—31.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 148—An act to authorize the payment of the claim of John Breuner Company, a corporation, against the State of California, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 148 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—33.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 515—An act appropriating money to pay the claim of Tryon & Brain against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 515 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Gates, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 976—An act to amend sections 3897 and 3898 of the Political Code and to add two new sections thereto, to be numbered 3898*a* and 3898*b*, to provide educational opportunities for veterans and orphans of veterans by promoting the sale of lands purchased by the State for delinquent taxes and making the proceeds of such sales available therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 976 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Flaherty, Gates, Harris, Ingram, Inman, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.
NOES—Senators Duncan, and Purkitt—2.

Title read and approved.
Bill ordered transmitted to the Assembly.

SENATOR GATES IN THE CHAIR.

At eleven o'clock and fifteen minutes a.m., Senator Gates of the Thirty-fifth District was called to the chair.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At eleven o'clock and sixteen minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Crowley.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Senate Bill No. 222 finally passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Flaherty, Gates, Harris, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—23.
NOES—Senators Allen, Arbuckle, Carr, W. J., Chamberlin, Duncan, Eden, Hart, King, Lyon, Purkitt, Rominger, Sample, and Yonkin—13.

Title read and approved.
Bill ordered transmitted to the Assembly.

CALL OF THE SENATE.

Senator Inman moved a call of the Senate to compel the attendance of all Senators not excused, although no roll call was in progress.

POINT OF ORDER.

Senator McDonald raised the point of order that a call of the Senate was not in order except during a roll call.

DECISION ON POINT OF ORDER.

The Acting President ruled the motion for a call of the Senate was in order.

The question being on the motion.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

The Secretary announced the absentees.

Time, eleven o'clock and twenty minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 473—An act appropriating money for investigation, research, and demonstration by the Department of Agriculture of the University of California with regard to deciduous fruits and nuts, including olives and figs.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 473 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, and Slater—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 409—An act to amend the State Medical Practice Act, by adding a new section thereto to be numbered 17*a*, relating to the use and application of Roentgen rays, X-rays or radium rays in the examination, diagnosis, or treatment of human beings for diseases, injuries, deformities or any other physical or mental conditions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 409 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Dennett, Eden, Flaherty, Gates, Ingram, McDonald, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—24.

NOES—Senators Hart, Inman, and Lyon—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 527—An act to add a new section to the Political Code, to be numbered section 1618*b*, relating to the reciprocal notification of cases of communicable disease by school authorities and local health officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 527 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Eden, Flaherty, Gates, Ingram, Inman, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—25.

NOES—Senators Allen, Lyon, and Yonkin—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 358—An act to enable corporations to provide for the representation of their employees on the board of directors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 358 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Duncan, Flaherty, Gates, Hart, Ingram, Inman, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—28.

NOES—Senator Dennett—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 983—An act to enable municipal corporations to sell, lease, or otherwise transfer the control or management of waterworks or parts thereof belonging to such municipality to municipal water districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 983 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 268—An act providing for the control and destruction of predatory wild animals, making an appropriation therefor, and repealing acts authorizing the payment of bounties on such animals.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 268 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Ingram, Inman, Irwin, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—24.

NOES—Senators Allen, Chamberlin, King, Lyon, Rominger, and Sample—6.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 487—An act to add a new section to the Political Code, to be numbered 3493*a*, providing for the recall of trustees of reclamation districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 487 refused passage by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Chamberlin, Crowley, Dennett, Duncan, Flaherty, Hart, Irwin, King, Lyon, McDonald, Purkitt, Rominger, Sample, Scott, Shearer, and Yonkin—20.

NOES—Senators Boggs, Canepa, Carr, F. M., Carr, W. J., Eden, Gates, Godsil, Harris, Ingram, Inman, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Sharkey, and Slater—18.

Senate Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the constitution of the State by adding a new article thereto to be numbered XXIV, establishing a State Athletic Commission and regulating boxing and sparring in the State.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 33 refused adoption by the following vote:

AYES—Senators Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Flaherty, Hart, Ingram, Inman, Irwin, Lyon, McDonald, Otis, Purkitt, Sample, Scott, Sharkey, and Shearer—19.

NOES—Senators Allen, Arbuckle, Boggs, Carr, W. J., Dennett, Duncan, Eden, Gates, Harris, Jones, King, Nelson, Osborne, Rigdon, Rominger, Rush, Slater, and Yonkin—18.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At eleven o'clock and twenty-five minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Inman.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Concurrent Resolution No. 31—Approving an amendment to the charter of the city of Oakland, a municipal corporation in the county of Alameda, State of California, voted for and ratified by the qualified electors of said city at the nominating municipal election held therein on the nineteenth day of April, 1921;

Also: Senate Concurrent Resolution No. 32—Approving six certain amendments to the charter of the city of Monterey, county of Monterey, State of California, voted for and ratified by a majority of the qualified electors of said city of Monterey at the regular municipal election held therein on the eleventh day of April, 1921;

Also: Senate Bill No. 544—An act authorizing the separation of the departments of the deaf and the blind in the California School for the Deaf and the Blind at Berkeley, California, and providing for the transfer of certain funds;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

Also:

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined Senate Bill No. 92—An act declaring all buildings and places nuisances wherein or upon which gambling is held or occurs or which are used for such purposes, and providing for the abatement and prevention of such nuisances by injunction and otherwise—and reports that the same has been correctly re-engrossed.

OSBORNE, Chairman.

THIRD READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 92—An act declaring all buildings and places nuisances wherein or upon which gambling is held or occurs or which are used for such purposes, and providing for the abatement and prevention of such nuisances by injunction and otherwise.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 92 refused passage by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Harris, Irwin, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, and Yonkin—20.

NOES—Senators Breed, Burnett, Canepa, Chamberlin, Crowley, Flaherty, Gates, Hart, Ingram, Inman, Purkitt, Rush, Scott, Sharkey, Shearer, and Slater—16.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Burnett, Senate Constitutional Amendment No. 26 was ordered withdrawn from the file, and re-referred to Committee on Constitutional Amendments.

Senate Bill No. 705—An act to repeal section 680 of the Political Code, relating to creation of deficiencies by the Board of Control.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 705 refused passage by the following vote:

AYES—Senators Arbuckle, Carr, F. M., Chamberlin, Duncan, King, Lyon, Purkitt, Rominger, Shearer, and Yonkin—10.

NOES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, W. J., Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—24.

Senate Bill No. 675—An act to add a new section to the Political Code, to be numbered 4131*a*, relating to the recording of instruments in the offices of county recorders.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 675 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 953—An act to add a new section to the Code of Civil Procedure, to be numbered 1203*b*, relating to liens upon crops.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 953 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman,

Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.
NOES—Senator Irwin—1.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 90—An act to provide for retirement of employees of the State of California on account of permanent physical or mental disability after twenty-five years of continuous service, and for retirement after twenty-five years of continuous service of employees who may then be more than seventy years of age, with one-half pay thereafter during life; to provide means and methods for the payment of retired salaries, and for the filling of vacancies caused by such retirements, and creating a Board of Retirement regarding the same.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 90 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—32.
NOES—Senators Irwin, and Yonkin—2.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 577—An act to amend section 2982 of the Political Code, relating to the powers and duties of the State Board of Health, and the officers and employees thereof.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 577 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Flaherty, Gates, Harris, Ingram, Inman, Jones, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, and Slater—22.
NOES—Senators Allen, Arbuckle, Carr, F. M., Chamberlin, Duncan, Eden, Hart, Irwin, King, Lyon, Purkitt, Sample, Shearer, and Yonkin—14.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 578—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the officers of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in con-

flict herewith," approved May 19, 1915, amended May 18, 1917, by amending section 1 thereof, relating to the Bureau of Vital Statistics.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 578 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Flaherty, Gates, Harris, Ingram, Inman, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—22.

NOES—Senators Arbuckle, Carr, F. M., Chamberlin, Duncan, Eden, Hart, Irwin, King, Lyon, Purkitt, Rominger, Shearer, and Yonkin—13.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 913—An act to authorize and empower the board of directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 913 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—30.

NOES—Senators Allen, Chamberlin, and Yonkin—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 823—An act to authorize and empower the board of directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 823 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—29.

NOES—Senators Chamberlin, and Yonkin—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 545—An act to amend section 2207*f* of the Political Code, relating to the Industrial Home of Mechanical Trades for the Adult Blind.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 545 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—27.
NOES—Senators Duncan, and Irwin—2.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 984—An act to amend section 261 of the Political Code, relating to duties of officers at the close of each session of the Legislature.

Bill read third time.
Section 2, setting forth the urgency clause, read.
The question being: Shall this section, setting forth the urgency features of this bill, be passed?
The roll was called, and the urgency section passed, by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Inman, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.
NOES—None.

The question being on the passage of the bill.
The roll was called, and Senate Bill No. 984 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 20—An act to add a new section to the Political Code, to be numbered 737*d*, relating to the salaries of superior court judges in and for the county of San Diego.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 20 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—30.
NOES—Senator Duncan—1.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 727—An act to amend section 7 of an act entitled "An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing

of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the Commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended May 27, 1915, regulating licenses of employment agencies.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 727 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—32.

NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATE CONSTITUTIONAL AMENDMENT No 36.

A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article IV a new section to be numbered 25*a*, relative to special laws.

Resolved by the Senate, the Assembly concurring, That the Legislature of the State of California at its forty-fourth regular session, commencing on the third day of January, 1921, two-thirds of the members elected to each of the Houses thereof voting in favor hereof, hereby proposes to the people of the State of California to amend the constitution of the State by adding a new section to article IV of the constitution to be numbered 25*a* and to read as follows:

Sec. 25*a*. The Legislature shall not pass any special or local laws creating irrigation, reclamation, drainage or flood control districts but shall provide for the organization and government of such districts by general law.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Senate Constitutional Amendment No. 36 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Senate Constitutional Amendment No. 36 ordered transmitted to the Assembly.

SENATE CONCURRENT RESOLUTION No. 18.

Relative to leaves of absence of the Governor, Lieutenant Governor and the members of the Senate and Assembly of the forty-fourth session of the Legislature of the State of California.

Resolved by the Senate, the Assembly concurring, That leave of absence from the State of California for a longer period than sixty days, during their term of office, is hereby granted to his excellency, William D. Stephens, Governor of the State of California; to C. C. Young, Lieutenant Governor of the State of California; and to the following members of the Senate and Assembly of the forty-fourth session of the Legislature of the State of California:

Senators Newton M. Allen, A. P. Anderson, F. A. Arbuckle, Frank S. Boggs, A. H. Breed, L. G. Burnett, V. J. Canepa, Frank M. Carr, Wm. J. Carr, Harry A. Chamberlin, J. J. Crowley, L. L. Dennett, W. E. Duncan, Jr., Walter Eden, L. J. Flaherty, E. J. Gates, Charles W. Godsil, M. B. Harris, D. H. Hart, Thomas Ingram, J. M. Inman, J. L. C. Irwin, M. B. Johnson, H. C. Jones, L. M. King, C. W. Lyon, Walter A. McDonald, H. C. Nelson, A. E. Osborne, E. M. Otis, Claude F. Purkitt, E. S. Rigdon, J. A. Rominger, Benj. F. Rush, E. P. Sample, W. S. Scott, W. R. Sharkey, W. B. Shearer, H. W. Slater, H. H. Yonkin.

Assemblymen F. W. Anderson, W. E. Badham, Edwin R. Baker, J. B. Badaracco, W. F. Beal, R. P. Benton, Van R. Bernard, J. O. Bishop, E. P. Bromley, Clifton Brooks, Esto B. Broughton, J. F. Burns, E. H. Christian, Chas. W. Cleary, Geo. P. Cleveland, R. W. Colburn, F. L. Coombs, B. S. Crittenden, F. J. Cummings, Frank L. Eksward, Roy Fellom, L. E. Fulwider, Sidney T. Graves, P. J. Gray, C. W. Greene, W. O. Hart, F. C. Hawes, F. Heck, S. L. Heisinger, Wm. B. Hornblower, Mrs. Elizabeth Hughes, G. E. Hume, E. S. Hurley, Frank Johnson, J. W. Johnston, Gilbert L. Jones, Isaac Jones, C. M. Kline, Geo. W. Lee, Ira A. Lee, Ed Lewis, J. N. Long, E. O. Loucks, Harry Lyons, J. E. Manning, F. D. Mather, D. McCloskey, H. McDowell, R. McGee, B. W. McKeen, R. B. McPherson, Frank F. Merriam, T. A. Mitchell, C. W. Morris, H. F. Morrison, I. H. Parker, O. C. Parkinson, J. L. Pedrotti, J. A. Pettis, F. J. Powers, J. J. Prendergast, H. B. Ream, F. M. Roberts, A. A. Rosenshine, A. F. Ross, Mrs. Anna L. Saylor, Walter J. Schmidt, O. W. Smith, C. C. Spalding, H. R. Spence, A. F. Stevens, G. W. Warren, A. A. Weber, J. C. Webster, A. A. Wendering, P. J. West, J. R. White, Jr., Guy Windrem, H. W. Wright, T. M. Wright.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Senate Concurrent Resolution No. 18 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Senate Concurrent Resolution No. 18 ordered transmitted to the Assembly.

Senate Bill No. 644—An act to provide for leasing kelp beds in the waters of the State of California by the Board of Fish and Game Commissioners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 644 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 576—An act to amend section 5 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish market must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 576 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—31.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 922—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Senate Bill No. 922 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—28.
NOES—Senators Arbuckle, Chamberlin, Eden, Purkitt, Rominger, and Yonkin—6.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 31—Approving an amendment to the charter of the city of Oakland, a municipal corporation in the county of Alameda, State of California, voted for and ratified by the qualified electors of said city at the nominating municipal election held therein on the nineteenth day of April, 1921.

Resolution read.
The question being on the adoption of the resolution.
The roll was called, and Senate Concurrent Resolution No. 31 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Senate Bill No. 156—An act to amend section 2047 of the Code of Civil Procedure, relating to the right of a witness to refresh his memory.

Bill read third time.
The question being on the passage of the bill.

The roll was called, and Senate Bill No. 156 refused passage by the following vote:

AYES—Senators Irwin, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, and Slater—8.
NOES—Senators Allen, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Jones, King, Nelson, and Sharkey—20.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Breed, Senate Bill No. 437 was ordered withdrawn from the file, and re-referred to Committee on Finance.

Senate Bill No. 63—An act to provide for the completion of the restoration of the Mission San Francisco del Solano, in the city of Sonoma, State of California, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 63 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, and Slater—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 70—An act making an appropriation for the care, maintenance and repair of the California State Building at the site of the Panama-California International Exposition.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 70 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Eden, Flaherty, Gates, Harris, Hart, Inman, Jones, King, Lyon, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 144—An act appropriating money for repairs, improvements and alterations Capitol building and grounds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 144 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 271—An act appropriating money for the purpose of paying the assessment for improving the alley adjacent to the grounds of the Governor's residence in the city of Sacramento, California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 271 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, and Slater -24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 17—An act appropriating money to pay the claim of the Bank of California, National Association, against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 17 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin - 34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 176—An act to add a new section to the Political Code, to be numbered 737*q*, relating to salaries of judges of the superior court in the county of Los Angeles.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 176 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—27.

NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 7—An act making an appropriation to carry out the purposes of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 7 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Eden, Flaherty, Gates, Harris, Ingram, Inman, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—23.

NOES—Senators Allen, Chamberlin, King, Lyon, Rominger, Sample, and Yonkin—7.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 730—An act making an appropriation for the paving of a road from the city of San Luis Obispo to the California Polytechnic School.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 730 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Eden, Flaherty, Gates, Harris, Ingram, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, and Slater—21,

NOES—Senators Allen, Carr, F. M., Chamberlin, Dennett, Duncan, Hart, Inman, Irwin, King, Lyon, Rominger, Sample, and Yonkin—13.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 544—An act authorizing the separation of the departments of the deaf and the blind in the California School for the Deaf and the Blind at Berkeley, California, and providing for the transfer of certain funds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 544 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Gates, Hart, Ingram, Irwin, Jones, King, Lyon, Nelson, Osborne, Otis, Rush, Sample, and Sharkey—25.

NOES—Senators Flaherty, and Scott—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

APPROVAL OF JOURNALS.

On motion of Senator Breed, the Senate Daily Journals of Monday, April 11; Tuesday, April 12; Wednesday, April 13; Thursday, April 14; Friday, April 15, and Saturday, April 16, 1921, were approved as corrected.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON COMMERCE AND NAVIGATION.

SENATE CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Assembly Bill No. 905—An act to amend an act entitled "An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Francisco and the bay of San Pablo to the city of Richmond in furtherance of navigation and commerce and the fisheries, and providing for the government, man-

agement and control thereof," approved June 11, 1913—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—6; absent—3.

INMAN, Chairman.

Assembly Bill No. 905 ordered on file for second reading.

RE-REFERENCE OF SENATE BILL.

On motion of Senator Crowley, Senate Bill No. 28 was ordered withdrawn from the file, and re-referred to Committee on Hospitals and Asylums.

MOTION.

Senator Breed moved that all Senate measures on today's file not considered today, be re-referred to committee of their first reference, except No. 4 on the file, which shall go to the Assembly.

Motion carried.

ADJOURNMENT.

At twelve o'clock noon, on motion of Senator Breed, the acting President declared the Senate adjourned until Monday, April 25, 1921, at eleven o'clock a. m.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Monday, April 25, 1921.

Pursuant to adjournment, the Senate met at eleven o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—40.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Friday, April 22, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Judge E. C. Denio of Long Beach.

On request of Senator Flaherty, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Judge Van Nostrand and Judge Flood of San Francisco.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to H. C. Wanghop, city clerk, and George Hoodenpyl, city attorney, of Long Beach.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 22 passed Assembly Bill No. 40—An act to prevent the destruction, in restraint of trade, food or any article which is customary food or proper as food for human beings and is in fit sanitary condition to be used as such, and to provide penalties for violation of the provisions hereof.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Bill No. 40 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 22 adopted Assembly Joint Resolution No. 7—Relative to a direct primary for the selection of presidential candidates.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Joint Resolution No. 7 referred to Committee on Federal Relations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 22 passed the following:

Assembly Bill No. 1354—An act to amend section 31*a* of an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, designated the "Bank Act," relating to the consolidation of banking corporations;

Also: Assembly Bill No. 1361—An act amending an act entitled "An act to authorize the counties of the State of California to establish retirement systems for their employees," approved May 20, 1919, by amending sections 2, 4 and 8 thereof, and repealing section 9 thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 1354 read first time, and referred to Committee on Banking.

Assembly Bill No. 1361 read first time, and referred to Committee on County Government.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 22 passed the following:

Assembly Bill No. 226—An act designating Frances E. Willard Day in the public schools of this State, and requiring instruction and appropriate exercises relative to the life, history and achievements of Frances E. Willard;

Also: Assembly Bill No. 234—An act to provide for a system of landing fields for aeroplanes in the principal cities of California, such landing fields to be constructed, maintained and controlled by the State Highway Commission;

Also: Assembly Bill No. 249—An act to amend section 4316 of the Political Code, relating to justices and constables;

Also: Assembly Bill No. 280—An act to amend sections 1 and 5 of an act entitled "An act to provide for and regulate the deposit of county and municipal moneys in banks and banking corporations, limiting the amount of public moneys that may be

deposited therein, and providing a penalty for the illegal deposit and use thereof," approved March 23, 1907, as amended;

Also: Assembly Bill No. 300—An act providing for the appointment of a board to investigate sites for the location of an agricultural school or college in Southern California, and providing for filing of a report by such board;

Also: Assembly Bill No. 371—An act to amend section 1488 of the Political Code, relating to normal schools;

Also: Assembly Bill No. 790—An act to amend sections 2, 32, and 36 of an act entitled "An act providing for the incorporation of public utility districts by municipalities and unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers, approved May 27, 1915;

Also: Assembly Bill No. 810—An act to amend section 1 of an act entitled "An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners, and repealing an act to amend an act entitled 'An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners,'" approved March 23, 1893, approved June 16, 1913, approved May 29, 1915, by amending section 1.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills No. 226 and 371 read first time, and referred to Committee on Education.

Assembly Bill No. 300 read first time, and referred to Committee on Universities.

Assembly Bill No. 790 read first time, and referred to Committee on Public Utilities.

Assembly Bill No. 810 read first time, and referred to Committee on Prisons and Reformatories.

Assembly Bill No. 234 read first time, and referred to Committee on Roads and Highways.

Assembly Bill No. 249 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 280 read first time, and referred to Committee on Banking.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 22 passed the following:

Assembly Bill No. 852—An act to provide for the assessment, levy and collection of taxes for the support of the State government for the seventy-third and seventy-fourth fiscal years;

Also: Assembly Bill No. 862—An act to amend section 817 of the Penal Code, relating to peace officers;

Also: Assembly Bill No. 1074—An act to amend sections 2, 9, 15, 32 and 34 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 10, 1915, as amended;

Also: Assembly Bill No. 1294—An act to amend sections 4 and 7 of the Workmen's Compensation, Insurance and Safety Act, approved May 26, 1913, as amended;

Also: Assembly Bill No. 1342—An act to add a new section to the Penal Code, to be numbered 369*h*, prohibiting the sale of tickets to theaters, concert halls and other places of amusement unless a seat or seats are available for the purchaser, or others, and providing a penalty for the violation thereof;

Also: Assembly Bill No. 1348—An act to amend section 59 of the Workmen's Compensation, Insurance and Safety Act of 1917, approved May 23, 1917, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bill No. 852 read first time, and referred to Committee on Revenue and Taxation.

Assembly Bill No. 1074 read first time, and referred to Committee on Roads and Highways.

Assembly Bill No. 862 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 1294 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 1342 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 1348 read first time, and referred to Committee on Judiciary.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 22, passed the following:

Assembly Bill No. 832—An act to amend section 634 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 1194—An act to amend section 3766 of the Political Code, relating to the publication of delinquent tax lists;

Also: Assembly Bill No. 1246—An act to add a new section to the Penal Code of the State of California to be numbered section 632*a*, relating to the protection of salmon and steelhead trout;

Also: Assembly Bill No. 1351—An act making an appropriation for the construction and equipment of buildings for the State Normal School at San Francisco;

Also: Assembly Bill No. 1356—An act making an appropriation for the purpose of building a children's recreational, physical, mental and industrial training hall on the State Prison grounds at San Quentin;

Also: Assembly Bill No. 235—An act to create the office of Public Defender, to provide for the election of such officers, and prescribing their duties and compensation;

Also: Assembly Bill No. 674—An act directing the Department of Engineering, State of California, to investigate and report upon a proposed State road; with the necessary bridges connecting the city of Vallejo with the State highway at a point near Sears Point on the Black Point cut-off road in southern Sonoma County and establishing the same a State highway;

Also: Assembly Bill No. 782—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith;

Also: Assembly Bill No. 830—An act to amend section 628*a* of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 831—An act to amend section 636 of the Penal Code, relating to the protection of fish and game.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Bills Nos. 832, 1246, 830 and 831 read first time and referred to Committee on Fish and Game.

Assembly Bill No. 1194 read first time, and referred to Committee on County Government.

Assembly Bills Nos. 1351 and 1356 read first time, and referred to Committee on Finance.

Assembly Bill No. 235 read first time, and referred to Committee on Judiciary.

Assembly Bill No. 674 read first time, and referred to Committee on Roads and Highways.

Assembly Bill No. 782 read first time, and referred to Committee on Mines and Mining.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 22, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 22, adopted the following:

Assembly Joint Resolution No. 31—Relative to revision of the Federal Transportation Act of 1920 to establish a just and equitable rule of rate making;

Also: Assembly Joint Resolution No. 32—Relative to an investigation by the Department of Justice;

Also: Assembly Constitutional Amendment No. 33—A resolution to propose to the people of the State of California to amend section 2 of article IV of the constitution of said State, relative to the time and duration of sessions of the Legislature and the thirty days' recess thereof and further relating to the time of taking final action on bills and on resolutions ratifying proposed amendments to the constitution of the United States.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Assembly Joint Resolutions Nos. 31 and 32 referred to Committee on Federal Relations.

Assembly Constitutional Amendment No. 33 referred to Committee on Constitutional Amendments.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 23, 1921, passed the following:

Senate Bill No. 164—An act to amend section 275 of the Code of Civil Procedure, relating to the admission of persons as attorneys and counselors in this State;

Also: Senate Bill No. 202—An act to amend section 2322 of the Political Code, relating to horticulture;

Also: Senate Bill No. 204—An act to amend section 2322*b* of the Political Code, relating to horticulture;

Also: Senate Bill No. 203—An act to amend section 2322*d* of the Political Code, relating to horticulture;

Also: Senate Bill No. 216—An act to amend section 1 of an act entitled "An act to secure to native-born and naturalized citizens of the United States the exclusive right to be employed in any department of the State, county, city and county and city government in this State, except in certain schools, to validate certain acts, and to repeal all acts in conflict herewith," approved May 19, 1915;

Also: Senate Bill No. 217—An act to add a new section to the Civil Code, to be numbered 1716, relating to the payment and enforcement of claims against municipal corporations in certain cases;

Also: Senate Bill No. 220—An act authorizing the State Department of Engineering to exchange approximately one and five-tenths acres of land belonging to the State near Castaic Station, Los Angeles County, for approximately three and nine-tenths acres of land belonging to the Newhall Land and Farming Company, a corporation, near Saugus in said county;

Also: Senate Bill No. 221—An act authorizing the conveyance to the county of Los Angeles of a right of way for a county road over land owned by the State of California near Castaic Station, Los Angeles County, California.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 164, 202, 204, 203, 216, 217, 220 and 221 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 23, 1921, passed the following:

Senate Bill No. 321—An act to amend section 1533 of the Political Code, relating to conventions of county and city superintendents;

Also: Senate Bill No. 408—An act to regulate the control of smallpox and vaccination and to repeal an act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California, specifying the duties of certain officers and persons with relation thereto making violations of its provisions a misdemeanor, providing penalties, and repealing an act entitled 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889," approved March 7, 1911;

Also: Senate Bill No. 653—An act to amend section 345 of the Code of Civil Procedure, relating to the time of commencement of civil actions;

Also: Senate Bill No. 753—An act to amend section 3751 of the Political Code, relating to tax receipts;

Also: Senate Bill No. 782—An act to amend section 591 of the Political Code, relating to the maintenance of the office of the Insurance Commissioner.

Also: Senate Bill No. 959—An act to declare valid the formation, organization and existence of Fresno Irrigation District, and to ratify and confirm all proceedings on organization thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 321, 408, 653, 753, 782 and 959 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 23, 1921, passed as amended, Senate Bill No. 277—An act to provide for the sanitary inspection of slaughtering houses, the inspection of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof;

Also: Senate Bill No. 283—An act to amend section 11 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Senate Bill No. 322—An act to amend section 1741 of the Political Code, relating to the powers and duties of high school boards;

Also: Senate Bill No. 355—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 23, 1921, passed as amended, Senate Bill No. 419—An act to add a new section, to be known as 9a 36, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Senate Bill No. 475—An act to amend section 634 of the Civil Code, relating to fees charged by building and loan associations;

Also: Senate Bill No. 617—An act to add a new section to be known as 9a 13 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 23, 1921, passed as amended, Senate Bill No. 127—An act to amend section 4249 of the Political Code, relating to the compensation of officers in counties of the twentieth class;

Also: Senate Bill No. 128—An act to amend section 1911 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as as amended;

Also: Senate Bill No. 136—An act to add a new chapter to title XIV of part II of the Code of Civil Procedure, to be numbered chapter VIII, embracing sections 1060 to 1062, both inclusive, relating to declaratory relief;

Also: Senate Bill No. 174—An act to provide for the establishment and maintenance of municipal hospitals within cities of the fifth and sixth classes;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 283—An act to amend section 11 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER TWO HUNDRED EIGHTY-THREE.

AMENDMENT NUMBER ONE.

Strike out all of the last line of the title and insert in lieu thereof the following: "thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 283?

The roll was called, and Assembly amendment to Senate Bill No. 283 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Hart, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Senate Bill No. 283 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 322—An act to amend section 1741 of the Political Code, relating to the powers and duties of high school boards.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER THREE HUNDRED TWENTY-TWO.

AMENDMENT NUMBER ONE.

On page 1, lines 22 and 23, of the printed bill, strike out the words "for the transportation to and from the high school of such pupils thereof" and insert in lieu thereof the following: "for the transportation of any and all pupils thereof to and from high school classes and other student or school activities."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 322?

The roll was called, and Assembly amendment to Senate Bill No. 322 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Gedsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Senate Bill No. 322 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 355—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER THREE HUNDRED FIFTY-FIVE.

AMENDMENT NUMBER ONE.

On page 1, line 16, of the amended printed bill, after the semicolon following the word "annum" insert the following: "one deputy who shall receive a salary of one thousand nine hundred twenty dollars per annum:".

AMENDMENT NUMBER TWO.

On page 2, line 30, of the amended printed bill, strike out the words "five dollars" and insert in lieu thereof the following: "six dollars and fifty cents".

AMENDMENT NUMBER THREE.

On page 4, line 4, of the amended printed bill, after the semicolon following the word "annum" strike out the words "one deputy who shall receive a salary of one thousand eight hundred dollars", and insert in lieu thereof the following: "two deputies who shall receive salaries of one thousand eight hundred dollars each,".

AMENDMENT NUMBER FOUR.

On page 4, line 6, of the amended printed bill, after the semicolon following the word "annum" strike out the words "one deputy who shall receive a salary of two", and insert in lieu thereof the following: "two deputies who shall receive salaries of one".

AMENDMENT NUMBER FIVE.

On page 4, lines 39 and 40, of the amended printed bill, after the word "thousand" strike out the words "six hundred twenty", and insert in lieu thereof the following: "eight hundred".

AMENDMENT NUMBER SIX.

On page 4, line 43, of the amended printed bill, after the period following the word "annum" strike out the remainder of line 43 and all of lines 44 and 45.

AMENDMENT NUMBER SEVEN.

On page 6, line 41, of the amended printed bill, after the comma following the word "supervisors" strike out the word "two" and insert in lieu thereof the word "three".

AMENDMENT NUMBER EIGHT.

On page 6, line 49, of the amended printed bill, strike out the words "one thousand" and insert in lieu thereof the words "five hundred".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 355?

The roll was called, and Assembly amendments to Senate Bill No. 355 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Inman, Johnson, King, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—28.

NOES—None.

Senate Bill No. 355 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 419—An act to add a new section, to be known as 9*a* 36, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FOUR HUNDRED NINETEEN.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, after line 11, add the following:

"SEC. 2. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 419?

The roll was called, and Assembly amendment to Senate Bill No. 419 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Senate Bill No. 419 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 617—An act to add a new section to be known as 9a 13 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER SIX HUNDRED SEVENTEEN.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, after line 11, add the following:

"SEC. 2. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 617?

The roll was called, and Assembly amendment to Senate Bill No. 617 concurred in by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Senate Bill No. 617 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 127—An act to amend section 4249 of the Political Code, relating to the compensation of officers in counties of the twentieth class.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER ONE HUNDRED TWENTY-SEVEN.

AMENDMENT NUMBER ONE.

In line 29, page 3, of the printed bill, strike out the words "State poll taxes".

AMENDMENT NUMBER TWO.

In line 18, page 7, of the printed bill, strike out the word "in" and insert in lieu thereof the word "on".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 127?

The roll was called, and Assembly amendments to Senate Bill No. 127 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Johnson, King, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Senate Bill No. 127 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 128—An act to amend section 19*ll* of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, and as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER ONE HUNDRED TWENTY-EIGHT.

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, after line 14, add the following:

"SEC. 2. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 128?

The roll was called, and Assembly amendment to Senate Bill No. 128 concurred in by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Burnett, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Senate Bill No. 128 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 277—An act to provide for the sanitary inspection of slaughtering houses, the inspection of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER TWO HUNDRED SEVENTY-SEVEN.

AMENDMENT NUMBER ONE.

On page 1, line 13, of the printed bill, after the comma following the word "agriculture" insert the following: "or under and in accordance with a county meat inspection ordinance".

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, strike out the word "and" and insert in lieu thereof the word "or".

AMENDMENT NUMBER THREE.

On page 2, line 9, of the printed bill, strike out the word "six" and insert in lieu thereof the word "eight".

AMENDMENT NUMBER FOUR.

On page 4, line 25, of the printed bill, strike out the figure "14" and insert in lieu thereof the figure "13".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 277?

The roll was called, and Assembly amendments to Senate Bill No. 277 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Crowley, Duncan, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Jones, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Senate Bill No. 277 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 136—An act to add a new chapter to title XIV of part II of the Code of Civil Procedure, to be numbered chapter VIII, embracing sections 1060 to 1062, both inclusive, relating to declaratory relief.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER ONE HUNDRED THIRTY-SIX.

AMENDMENT NUMBER ONE.

On page 1, after the comma at the end of line 9 of the printed bill insert the following: "or in respect to, in, over or upon property, or with respect to the location of the natural channel of a water course."

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, after the word "may" insert the following: ", in cases of actual controversy relating to the legal rights and duties of the respective parties,".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 136?

The roll was called, and Assembly amendments to Senate Bill No. 136 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Duncan, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Shearer, and Yonkin—28.

NOES—None.

Senate Bill No. 136 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 174—An act to provide for the establishment and maintenance of municipal hospitals within cities of the fifth and sixth classes.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER ONE HUNDRED SEVENTY-FOUR.

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill as amended March 22, 1921, strike out the words "sixth class" and insert in lieu thereof the following: "fifth and sixth classes".

AMENDMENT NUMBER TWO.

On page 3, line 6, of the printed bill, after the comma following the word "thereof" strike out the remainder of the paragraph and insert in lieu thereof the following: "if provision has not been otherwise made therefor levy a tax for the purposes of maintaining such hospital and purchasing property therefor including any other indebtedness incurred under the provisions of section 4 hereof by said Board of Hospital Trustees, which tax shall be in addition to other taxes, the levy of which is permitted in a municipality; *provided*, that the Board of Trustees of any such municipality may, in lieu of such tax, levy for the purchase of property necessary for such hospital or the necessary surgical instruments or hospital equipment or equipment for nurses homes, raise the funds necessary therefor by a bond issue of such municipality under and pursuant to the provisions of an act entitled 'An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction or completion thereof' in effect February 25, 1901, as amended, and said act shall be applicable to such bond issue, and for the purpose of issuance of such bonds each and all of said purposes for which a tax levy may be made hereunder shall be deemed a municipal improvement within the meaning of said bond act."

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, in line 2, between the words "the" and "sixth" insert the words "fifth or".

AMENDMENT NUMBER FOUR.

On page 1 of the printed bill, in line 11, strike out the words "sixth class" and insert in lieu thereof the following: "fifth or sixth class, as the case may be".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 174?

The roll was called, and Assembly amendment to Senate Bill No. 174 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Crowley, Duncan, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Senate Bill No. 174 ordered to enrollment.

Senate Bill No. 475 ordered to unfinished business.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1318—An act to regulate the sale of imported eggs, powdered egg and egg products, and providing a penalty for the violation of the provisions of this act.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Commencing with the word "regulate" in line 1 of the title, page 1 of the printed bill as amended in the Assembly April 11, 1921, strike out all down to and including the word "of" in line 3 of the title, and in lieu thereof insert the following: "provide for the inspection and certification of foreign eggs, foreign powdered eggs, and foreign egg products imported into the State of California for purposes of human consumption; to prescribe certain powers and duties of the State Board of Health with respect thereto, and to provide penalties for violations of".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, commencing with the word "sold" in line 3, strike out all down to and including the period after the word "misdemeanor" in line 15, and in lieu thereof insert the following: "subject to inspection as hereinafter provided.

SEC. 2. No person, firm or corporation shall sell or offer for sale for human consumption in the State of California any eggs, powdered eggs or egg products imported into the State of California from foreign countries until after the same shall have been first inspected by the State Board of Health, found to be fit for human consumption and a permit authorizing such sale by the State Board of Health issued. The State Board of Health shall cause an inspection of all such eggs, powdered eggs or egg products to be made and if the same are found, upon such inspection, to be in fit condition for human consumption, the board shall issue to the importer or consignee a permit authorizing the sale thereof for such purpose, together with certificates of inspection equal in number to the number of the containers in which said eggs, powdered eggs or egg products are packed or otherwise contained. Such certificates of inspection shall be in such form as the board may deem appropriate and shall have printed upon a white background in plain black letters, not less than one inch high, 'foreign eggs', or, as the case may be, 'foreign powdered eggs', or 'foreign egg products', 'inspected (inserting the date) by California State Board of Health'. Such certificates shall be printed upon gummed, adhesive labels, and it shall be the duty of the importer or consignee to affix or cause to be affixed one such certificate to each of such containers in such manner that the inspection certificate shall be plainly visible to the buyer. All such foreign eggs, foreign powdered eggs, and foreign egg products shall be sold only from the original containers. No certificate of inspection shall be removed from the container or defaced, and no container upon which such inspection certificate has been affixed shall be used as a receptacle for any foreign eggs, foreign powdered eggs or foreign egg products which have not been so inspected and pronounced fit for human consumption by the State Board of Health.

SEC. 3. The State Board of Health may make rules and regulations to secure a proper enforcement of the provisions of this act, including rules and regulations with respect to the inspection of the eggs, powdered eggs and egg products mentioned herein and the labeling thereof, and the violation of such rules shall be punished on conviction as provided in section 4 of this act.

SEC. 4. Any person, firm or corporation violating any of the provisions of this act or any rules and regulations made pursuant to the provisions of this act by the State Board of Health shall, upon conviction, be punished for the first offense by a fine not exceeding five hundred dollars ($500), and for the second offense by a fine not exceeding one thousand dollars ($1,000), or by an imprisonment for not more than ninety (90) days, or by both such fine and imprisonment.

SEC. 5. All acts and parts of acts in conflict herewith are hereby repealed.

SEC. 6. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional."

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 994—An act to establish a bureau of placement, care and supervision of minors who have been paroled, furloughed, or granted leave of absence from State institutions; and to provide for the organization, management, and maintenance thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1041—An act to amend the title and section 1 of "An act to establish an institution for the care, confinement and instruction of feeble-minded and epileptic persons, to provide for government and maintenance thereof, and for the study of mental deficiency and related problems, to provide for admission and commitment to such institution, and to prescribe penalty for unlawfully or improperly contriving to have persons adjudged feeble-minded under this act, to provide for the sterilization of inmates of such institution, to prescribe penalties for procuring the escape or aiding or advising in the escape of

inmates, or concealing inmates thereof, to provide a contingent fund for the use of such institution and to make an appropriation therefor," approved June 1, 1917.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 252—An act to amend section 953c of the Code of Civil Procedure, relating to record on appeal.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 532—An act to amend sections 1387 and 1393 of the Code of Civil Procedure, relating to the recording of letters testamentary and of administration and bonds.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 533—An act to amend section 1756 of the Code of Civil Procedure, relating to the recording of letters of guardianship and bonds.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 479—An act to amend section 538 of the Penal Code, relating to the removal of mortgaged personal property.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1007—An act to amend section 11 of the Code of Civil Procedure, relating to holidays.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 337—An act to amend the Civil Code by adding thereto a new section, to be numbered 617, relating to cemetery corporations.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 231—An act to amend section 50 of the "Public Utilities Act," approved April 23, 1915, relating to the regulation of public utilities by the Railroad Commission of the State of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1347—An act to repeal an act entitled "An act fixing the compensation of grand and trial jurors in counties of the twenty-eighth class," approved May 28, 1917.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 599—An act to amend section 4013 of the Political Code, relating to officers of a county.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1191—An act amending the Political Code by amending section 4300c thereof, relating to the recording of instruments.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1121—An act to amend sections 3612, 3613, 3628, 3652, 3653, 3655, 3670, 3672, 3682, 3714, 3728, 3732, 3738, 3746, 3648, 3753, 3756, 3758, 3759, 3821, 3826, 3831, 3866, 3868, and 4197 of the

Political Code, changing the times at which certain acts are required to be performed and reports to be filed by county and other officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 825—An act to add a new section, to be numbered section 19*x*30, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 868—An act to add a new section, to be numbered section 19*x*15, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 386—An act to amend sections 4276 and 4276*a* of the Political Code, relating to the salaries and fees of officials, jurors and witnesses in counties of the forty-seventh class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 900—An act to amend section 4242 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the thirteenth class.

AMENDMENT FROM THE FLOOR.

During second reading of the bill, the following amendment was offered and its adoption moved by Senator Sharkey:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out the words "two hundred fifty" and insert in lieu thereof the words "five hundred".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 901—An act to add a new section, to be numbered section 19*x*13, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 682—An act to amend the Political Code by repealing section 4236 thereof, and to enact seventeen new, separate and distinct sections thereof, to be numbered consecutively 4236*a*, 4236*b*, 4236*c*, 4236*d*, 4236*e*, 4236*f*, 4236*g*, 4236*h*, 4236*i*, 4236*j*, 4236*k*, 4236*l*, 4236*m*, 4236*n*, 4236*o*, 4236*p*, inclusive, relating to county and township officers, in counties of the seventh class, the assistants, deputies and other employees of said officers, and providing for the compensation of said officers and said assistants, deputies and other employees.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 738—An act to add a new section, to be numbered section 19*x*21, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of

those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 737—An act to amend sections 4249*a* and 4250 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-first class.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 284—An act to amend section 475 of the Political Code, relating to clerks, phonographic reporter, service agent and stenographers of the Attorney General's office.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 286—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of assistants and deputies in such office.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 905—An act to amend an act entitled "An act conveying certain tide lands and lands lying under inland navigable waters situate in the bay of San Francisco and the bay of San Pablo to the city of Richmond in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved June 11, 1913.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 178—An act to repeal section 650½ of the Penal Code, and to add thereto a new section, to be numbered 650½, relating to willful and wrongful acts seriously injuring the person or property of another; seriously disturbing or endangering the public peace; outraging public decency; using another's name for accomplishing lewd or licentious purposes, whether accomplished or not; affecting, or having a tendency to affect the moral character of the person whose name is used, and to personifying another or causing or procuring others to identify or give assurance that a person is some one else for the accomplishment of lewd or licentious purposes, whether accomplished or not, and providing a penalty for the violations hereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, strike out the word "that".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 1008—An act to amend sections 10 and 11 of the Political Code, relating to holidays.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, after the word "State" insert the following: "except a general primary election".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 1013—An act to amend section 905 of the Code of Civil Procedure, relating to executions and proceedings supplementary thereto.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title strike out the word "section" and insert in lieu thereof the words "sections nine hundred two and".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the word "five" and insert in lieu thereof the word "two".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, following line 2, of the printed bill, insert the following:

"Sec. 902. The execution must be directed to the sheriff or to a constable of the county in which it is to be served, and must be subscribed by the justice and bear date the day of its delivery to the officer. It must intelligibly refer to the judgment, by stating the names of the parties, and the name of the justice before whom, and of the county and the township or city where, and the time when it was rendered; the amount of judgment, if it be for money; and, if less than the whole is due, the true amount due thereon. It must contain, in like cases, similar directions to the sheriff or constable, as are required by the provisions of title IX, part II, of this code, in an execution to the sheriff.

SEC. 2. Section 905 of the Code of Civil Procedure is hereby amended to read as follows:".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 1155—An act amending the Juvenile Court Law, by amending section 20 thereof.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of the title following the word "amending" and insert in lieu thereof the following:

"section 20 of an act to be known as "the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment

where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, statutes 1915, as amended."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, strike out lines 1 and 2, and insert in lieu thereof the following:

"SECTION 1. Section 20 of an act to be known as "the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, Statutes 1915, as amended, is hereby amended to read as follows:"

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

RE-REFERENCE OF ASSEMBLY BILL.

On motion of Senator Irwin, Assembly Bill No. 910 was ordered withdrawn from Committee on Irrigation and re-referred to Committee on Finance.

CONSIDERATION OF DAILY FILE.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 36—An act to amend sections 1207 and 1264 of the Political Code of California, relating to elections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 36 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, and Shearer—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 33—An act to add a new section to the Political Code, to be numbered 1252*a*, relating to the conduct of elections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 33 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman,

Johnson, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 41—An act concerning the registration, numbering, and use of air craft, and the licensing of operators thereof.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 41 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Shearer, Slater, and Yonkin—33.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 999—An act to amend section 1142 of the Political Code, relating to elections.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 999 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—31.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 219—An act relating to the paving of highways within municipalities, and requiring the board of supervisors of any county to pave such highways whenever they constitute part of a county highway system, and the funds therefor have been raised by a bond issue or special tax.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 219 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 163—An act to amend section 28 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of

works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 163 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 26.

A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 16½ of article XI thereof, relating to deposits of public moneys.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its forty-fourth session, commencing on the third day of January, 1921, two-thirds of all the members elected to each of the two Houses of said Legislature voting in favor thereof, proposes to amend section 16½ of article XI of the constitution of the State to read as follows:

SEC. 16½. All moneys belonging to, or in the custody of, the State or any county or municipality within this State may be deposited in any national bank or banks within this State, or in any bank or banks organized under the laws of this State, in such manner and under such conditions as may be provided by any law adopted by the people under the initiative or by a two-thirds vote of each House of the Legislature and approved by the Governor and subject to the referendum; *provided*, that the laws now governing the deposit of such moneys shall continue in force until such laws shall be amended, changed or repealed as in this section authorized; *and provided, further*, that the State or any county, city and county, city, town, municipality, or other political subdivision issuing bonds under the laws of this State, may deposit moneys in any bank or banks outside this State for the payment of the principal or interest of such bonds at the place or places at which the same are payable.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 26 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Slater, and Youkin—35.

NOES—None.

Title read and approved.

Assembly Constitutional Amendment No. 26 ordered transmitted to the Assembly.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 13.

A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 1 of article II thereof, relating to the right of suffrage.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its regular session commencing on the third day of January, 1921, two-thirds of all the members elected to each of the two Houses of said Legislature voting in favor thereof, hereby proposes to the people of the State of California that section 1 of article II of the constitution of this State be amended to read as follows:

SECTION 1. Every native citizen of the United States, every person who shall have acquired the rights of citizenship under or by virtue of the treaty of Queretaro, and every naturalized citizen thereof, who shall have become such ninety days prior

to any election, of the age of twenty-one years, who shall have been resident of the State one year next preceding the election, and of the county in which he or she claims his or her vote ninety days, and in the election precinct thirty days, shall be entitled to vote at all elections which are now or may hereafter be authorized by law: *provided*, no native of China, no idiot, no insane person, no person convicted of any infamous crime, no person hereafter convicted of the embezzlement or misappropriation of public money, and no person who shall not be able to read the constitution in the English language and write his or her name, shall ever exercise the privileges of an elector in this State; *provided*, that the provisions of this amendment relative to an educational qualification shall not apply to any person prevented by a physical disability from complying with its requisitions, nor to any person who had the right to vote on October 10, 1911, nor to any person who was sixty years of age and upwards on October 10, 1911; *provided, further*, that the Legislature may, by general law, provide for the casting of votes by duly registered voters who, by reason of their occupation, are regularly required to travel about the State and who, by such affidavit as the Legislature may prescribe, show that they will be absent from their respective precincts on the day on which any primary or general election is held, or who, by reason of their being engaged in the military or naval service of the United States or of the State, may be absent from their respective precincts on the day on which any primary or general election is held; which votes (*a*) may be cast in the office of the registrar of voters, or of the county clerk of the county or city and county in which such voters respectively reside, and on a day prior to the date of such election, under such provisions as the Legislature may see fit to make; or (*b*) may be cast in the city, city and county or town within this State in which such voters may be on the day on which such election is held, under such provisions as the Legislature may see fit to make, and shall be forwarded in such manner as the Legislature may prescribe to the officers respectively of the city, city and county or town having charge of the counting of the ballots cast at such election; or (*c*) in cases where said voters are engaged in such military or naval service, may be cast at any place, under such provisions as the Legislature may see fit to make, and shall be forwarded in such manner as the Legislature may prescribe to the officers respectively of the city, city and county or town having charge of the counting of the ballots at such election; all of which votes shall be kept in such manner and counted by such methods as the Legislature may prescribe; *provided*, that it must be required that all ballots cast in any other place than the precinct of the voter must be received by the county clerk of the county, in which the voter is registered, within two weeks of the election, in which such ballots are to be counted.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 13 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Burnett, Canepa, Crowley, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Sharkey, Shearer, and Slater—27.

NOES—Senators Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Eden, Hart, Johnson, and Yonkin—9.

Title read and approved.

Assembly Constitutional Amendment No. 13 ordered transmitted to the Assembly.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 475—An act to amend section 634 of the Civil Code, relating to fees charged by building and loan associations.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FOUR HUNDRED SEVENTY-FIVE.

AMENDMENT NUMBER ONE.

On page 3, line 17, of the printed bill, strike out that part beginning with the word "for", all of line 18, and all of line 19 up to and including the word "collected".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 475?

The roll was called, and Assembly amendment to Senate Bill No. 475 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—30.

NOES—None.

Senate Bill No. 475 ordered to enrollment.

THIRD READING OF ASSEMBLY BILLS—(OUT OF ORDER).

Senator Johnson asked for and was granted unanimous consent to take up Assembly Bill No. 929 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 929—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Johnson moved to refer Assembly Bill No. 929 to Senator Ingram, as a Special Committee of One, to amend as follows:

SENATE AMENDMENTS TO ASSEMBLY BILL NUMBER NINE HUNDRED TWENTY-NINE.

AMENDMENT NUMBER ONE.

On page 1, line 8, of the printed bill, strike out the word "receive" and insert the words "be allowed".

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed bill, strike out the word "receive" and insert the words "be allowed".

AMENDMENT NUMBER THREE.

On page 2, line 29, of the printed bill, strike out the words "a copyist at a salary of".

Also on line 30, after the word "annum" strike out the balance of the sentence and insert in lieu thereof the words "for extra help to carry out the duties of the office".

AMENDMENT NUMBER FOUR.

On page 3, line 46, of the printed bill, after the semicolon, strike out all of lines 46, 47, 48 and the word "month" and the semicolon in line 49.

AMENDMENT NUMBER FIVE.

On page 5, line 21, of the printed bill, strike out the word "of" and insert in lieu thereof the word "for".

AMENDMENT NUMBER SIX.

On page 5, line 35, after the word "district attorney" add the word "county surveyor".

AMENDMENT NUMBER SEVEN.

On page 5 add a new section (17) which shall read:

"All officers who are allowed extra compensation for carrying out the work of their offices shall certify to the auditor the names of the persons to whom the money is paid and the amount, but in no event shall any person be allowed a greater per diem than three dollars for office work; *provided, further*, that the auditor shall certify to the county clerk".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 929 with instructions to amend, respectfully reports the same back, amended as per instructions.

INGRAM, Special Committee.

Report read, and on motion of Senator Johnson adopted.

Bill ordered to print.

REPORTS OF STANDING COMMITTEE—(OUT OF ORDER).

The following reports of standing committee were received and read, out of the regular order.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 437—An act appropriating money for training school building or buildings and equipment for the same for the Santa Barbara State Normal School;

Also: Assembly Bill No. 510—An act appropriating money for the erection and equipment of quarters for employees at Agnews State Hospital;

Also: Assembly Bill No. 511—An act appropriating money to increase production on the Agnews State Hospital farm by building additional buildings, improving the present structures and procuring a dairy herd;

Also: Assembly Bill No. 512—An act appropriating money for repairs, improvements and equipment of Agnews State Hospital;

Also: Assembly Bill No. 519—An act appropriating money for alterations, additions and improvements for the Industrial Farm for Women;

Also: Assembly Bill No. 520—An act appropriating money for the erection of quarters for officers and employees at the Sonoma State Home and for the purchase of equipment and furnishings for the same;

Also: Assembly Bill No. 529—An act appropriating money for repairs, improvements and equipment for the Mendocino State Hospital;

Also: Assembly Bill No. 530—An act appropriating money to improve the water supply at Mendocino State Hospital;

Also: Assembly Bill No. 537—An act appropriating money for the purchase of live stock at Preston School of Industry;

Also: Assembly Bill No. 538—An act appropriating money for the purchase of additional land for the Preston School of Industry;

Also: Assembly Bill No. 539—An act appropriating money to carry out the building and developmental program at the Preston School of Industry and to provide for repairs, improvements, equipment and furnishing;

Also: Assembly Bill No. 560—An act appropriating money for buildings, improvements and equipment for Pacific Colony;

Also: Assembly Bill No. 561—An act appropriating money to develop the farm at Pacific Colony by the erection of various farm buildings and improvements to the land and the purchase of equipment and stock;

Also: Assembly Bill No. 563—An act appropriating money for the purchase and installation of mechanical equipment at Pacific Colony;

Also: Assembly Bill No. 564—An act appropriating money for furnishings and equipment for the Pacific Colony;

Also: Assembly Bill No. 565—An act appropriating money for the erection of a kitchen building, store room and refrigeration plant for Pacific Colony;

Also: Assembly Bill No. 566—An act appropriating money to augment, develop and improve the water supply and the water system at the Whittier State School;

Also: Assembly Bill No. 579—An act appropriating money to erect and equip a nurses' home for Napa State Hospital;

Also: Assembly Bill No. 582—An act appropriating money for power house, equipment and steam distribution system at Napa State Hospital;

Also: Assembly Bill No. 583—An act appropriating money for the removal, disposal and care of bodies at the Napa State Hospital;

Also: Assembly Bill No. 584—An act appropriating money for the construction and equipment of a power house building at the Veterans' Home at Yountville;

Also: Assembly Bill No. 585—An act appropriating money for repairs, improvements and equipment at the San Diego State Normal School;

Also: Assembly Bill No. 587—An act appropriating money for equipment for the Chico State Normal School;

Also: Assembly Bill No. 589—An act appropriating money for repairs, improvements and equipment for the California School for the Deaf and Blind;

Also: Assembly Bill No. 592—An act appropriating money for the reinstallation of the lighting system and field wires to such system upon the State Capitol grounds;

Also: Assembly Bill No. 593—An act appropriating money for the purchase of machinery, furniture and equipment for the State Printing Office;

Also: Assembly Bill No. 594—An act appropriating money for repairs and improvements to buildings and grounds at the State Fair grounds in Sacramento;

Also: Assembly Bill No. 595—An act appropriating money for the purchase of additional land in connection with the State Fair grounds at Sacramento;

Also: Assembly Bill No. 596—An act appropriating money for the purchase of additional land for Folsom State Prison;

Also: Assembly Bill No. 597—An act appropriating money for the construction of five cottages for officers and employees at the Folsom State Prison;

Also: Assembly Bill No. 608—An act appropriating money for the erection and equipment of cottages at the Sonoma State Home;

Also: Assembly Bill No. 623—An act appropriating money for repairs, improvements and equipment at Southern California State Hospital;

Also: Assembly Bill No. 624—An act appropriating money for the purchase of additional land for the Southern California State Hospital;

Also: Assembly Bill No. 625—An act appropriating money for repairs, improvements, equipment and furnishings for the California School for Girls;

Also: Assembly Bill No. 626—An act appropriating money for the water supply at the California School for Girls;

Also: Assembly Bill No. 669—An act appropriating money for furnishings and equipment for the Stockton State Hospital;

Also: Assembly Bill No. 793—An act appropriating money to provide readers for the blind students in the University of California, junior colleges and other institutions of learning, and to assist deaf students attending the National College for the Deaf at Washington, D. C.;

Also: Assembly Bill No. 820—An act appropriating money for the completion of buildings, sundry improvements and purchase of equipment and furnishings for Norwalk State Hospital;

Also: Assembly Bill No. 821—An act appropriating money to increase the production of the farm at Norwalk State Hospital by providing additional buildings and improvements to the land and the purchase of additional equipment and live stock;

Also: Assembly Bill No. 823—An act making an appropriation to meet the expenses of compiling, printing and distributing constitutional amendments;

Also: Assembly Bill No. 850—An act to pay the claim of George Milias, John Raden, and Louis Cupich for judgment rendered in their favor against the State of California;

Also: Assembly Bill No. 947—An act appropriating money to meet the deficiency in the appropriation for the payment of compensation benefits accruing by reason of personal injury resulting from accident to State officers and employees while performing services accruing out of and incidental to their employment;

Also: Assembly Bill No. 989—An act appropriating money for the erection of additional buildings at Norwalk State Hospital and equipping the same;

Also: Assembly Bill No. 996—An act appropriating money for buildings and equipment for the Industrial Home for the Adult Blind;

Also: Assembly Bill No. 975—An act to amend sections 2283, 2287, 2289, and 2290 of the Political Code, providing for State aid for orphans, half orphans, abandoned children, and the child or children of a father who is incapacitated for gainful work by permanent physical disability or is suffering from tuberculosis in such a stage that he can not pursue a gainful occupation;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—10; absent—7. Same vote on all bills.

GATES, Chairman.

Assembly Bills Nos. 437, 510, 511, 512, 519, 520, 529, 530, 537, 538, 539, 560, 561, 563, 564, 565, 566, 579, 582, 583, 584, 585, 587, 589, 592, 593, 594, 595, 596, 597, 608, 623, 624, 625, 626, 669, 793, 820, 821, 823, 850, 947, 989, 996 and 975 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 791—An act appropriating money to be used toward the construction and equipment of a building for the school of education on the grounds of the University of California at Berkeley;

Also: Assembly Bill No. 792—An act appropriating money for the construction and equipment of a physics building on the grounds of the University of California at Berkeley;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—10; absent—7. Same vote on both bills.

GATES, Chairman.

Assembly Bills No. 791 and 792 ordered on file for second reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Joint Resolution No. 28—Relative to a tariff on olives;

Also: Senate Joint Resolution No. 29—Relative to an expression of confidence on the part of the California Legislature in the integrity and ability of General Alvaro Obregon as president of the Republic of Mexico;

Also: Senate Joint Resolution No. 26—Relative to immigration;

Also: Senate Concurrent Resolution No. 24—Relative to the retirement of Major General Hunter Liggett from active service in the United States Army;

Also: Senate Bill No. 915—An act relating to certain funds in the custody or control of the boards of managers of State hospitals and providing for the allotment and apportionment thereof;

Also: Senate Bill No. 928—An act to amend section 17 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915;

Also: Senate Bill No. 22—Approving three certain amendments to the charter of the city of Palo Alto, county of Santa Clara, State of California, voted for and ratified by the qualified electors of the said city of Palo Alto, at a special municipal election held therein for that purpose on the fifteenth day of February, 1921;

Also: Senate Bill No. 917—An act to add a new section to the Penal Code to be numbered 654c, regarding the advertisement of the sale of second-hand or defective merchandise;

Also: Senate Bill No. 39—An act to amend section 548 of the Code of Civil Procedure, relating to the sale of property taken by an officer under a writ of attachment;

Also: Senate Bill No. 278—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department;

Also: Senate Bill No. 311—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department;

Also: Senate Bill No. 312—An act confirming, legalizing and validating a certain grant of land made by the city of San Diego to the United States for the use of the Navy Department;

Also: Senate Bill No. 501—An act to amend section 10 of an act entitled "An act to accept from the Veterans' Home Association the conveyance of, and to vest the title in the State of California, to the tract of land in Napa County known as the Veterans' Home, with the improvements and furnishings thereon, to make the same a State home for United States soldiers, sailors and marines, and to provide for the government thereof by the State," approved March 11, 1897, as amended;

Also: Senate Bill No. 519—An act to amend section 1702 of the Code of Civil Procedure, relating to appointment of trustees;

Also: Senate Bill No. 761—An act to amend section 408 of the Code of Civil Procedure, relating to the writ of summons;

Also: Senate Bill No. 88—An act granting certain lands in the city of San Diego to the United States of America; and ratifying and declaring valid a conveyance of said lands heretofore made by the said city to the said United States of America;

And reports that the same has been correctly enrolled, and presented the same to the Governor on this twenty-first day of April, 1921, at eleven o'clock and thirty minutes a.m.

OSBORNE, Chairman.

COMMUNICATION.

The following communication was received, read and ordered printed in the Journal:

By Senator Breed:

WASHINGTON, D. C., April 23, 1921.

Grace S. Stoermer, Secretary of Senate, Sacramento, California.

With reference your telegram April 9 transmitting Senate Resolution No. 27, conferences with respect to above resolution will be held by Henry J. Ford, special

assistant to this commission, at Los Angeles, at 10 a.m. May 3, and at San Francisco at 10 a.m. May 6. Please notify interested parties. Letter follows.
G. P. McGINTY, Secretary.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Rominger asked for and was granted unanimous consent to take up Assembly Bill No. 1336 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 1336—An act to amend the title of an act entitled, "An act to provide for the acquisition by municipalities of land for public park or public playground purposes by condemnation, and for the establishment of assessment districts and the assessment of property therein to pay the expense of acquiring such land," approved April 22, 1909, as amended, and to add a new section thereto to be numbered 1*a*, providing for the establishment of assessment districts and the assessment of property therein to pay the expenses of improving such land for park or playground purposes.

Bill read third time.

During third reading of the bill, Senator Rominger moved to refer Assembly Bill No. 1336 to Senator Yonkin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 16, after the word "act" insert the following: ", or otherwise acquired for public park or playground purposes,".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 1336, with instructions to amend, respectfully reports the same back, amended as per instructions.

YONKIN, Special Committee.

Report read, and on motion of Senator Rominger, adopted.

Bill ordered to print.

RECESS.

The hour of twelve o'clock and thirty minutes p.m. having arrived, the President declared the Senate at recess until two o'clock p.m.

RECONVENED.

At two o'clock p.m. the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 69—An act to amend section 338 of the Code of Civil Procedure, relating to limitations of actions.

Assembly Bill No. 69 passed on file.

Assembly Bill No. 484—An act to amend section 635 of the Penal Code, relating to the killing of fish with explosives and by pollution of waters, and prescribing a penalty therefor.

Assembly Bill No. 484 passed on file.

Assembly Bill No. 465—An act to amend section 626*s* of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 465 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Otis, Sample, Shearer, Slater, and Yonkin—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1198—An act authorizing suits against the State to quiet title against it to real property entitled to be purchased under the provisions of an act entitled "An act to survey and dispose of certain marsh and tide lands belonging to the State of California," approved March 30, 1868, or any of the acts supplementary thereto and amendatory thereof, and regulating the procedure therein.

Assembly Bill No. 1198 passed on file.

Assembly Bill No. 809—An act to add a new section, to be numbered section 19*x*9, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Assembly Bill No. 809 passed on file.

Assembly Bill No. 575—An act to amend section 4300*b* of the Political Code, relating to sheriff's fees.

Assembly Bill No. 575 passed on file.

Assembly Bill No. 101—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais forest fire district, to prevent and extinguish forest, brush and grass fires therein, and protect persons and property from injury, loss, or damage resulting from any such fires, and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein, and the contribution or payment of public funds

therefor," approved May 21, 1917, relating to the boundaries of Tamalpais forest fire district, and providing for the inclusion therein of additional territory.

Assembly Bill No. 101 passed on file.

ASSEMBLY JOINT RESOLUTION No. 24.

Relative to needy Indians within the State of California.

WHEREAS, There are within the borders of the State of California approximately twenty thousand Indians on land of little or no value, of whom at least four thousand are without any land or homes, and furthermore, there are about four thousand Indian children of school age of whom two thousand five hundred are without adequate or any school facilities, and a considerable number of the Indian population are without necessary food, shelter and medical attendance; and

WHEREAS, The national government through a duly authorized commission in the years 1851 and 1852 negotiated eighteen separate treaties with the Indians of this State, and secured the signatures of four hundred one Indian chiefs and headmen to said treaties, agreed to reserve for them in perpetuity about seven million five hundred thousand acres of land and to pay said Indians approximately one million eight hundred thousand dollars in sundry goods for the other lands they agreed to cede to the United States and to provide them with sufficient educational and agricultural instruction, and the facilities necessary therefor; and

WHEREAS, The national government has so signally failed to keep faith with these defenseless people, as provided for in said treaties or to compensate them for any of their rights in land or to provide for them educationally or otherwise, in accordance with its policy adhered to everywhere else; and

WHEREAS, The massing of these Indians in thinly populated districts makes provision for them at the expense of their white neighbors, under the prevalent school and pauper laws of the State an unfair, inequitable and intolerable burden; and

WHEREAS, It has been the general policy of the national government to assume the care and education of the Indians, yet it has not always been practicable or for the best interests of the Indians themselves to remove them to reservations; and

WHEREAS, The general policy of the State and national cooperation as outlined by the Indian Board of Cooperation of California (Incorporated) has already been approved by the State Legislature and by congressional and administrative acts; now, therefore, be it

Resolved by the Assembly and Senate of the State of California, jointly, That our representatives in Congress be and are hereby memorialized to attempt to secure provision in the Indian appropriation bill (1) for the purchase of adequate and permanent allotments with necessary improvements for homeless Indians; (2) for providing school buildings and equipment for Indians in public school districts where the Indian population and the necessities warrant it; and (3) for cooperation with county officials in securing proper care for sick and destitute Indians, until the necessity therefor no longer exists; and be it further

Resolved, That our representatives in Congress be, and are hereby, urged to put forth their best efforts to secure the enactment by Congress of a bill conferring jurisdiction upon the court of claims of the United States to hear and to adjudicate all claims, both legal and equitable, which the several tribes or bands of Indians of California may have against the United States government for lands taken from them without compensation therefor; and be it further

Resolved, That the Governor of the State of California, upon the passage of this resolution, shall forward a copy thereof to each of our representatives in Congress, to the chairman of the Committee on Indian Affairs of the Senate and to the chairman of the Committee on Indian Affairs of the House of Representatives, to the Commissioner of Indian Affairs and to the Secretary of the Interior.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 24 adopted by the following vote:

AYES—Senators Allen, Anderson, Breed, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Lyon, McDonald, Nelson, Otis, Sample, Shearer, and Slater—21.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 24 ordered transmitted to the Assembly.

Assembly Bill No. 621—An act to amend section 3824 of the Political Code, relating to personal property taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 621 passed by the following vote:

AYES—Senators Breed, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Otis, Sample, Scott, Shearer, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 452—An act to amend section 1665 of the Political Code, relating to the subjects in which instruction shall be provided in the elementary schools of the State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 452 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, McDonald, Nelson, Otis, Sample, Scott, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 4—An act to amend section 1662 of the Political Code, relating to public schools.

Bill read third time.

On motion of Senator King, Assembly Bill No. 4 was passed on file.

Assembly Bill No. 658—An act to add a new section to the Political Code, to be numbered 1731*a*, relating to the formation of a consolidated district and for the government of the elementary and secondary schools therein by a board of education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 658 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, King, Lyon, McDonald, Nelson, Otis, Rigdon, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 745—An act to amend section 1739 of the Political Code, relating to trustees of county high school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 745 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 812—An act to amend section 2656 of the Political Code, relating to the division of district funds, upon the incorporation of municipalities, or annexation to municipalities.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 812 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 813—An act to amend section 10 of an act entitled "An act to provide for the alteration of the boundaries of and for the annexation of territory to municipal corporations, for the incorporation of such annexed territory in and as a part thereof, and for the districting, government and municipal control of such annexed territory," approved June 11, 1913.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 813 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Shearer, and Slater—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

SPECIAL ORDER.

The hour having arrived for the consideration of Assembly Bill No. 849, heretofore set as a special order for two o'clock and thirty minutes p.m., the same was taken up for consideration.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 849—An act to enforce the provisions of article XVIII of the amendments to the constitution of the United States; prohibiting all acts or omissions prohibited by the Volstead Act; imposing duties on courts, prosecuting attorneys, sheriffs and other officers,

and extending their jurisdiction; and providing for the disposition of fines and forfeitures.

Bill read third time.

MOTION.

Senator McDonald moved that since Assembly Bill No. 849 did not appear on this day's printed file, further consideration of the special order on Assembly Bill No. 849 be postponed until the file be correctly printed and the bill appeared thereon in proper manner.

Motion lost.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 849 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, and Yonkin—24.

NOES—Senators Anderson, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Flaherty, Godsil, Inham, McDonald, Rush, Scott, Sharkey, Shearer, and Slater—15.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 870—An act to amend sections 1 and 8*a* of an act entitled "An act to provide for the levy and collection of taxes by and for the use of municipal corporations and cities incorporated under the laws of the State of California, except municipal corporations of the first class, and to provide for the consolidation and abolition of certain municipal offices, and to provide that their duties may be performed by certain officers of the county, and fixing the compensation to be allowed for such county officers for the services so rendered to such municipal corporations," approved March 27, 1895, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 870 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 54—An act to amend an act entitled "An act to provide for the classification of municipal corporations," approved March 2, 1883, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 54 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson,

King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At two o'clock and fifty minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assembly Bill No. 411—An act to amend section 4243 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fourteenth class, and fixing their mileage and per diem of grand and trial jurors in such counties.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 411 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 470—An act to recognize and declare valid the Madera Irrigation District and to approve and declare valid all proceedings on formation and organization of said district.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 470 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 638—Ar act to recognize and declare valid the Medano Irrigation District and to approve and declare valid all proceedings on formation and organization of said district.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 638 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 966—An act to confirm and declare valid all proceedings on the organization of Merced Irrigation District and to recognize and declare valid said district.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 966 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR CROWLEY IN THE CHAIR.

At three o'clock p.m., Senator Crowley of the Twenty-second District, was called to the chair.

Assembly Bill No. 103—An act to add a new section to the Political Code to be numbered 4308, providing a special fund to pay certain expenses of the district attorney.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 103 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 553—An act authorizing and providing for the abandonment and disposal of cemeteries and cemetery lands, or parts of either in incorporated cities, cities and counties or towns having a population of not less than one hundred thousand persons by cemetery corporations, associations, corporations sole or other persons owning or controlling such cemeteries, and authorizing and providing for the removal of the human remains therefrom and the reinterment of such remains or the depositing of the same in a mausoleum or columbarium, and repealing all acts in conflict therewith.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator McDonald moved to refer Assembly Bill No. 553 to Senator Slater, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended April 5, 1921, strike out all of line 10 following the word "association", all of line 11 preceding the word "voting", and insert in lieu thereof the following: "which right to vote is hereby expressly given, irrespective of the size of the lot or plot owned or held".

AMENDMENT NUMBER TWO.

On page 4 of the printed bill as amended April 5, 1921, line 38, strike out the word "anyone" and insert in lieu thereof the words "the majority".

AMENDMENT NUMBER THREE.

On page 4 of the printed bill as amended April 5, 1921, strike out all of line 41 following the word "plat" and all of line 42 preceding the word "and".

AMENDMENT NUMBER FOUR.

On page 5 of the printed bill as amended April 5, 1921, line 14, strike out the period and insert in lieu thereof the following: "; *provided*, that the remains of each person so re-interred shall be placed in a separate and suitable receptacle and when re-interred in any cemetery shall occupy not less than the smallest subdivision of a lot or plot allowed to be sold or used in any such cemetery."

AMENDMENT NUMBER FIVE.

On page 7 of the printed bill as amended April 5, 1921, strike out all of line 12 following the word "deposited", all of lines 13 and 14, and insert in lieu thereof a period.

AMENDMENT NUMBER SIX.

On page 7 of the printed bill as amended April 5, 1921, strike out the words "the said" in line 35, and all of line 36 preceding the comma, and insert in lieu thereof the following: "shall be determined by a majority vote of all record owners of lots and plots within such cemetery lands,".

AMENDMENT NUMBER SEVEN.

On page 8 of the printed bill as amended April 5, 1921, strike out all of line 48 following the word "treasury" and all of line 49 preceding the comma.

AMENDMENT NUMBER EIGHT.

On page 8 of the printed bill as amended April 5, 1921, strike out all of line 50 preceding the word "set".

AMENDMENT NUMBER NINE.

On page 9 of the printed bill as amended April 5, 1921, line 1, strike out the the words "or other care or" and insert in lieu thereof the words "care and".

AMENDMENT NUMBER TEN.

On page 9 of the printed bill as amended April 5, 1921, strike out all of lines 39 to 49, inclusive, and all of lines 1 and 2 on page 10.

AMENDMENT NUMBER ELEVEN.

On page 10 of the printed bill as amended April 5, 1921, in line 3, strike out the figure "16" and insert in lieu thereof the figure "15".

AMENDMENT NUMBER TWELVE.

On page 10 of the printed bill as amended April 5, 1921, in line 11, strike out the figure "17" and insert in lieu thereof the figure "16".

The question being on the adoption of Amendment No. 1.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators McDonald, Slater, and Flaherty.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Scott moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

The Secretary announced the absentees.

Time, four o'clock and ten minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

NOTICE OF MOTION TO RECONSIDER.

Senator Lyon gave notice that on the next legislative day he would move to reconsider the vote by which Assembly Bill No. 870 was passed.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator King asked for and was granted unanimous consent to take up Assembly Bill No. 4 for third reading at this time, out of the regular order.

Assembly Bill No. 4—An act to amend section 1662 of the Political Code, relating to public schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 4 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—35.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 928—An act to add a new section, to be numbered section 19*x*26, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law, approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

In the absence of Senator Johnson, Assembly Bill No. 928 was passed on file.

Assembly Bill No. 920—An act to add a new section, to be numbered section 19*x*4, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years;

and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law, approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 920 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, Lyon, McDonald, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 919—An act to add a new section, to be known as 9a 4, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 919 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, King, McDonald, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 454—An act to amend section 4247 of the Political Code, relating to salaries and fees of officers in counties of the eighteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 454 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sharkey, Shearer, Slater, and Yonkin—33.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 197—An act to provide that certain functions of irrigation districts may be transferred to and be performed by certain county officers.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 197 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sharkey, Shearer, and Slater—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 297—An act to add a new section to the Political Code, to be numbered 4326, relating to deputy sheriffs.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 297 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Sharkey, Shearer, Slater, and Yonkin—29.
NOES—Senator Dennett—1.

Title read and approved.
Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Chamberlin gave notice that on the next legislative day he would move to reconsider the vote by which Assembly Bill No. 297 was passed.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Chamberlin asked for and was granted unanimous consent to take up Assembly Bill No. 575 for third reading at this time, out of the regular order.

Assembly Bill No. 575—An act to amend section 4300*b* of the Political Code, relating to sheriff's fees.

Bill read third time previously.
The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 575 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, King, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Sharkey, Shearer, and Slater—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 557—An act to amend section 4004 of the Political Code, relating to loaning the credit of the county.

Assembly Bill No. 557 passed on file.

Assembly Bill No. 734—An act to add a new section, to be numbered section 19*c* 40, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith." approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 734 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 853—An act to amend section 1 of an act entitled "An act to divide the State of California into fish and game districts, and to repeal an act entitled 'An act to divide the State of California into fish and game districts, and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 19, 1915," approved May 28, 1917, approved

July 22, 1919, as amended, and to add a new section, to be numbered 15½.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 853 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—36.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At four o'clock and forty-five minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Scott.

The Secretary was directed to call the roll, on the adoption of Amendment No. 1 to Assembly Bill No. 553, of the Senators who had not answered to their names.

The roll was called, and Amendment No. 1 refused adoption by the following vote:

AYES—Senators Allen, Anderson, Boggs, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Harris, Ingram, Irwin, Jones, McDonald, Nelson, Rominger, Sharkey, and Slater—18.

NOES—Senators Arbuckle, Breed, Burnett, Carr, W. J., Chamberlin, Crowley, Gates, Godsil, Hart, Inman, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, and Yonkin—22.

WITHDRAWAL OF AMENDMENTS.

By unanimous consent, Senator McDonald withdrew Amendments Nos. 2 to 12, inclusive, submitted by him to Assembly Bill No. 553.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 553 passed by the following vote:

AYES—Senators Anderson, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Gates, Godsil, Hart, Johnson, Jones, King, Lyon, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Shearer—25.

NOES—Senators Allen, Dennett, Duncan, Eden, Flaherty, Harris, Ingram, Inman, Irwin, McDonald, Osborne, and Slater—12.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Boggs asked for and was granted unanimous consent to take up Assembly Bill No. 909 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 909—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Boggs moved to refer Assembly Bill No. 909 to Senator Rigdon, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 16, of the amended printed bill, after the period following the word "ways" insert the following: "Such boards shall also have power to expend from the general fund of the county such moneys as may be necessary to pay the whole or any part of the cost of the improvement of that portion of any street, highway, lane, alley, court, or other public place within any incorporated city of the county, upon which there abuts any real property of the county used for public purposes, not exceeding the amount, however, which, but for such public ownership and use, would be properly chargeable to and assessed against such real property under the provisions of the law governing such work or improvement: *provided*, no liability shall be created against the county in connection with any such work or improvement unless, prior to the commencement thereof, or to the letting of any contract therefor, the board shall, by resolution, determine and declare the amount to be so expended and direct that such sum be set apart and reserved out of any moneys in the general fund available for such purpose, to be used exclusively for paying the cost of such work or improvement."

AMENDMENT NUMBER TWO.

On page 2, line 26, of the amended printed bill, after the comma after the word "hospital" insert the words "county free library,".

AMENDMENT NUMBER THREE.

On page 2, line 29, of the amended printed bill, after the comma after the word "almshouse" insert the words "and an exposition building or buildings,".

AMENDMENT NUMBER FOUR.

On page 2, line 48, of the amended printed bill, after the comma and the word "institute" insert the following: "exposition building or buildings for exhibiting and advertising farming, mining, manufacturing, livestock raising, and other resources of the county,".

AMENDMENT NUMBER FIVE.

On page 3, line 19, of the amended printed bill, after the comma after the word "institute" insert the words "exposition building or buildings,".

AMENDMENT NUMBER SIX.

On page 3, line 45, of the amended printed bill, after the word "surveyor" insert the words "or engineer".

AMENDMENT NUMBER SEVEN.

On page 3, line 49, of the amended printed bill, after the word "surveyor" insert the words "or engineer".

AMENDMENT NUMBER EIGHT.

On page 7, line 51, of the amended printed bill, after the word "exposition", strike out the period and insert a semicolon and the following: "*and provided, further*, that nothing herein contained shall prevent any county from creating a bonded indebtedness under the provisions of section 4088 of the Political Code of California for the purpose of obtaining funds with which to build, construct or furnish an exposition building or buildings for exhibiting and advertising its resources."

AMENDMENT NUMBER NINE.

On page 9, line 33, of the amended printed bill, after the word "surveyor" insert the words "or engineer".

AMENDMENT NUMBER TEN.

On page 6, line 10, of the amended printed bill, after the comma after the word "medicines" strike out the word "furnish" and insert in lieu thereof the words "and all other supplies, to puchases".

AMENDMENT NUMBER ELEVEN.

On page 6, line 11, of the amended printed bill, after the comma after the word "implements" insert the word "material,".

AMENDMENT NUMBER TWELVE.

On page 9, between lines 36 and 37, insert a new paragraph as follows:

"40*b*. To appropriate and expend money from the general fund of the county for the construction of works, improvements, levees or check-dams to prevent the overflow

and flooding of streams and rivers in the county and to construct such works, improvements, levees or check-dams outside the county for said purposes upon streams or rivers which flow in or through more than one county."

AMENDMENT NUMBER THIRTEEN.

On page 9 of the amended bill after line 36, and before line 37, insert a new subsection to be numbered 40c, as follows:

"40c. To levy a special tax which shall produce not to exceed two thousand five hundred dollars to be used for the purpose of compiling a war history of the county."

AMENDMENT NUMBER FOURTEEN.

On page 9, line 40, of the amended bill, after the words "county government" insert the following:

"42. To plant shade and ornamental trees on the public roads and highways, and on or about the public grounds and buildings of the county and providing for the care of the same. The cost of the planting and caring for such trees to be paid for out of the county general fund.

43. To place in the custody and control of the county historical society or the trustees or other directors thereof, any records, land marks or other property, real or personal of the county, having only historical value. Such trustees and directors shall at all times be appointed by such historical society with the consent and approval of the board of supervisors and shall receive no compensation from such county and such board of supervisors may prescribe whatever suitable or reasonable conditions that they see fit as a condition to the delivering of such property."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 909, with instructions to amend, respectfully reports the same back, amended as per instructions.

RIGDON, Special Committee.

Report read, and on motion of Senator Boggs adopted.

Bill ordered to print.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 814—An act to amend section 4244 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifteenth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 3 of the printed bill, in line 41, after the word "thousand" insert the words "five hundred".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 4, in line 12, after the semicolon following the word "annum" insert the following: "*provided, however*, that should a second department of the superior court be established by this Legislature, that, in that event, the district attorney shall not be permitted to appoint a deputy at a compensation of two thousand one hundred dollars per annum, but shall be entitled to appoint two deputies at one thousand two hundred dollars per annum each".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

EXPLANATION OF VOTE.

The following explanations of votes on Assembly Bill No. 849, known as the "Wright Enforcement Measure," were received and ordered printed in the Journal:

By Senator Otis:

I voted in favor of the above bill for the following reasons:

First—The Wright bill is distinguished from the so-called Harris act in that the latter limited the alcoholic contents of beverages to one-half of one per cent. Therefore, if the Wright bill should become a law and Congress should raise the alcoholic contents of beverages, automatically the same percentage in beverages would be allowed in California.

Second—It does not create any new enforcement officers, nor does it increase the taxes. This, it is claimed, the Harris act did.

The voters of my district turned down the Harris law, but principally because of the above two grounds. The Wright bill merely follows out the national constitution.

Third—The Wright enforcement measure provides only that the laws of this country should be enforced, and the State of California should enforce the laws as provided by the national constitution. The State of California should enforce not only some of the laws, but should enforce all laws. Therefore, as the Wright measure differs materially in many respects from the so-called Harris measure and the question of enforcing a national law was involved, it was incumbent on me to vote in the affirmative. Furthermore, the Wright measure is subject to referendum by the voters, and they have the final word.

In voting affirmatively I was only following my oath to support the Constitution of the United States and the laws enacted pursuant to it, which are the supreme laws of the land.

EDWIN M. OTIS.

EXPLANATION OF VOTE.

By Senator Chamberlin:

I voted against the so-called Wright bill, Assembly Bill No. 849, because, in so far as the principle involved is concerned, it is identical with the so-called Harris bill, which the people of California defeated by a substantial majority at the general election last November. In addition to the State-wide majority against the Harris bill, a majority of my constituents in the Thirty-first Senatorial District, which I represent, voted against it, thereby ratifying my negative vote thereon in the last Legislature.

I am not an advocate of lawlessness or anarchy; neither am I a political prohibitionist or a believer in overriding the expressed will of a majority of the people of California and of my own constituency upon any question. I would have gladly supported this measure had my proposed amendment thereto, providing that the same would not take effect until ratified by a majority of the voters of the State, been adopted. Without this amendment in the bill, I believed it to be my duty to oppose it.

HARRY A. CHAMBERLIN.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 702—An act to add a new section to be known as 9*a* 22 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bill No. 702 ordered on file for second reading.

RECESS.

At five o'clock p.m., on motion of Senator Breed, the Acting President, declared the Senate at recess until the hour of eight o'clock p.m.

RECONVENED.

At eight o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 854—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Assembly Bill No. 854 passed on file.

Assembly Bill No. 1282—An act to amend section 190 of the Penal Code, relating to punishment for murder.

Assembly Bill No. 1282 passed on file.

Assembly Bill No. 1260—An act to add a new section to be known as 9*a*30, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Assembly Bill No. 1260 passed on file.

Assembly Bill No. 171—An act to add a new section, to be numbered section 19*x*23, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

On motion of Senator Arbuckle, Assembly Bill No. 171 was passed on file.

Assembly Bill No. 1309—An act to add a new section, to be numbered section 19*x*18, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years;

and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith." approved June 5, 1915, as amended, said section relating to salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1309 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Johnson, King, Osborne, Otis, Rush, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 649—An act to amend section 4273 of the Political Code, relating to the compensation of officers of counties of the forty-fourth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 649 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, Nelson, Rush, Sample, Slater, and Yonkin—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 918—An act to amend section 4233 of the Political Code, relating to counties of the fourth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 918 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Jones, Nelson, Rush, Sample, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 744—An act to amend section 4274 of the Political Code, relating to salaries and fees of officers in counties of the forty-fifth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 744 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Jones, Nelson, Rush, Sample, Slater, and Yonkin—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1216—An act to amend section 4252 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-third class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1216 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Nelson, Rush, Sample, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 644—An act to add two new sections, to be numbered 19*x* 44, and 19*x* 56, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 644 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Nelson, Sample, Slater, and Yonkin—23.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 817—An act to add a new section to be known as 9a10 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 817 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Nelson, Rush, Sample, Sharkey, and Slater—25.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 838—An act to add a new section, to be numbered section 19x 11, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

Bill read third time.
The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 838 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 818—An act to add a new section, to be numbered section 19*x* 10, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof, and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 818 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 123—An act to amend section 21 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing

for the punishment of those guilty of offenses with reference to such persons, and defining such crimes, and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913 and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Assembly Bill No. 123 passed on file.

Assembly Bill No. 450—An act to amend sections 354, 1487, 1488, 1489, 1494, 1495, 1503, and 1507 of the Political Code, relating to the State normal schools or teachers' colleges, and to repeal sections 1497, 1501, and 1502 of the Political Code.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 450 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 680—An act to add a new section to be known as 9a 6 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 680 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, McDonald, Nelson, Osborne, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 24.

A resolution to propose to the people of the State of California an amendment to section 1¼ of the constitution of the State of California, relating to exemption from taxation all veterans of the Army, Navy or Marine Corps, and Revenue Marine Service of the United States in time of war.

The Legislature of the State of California at its regular session commencing on the third day of January A. D. 1921, two thirds of the members elected to each of the two Houses of said Legislature voting in favor thereof, hereby proposes that section 1¼ of article XIII of the constitution of the State of California be amended to read as follows:

Sec. 1¼. The property to the amount of one thousand dollars of every resident of this State who has served in the Army, Navy, Marine Corps or Revenue Marine Service of the United States in time of war, and received an honorable discharge therefrom or who has been released from active duty under honorable conditions,

r lacking such amount of property in his own name, so much of the property of the ife of any such person as shall be necessary to equal said amount; and property o the amount of one thousand dollars of the widow resident of this State, or if there e no such widow, of the widowed mother resident in this State, of every person ho has so served and has died either during his term of service or after receiving n honorable discharge from said service, or who has been released from active duty nder honorable conditions, and the property to the amount of one thousand dollars f pensioned widows, fathers, and mothers, resident in this State, of soldiers, sailors nd marines who served in the Army, Navy or Marine Corps or Revenue Marine ervice of the United States shall be exempt from taxation: *provided*, this exemption hall not apply to any person named herein owning property of the value of five housand dollars or more, or where the wife of such soldier or sailor owns property f the value of five thousand dollars or more. No exemption shall be made under the rovisions of this act of the property of a person who is not a legal resident of the tate.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 24 dopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, rowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, ohnson, Jones, King, McDonald, Nelson, Osborne, Rominger, Rush, Sample, harkey, Shearer, Slater, and Yonkin - 30.

NOES—None.

Title read and approved.

Assembly Constitutional Amendment No. 24 ordered transmitted to he Assembly.

Assembly Bill No. 53—An act to amend section 103 of the Code of ivil Procedure, relating to salaries of city justices.

On motion of Senator Breed, Assembly Bill No. 53 was passed on file.

Assembly Bill No. 55—An act to amend section 103½ of the Code of ivil Procedure, said amendment relating to clerks of justices' courts in ities or towns of the second and one-fourth, second and one-half, second nd three-fourths and third classes, and appointments, salaries and uties of same.

On motion of Senator Breed, Assembly Bill No. 55 was passed on file.

Assembly Bill No. 68—An act to amend section 411 of the Code of ivil Procedure, relating to service of summons.

Assembly Bill No. 68 passed on file.

Assembly Bill No. 617—An act amending the Penal Code by amending section 928, relating to duties of the grand jury.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 617 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., hamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, ngram, Inman, Johnson, Jones, King, McDonald, Osborne, Rominger, Rush, Sample, harkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 26—An act to amend section 1881 of the Code of Civil Procedure, relating to confidential communications and the competency of witnesses.

Assembly Bill No. 26 passed on file.

Assembly Bill No. 110—An act to add a new section to the Code of Civil Procedure, to be numbered 1419, relating to special administrators.

Assembly Bill No. 110 passed on file.

Assembly Bill No. 165—An act to amend section 1492 of the Code of Civil Procedure, relating to recording decree of notice to creditors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 165 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Osborne, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 114—An act to amend sections 4190, 4198, 4201 and 4202 of the Political Code, relating to law libraries.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 114 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Lyon, McDonald, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—Senators Carr, W. J., and Dennett—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 567—An act to amend section 672 of the Code of Civil Procedure, relating to the docket to be kept by the clerk.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 567 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, Lyon, McDonald, Osborne, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—27.

NOES—Senators Dennett, Purkitt, and Shearer—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 570—An act amending the Code of Civil Procedure by amending section 274*a* thereof, relating to the transcription of testimony in superior courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 570 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, McDonald, Osborne, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 641—An act authorizing the preparation and adoption as an official map of the plat of any piece or parcel of land which has not been subdivided and platted.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 641 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, McDonald, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 97—An act to amend section 416 of the Code of Civil Procedure, relating to the time and manner of acquiring jurisdiction by the court in civil actions and proceedings.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 97 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, Lyon, McDonald, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 89—An act to amend section 542*a* of the Code of Civil Procedure, relating to attachment liens.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 89 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, McDonald, Osborne, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—29.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 541—An act to amend the Code of Civil Procedure by amending section 683 thereof, relating to recording of executions and returns in the execution book.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 541 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Osborne, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 977—An act to add a new section to be numbered section 19½17 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 977 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 540—An act providing for the creation of revolving funds in the counties of the State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 540 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart,

Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Sharkey, Slater, and Yonkin—31.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1120—An act to add a new section to the Political Code to be numbered 4041*c*, providing for the acquisition and operation of works for the furnishing of materials and supplies used by counties, cities and districts.

On motion of Senator Duncan, Assembly Bill No. 1120 was passed on file.

Assembly Bill No. 643—An act amending the Political Code by amending section 4057 thereof, relating to passage of ordinances by boards of supervisors.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 643 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—29.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 196—An act to add a new section to the Political Code, to be numbered 4290*a*, relating to the performance of irrigation drainage, water, lighting, sanitary, flood control or other special district functions by county officers and payment to the county of the cost thereof.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 196 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 562—An act to define a portion of the southern boundary of the State of California.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 562 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman,

Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—33.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At nine o'clock and fifteen minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assembly Bill No. 980—An act to amend section 1 of an act entitled "An act authorizing the investment and reinvestment and disposition of any surplus moneys in the treasury of any county, city and county or incorporated city or town," approved April 23, 1913.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 980 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—31.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 547—An act to amend the Civil Code by adding thereto a new section to be numbered 2004, regulating deductions from pay of employees because of tardiness.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 547 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—29.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 246—An act to regulate the procuring of persons to take the places of employees in anticipation of or during strikes, lockouts or other labor troubles; and repealing an act entitled "An act to regulate advertisements and solicitations for employees during strikes, lockouts and other labor troubles," approved June 7, 1913.

On motion of Senator McDonald, Assembly Bill No. 246 was passed on file.

Assembly Bill No. 199—An act to require the furnishing of seats for elevator operators.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Chamberlin moved to refer Assembly Bill No. 199 to Senator Hart, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, strike out the word "suitable".

AMENDMENT NUMBER TWO.

On page 1, line 3, of the printed bill, after the word "same" insert the following: "for his use only when said elevators are not in motion".

The question being on the motion to refer to a Special Committee of One to amend.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators McDonald, Nelson, and Crowley.

The roll was called, and the motion to refer lost, by the following vote:

AYES—Senators Arbuckle, Chamberlin, Gates, Hart, Irwin, Lyon, and Rominger—7.

NOES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Sample, Sharkey, Shearer, and Slater—27.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 199 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—30.

NOES—Senator Chamberlin—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 816—An act to add a new section to the Political Code to be numbered 4041*f*, relating to appropriations and expenditures by counties for the prevention of floods.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 816 passed by the following vote:

AYES—Senators Allen, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—30.

NOES—Senator Purkitt—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION—(OUT OF ORDER).

Senator Carr, W. J., asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 30 for the purpose of adoption at this time, out of the regular order.

Assembly Concurrent Resolution No. 30—Approving the charter of the city of Glendale, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the twenty-ninth day of March, 1921.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 30 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 30 ordered transmitted to the Assembly.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION—(OUT OF ORDER).

Senator Rush asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 27 for the purpose of adoption at this time, out of the regular order.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 27 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Flaherty, Godsil, Harris, Ingram, Inman, Johnson, Jones, King, Lyon, McDonald, Osborne, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 27 ordered transmitted to the Assembly.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION—(OUT OF ORDER).

Senator King asked for and was granted unanimous consent to take up Assembly Concurrent Resolution No. 31 for the purpose of adoption, at this time, out of the regular order.

Assembly Concurrent Resolution No. 31—Approving an amendment to the charter of the city of San Bernardino, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fifteenth day of March, 1921.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 31 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Osborne, Rominger, Sample, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 31 ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Assembly Bill No. 1247—An act to authorize the State Board of Control to purchase and invest in warrants of the Sacramento and San Joaquin Drainage District—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass, and be re-referred to Committee on Finance.

Committee membership—9; committee vote: Ayes—6; absent—3.

RUSH, Chairman.

Assembly Bill No. 1247 re-referred to Committee on Finance.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 469—An act to amend section 6 of "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California; providing penalties for the violation hereof," approved May 21, 1915;

Also: Assembly Bill No. 1208—An act to amend an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, by amending section 2 thereof;

Also: Assembly Bill No. 1204—An act to provide for the regulation of the sale of cold storage meat imported into the United States; authorizing the State Department of Agriculture to prescribe rules and regulations for the enforcement of this act, and providing penalties for the violation thereof;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—9; absent—2. Same vote on all bills.

CROWLEY, Chairman.

Assembly Bills Nos. 469, 1208 and 1204 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 773—An act approving, confirming and declaring valid the organization of Sanitary District No. 1, Marin County, California, heretofore organized under and by virtue of the provisions of an act entitled "An act to provide for the formation, government, operation and dissolution of sanitary districts in any part of the State for the construction of sewers and other sanitary purposes; the acquisition of property thereby; the calling and conducting elections in such districts; the assessments, levy, collection, custody and disbursement of taxes therein; the issuance and disposal of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds and the disposal of their proceeds," approved March 31, 1891, under and by virtue of the provisions of an act entitled, "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter, the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 27,

1919, which reorganization was voted upon at a special election called and held for that purpose in said Sanitary District No. 1 on the fifteenth day of September, 1919, and approving, confirming and declaring valid the annexation of certain territory to said Sanitary District No. 1 voted upon at an election held the thirtieth day of August, 1920—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—9; absent—2.

CROWLEY, Chairman.

Assembly Bill No. 773 ordered on file for second reading.

ADJOURNMENT.

At nine o'clock and forty-five minutes p.m., on motion of Senator Gates, the President pro tempore declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Tuesday, April 26, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Andersen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—40.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Monday, April 25, 1921, the further reading was dispensed with, on motion of Senator Allen.

PRIVILEGE OF THE FLOOR.

On request of Senator Sample, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Col. Ed Fletcher of San Diego.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. Calvin D. Kenady and Mrs. James A. Hanlin of Oakland, and Mrs. J. T. Ough and Mrs. Augustus Lindsay Guthrie of Concord.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 25, 1921, adopted the following:

Senate Concurrent Resolution No. 15—Relative to the printing of copies of 'California and the Oriental";

Also: Senate Concurrent Resolution No. 30—Relative to the display of the United States Flag on Mothers' Day.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Concurrent Resolutions Nos. 15 and 30 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 25, 1921, passed the following:

Senate Bill No. 287—An act to amend section 279 of the Code of Civil Procedure, relating to attorneys of other states admission;

Also: Senate Bill No. 334—An act to amend section 1880 of the Political Code, relating to the issuance of bonds by school districts for the erecting of buildings needed by the district;

Also: Senate Bill No. 494—An act to enable the State Board of Forestry to accept deeds and conveyances of land in the name of the people of the State of California, for park purposes, to manage and control the same, to consent to conditions attached to the grant thereof, prescribe regulations therefor, or prohibit violations thereof;

Also: Senate Bill No. 506—An act granting to the city of Los Angeles the swamp, overflowed and salt marsh lands of the State within the boundaries of the said city;

Also: Senate Bill No. 645—An act to add a new section to the Political Code to be numbered 3638*a*, relating to situs of property in transit;

Also: Senate Bill No. 722—An act to amend section 1 of an act entitled "An act to create a reclamation district to be called 'Reclamation District No. 833,' and providing for the control and management thereof," approved April 8, 1911;

Also: Senate Bill No. 814—An act to amend section 628*b* of the Penal Code, relating to the protection of fish;

Also: Senate Bill No. 908—An act to amend section 286 of the Penal Code, relating to the crime against nature;

Also: Senate Bill No. 964—An act validating the formation, organization and existence of San Luis Obispo High School District of San Luis Obispo County.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 287, 334, 494, 506, 645, 722, 814, 908 and 964 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 25, 1921, passed the following:

Senate Bill No. 68—An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof and repealing an act entitled "An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof," approved May 7, 1919;

Also: Senate Bill No. 119—An act to restrict the running of dogs at large; to protect live stock from depredations of dogs; to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this act a misdemeanor and providing penalties therefor, and providing for the collection of damages by owners of live stock injured by dogs;

Also: Senate Bill No. 133—An act providing for publicity of contributions and expenditures made for the purpose of influencing electors for or against any proposition voted upon throughout the State and providing penalties for violation of the provisions hereof;

Also: Senate Bill No. 178—An act to amend section 1373 of the Code of Civil Procedure, relating to notice of petitions for letters of administration;

Also: Senate Bill No. 179—An act to add a new section to the Code of Civil Procedure, to be numbered 561, relating to attachment of personal property pending administration;

Also: Senate Bill No. 193—An act to amend section 23 of the "Water Commission Act," approved June 16, 1913, as amended, relating to fees upon applications for and issuance of permits to appropriate water;

Also: Senate Bill No. 286—An act to amend section 276*a* of the Code of Civil Procedure, relating to appointment, qualifications and compensation of Board of Bar Examiners.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 68, 119, 133, 178, 179, 193 and 286 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 25, 1921, passed as amended, Senate Bill No. 526—An act to amend section 1032 of the Political Code, relating to inspection of public records;

Also: Senate Bill No. 919—An act to validate bonds of Maxwell Union High School District;

Also: Senate Bill No. 920—An act to validate bonds of Fairview Elementary School District;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 526, 919 and 920 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 25, 1921, passed as amended, Senate Bill No. 54—An act to amend section 15 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds, approved June 16, 1913, as amended;

Also: Senate Bill No. 158—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of grand and trial jurors in such counties;

Also: Senate Bill No. 197—An act to amend sections 15 and 16 of the "Water Commission Act," approved June 16, 1913, as amended, relating to the powers and duties of the State Water Commission in acting upon applications to appropriate water and applications to change the place of use of water;

Also: Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues;

Also: Senate Bill No. 372—An act providing for and authorizing the Fullerton School District and Orangethorpe School District to ascertain the amount of and adjust the taxes lost to Orangethorpe School District by the inclusion of certain territory within the exterior boundaries of the city of Fullerton;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 54, 158, 197, 310 and 372 ordered to unfinished business.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 437—An act appropriating money for training school building or buildings and equipment for the same for the Santa Barbara State Normal School.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 510—An act appropriating money for the erection and equipment of quarters for employees at Agnews State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 511—An act appropriating money to increase production on the Agnews State Hospital farm by building additional buildings, improving the present structures and procuring a dairy herd.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 512—An act appropriating money for repairs, improvements and equipment at Agnews State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 519—An act appropriating money for alterations, additions and improvements for the Industrial Farm for Women.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 520—An act appropriating money for the erection of quarters for officers and employees at the Sonoma State Home and for the purchase of equipment and furnishings for the same.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 529—An act appropriating money for repairs, improvements and equipment for the Mendocino State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 530—An act appropriating money to improve the water supply at Mendocino State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 537—An act appropriating money for the purchase of live stock at Preston School of Industry.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 538—An act appropriating money for the purchase of additional land for the Preston School of Industry.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 539—An act appropriating money to carry out the building and developmental program at the Preston School of Industry and to provide for repairs, improvements, equipment and furnishing.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 560—An act appropriating money for buildings, improvements and equipment for Pacific Colony.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 561—An act appropriating money to develop the farm at Pacific Colony by the erection of various farm buildings and improvements to the land and the purchase of equipment and stock.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 563—An act appropriating money for the purchase and installation of mechanical equipment at Pacific Colony.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 564—An act appropriating money for furnishings and equipment for the Pacific Colony.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 565—An act appropriating money for the erection of a kitchen building, store room and refrigeration plant for Pacific Colony.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 566—An act appropriating money to augment, develop and improve the water supply and the water system at the Whittier State School.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 579—An act appropriating money to erect and equip a nurses' home for Napa State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 582—An act appropriating money for power house, equipment and steam distribution system at Napa State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 583—An act appropriating money for the removal, disposal and care of bodies at the Napa State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 584—An act appropriating money for the construction and equipment of a power house building at the Veterans' Home at Yountville.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 585—An act appropriating money for repairs, improvements and equipment at the San Diego State Normal School.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 587—An act appropriating money for equipment for the Chico State Normal School.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 589—An act appropriating money for repairs, improvements and equipment for the California School for the Deaf and Blind.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 592—An act appropriating money for the reinstallation of the lighting system and field wires to such system upon the State Capitol Grounds.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 593—An act appropriating money for the purchase of machinery, furniture and equipment for the State Printing Office.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 594—An act appropriating money for repairs and improvements to buildings and grounds at the State Fair Grounds in Sacramento.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 595—An act appropriating money for the purchase of additional land in connection with the State Fair Grounds at Sacramento.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 596—An act appropriating money for the purchase of additional land for Folsom State Prison.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 597—An act appropriating money for the construction of five cottages for officers and employees at the Folsom State Prison.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 608—An act appropriating money for the erection and equipment of cottages at the Sonoma State Home.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 623—An act appropriating money for repairs, improvements and equipment at Southern California State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 624—An act appropriating money for the purchase of additional land for the Southern California State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 625—An act appropriating money for repairs, improvements, equipment and furnishings for the California School for Girls.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 626—An act appropriating money for the water supply at the California School for Girls.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 669—An act appropriating money for furnishings and equipment for the Stockton State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 793—An act appropriating money to provide readers for the blind students in the University of California, junior colleges and other institutions of learning, and to assist deaf students attending the National College for the Deaf at Washington, D. C.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 820—An act appropriating money for the completion of buildings, sundry improvements and purchase of equipment and furnishings for Norwalk State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 821—An act appropriating money to increase the production of the farm at Norwalk State Hospital by providing additional buildings and improvements to the land and the purchase of additional equipment and live stock.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 823—An act making an appropriation to meet the expenses of compiling, printing and distributing constitutional amendments.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 850—An act to pay the claim of George Milias, John Raden, and Louis Cupich for judgment rendered in their favor against the State of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 947—An act appropriating money to meet the deficiency in the appropriation for the payment of compensation benefits accruing by reason of personal injury resulting from accident to State officers and employees while performing services accruing out of and incidental to their employment.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 989—An act appropriating money for the erection of additional buildings at Norwalk State Hospital and equipping the same.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 996—An act appropriating money for buildings and equipment for the Industrial Home for the Adult Blind.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 975—An act to amend sections 2283, 2287, 2289, and 2290 of the Political Code, providing for State aid for orphans, half orphans, abandoned children, and the child or children of a father who is incapacitated for gainful work by permanent physical disability or is suffering from tuberculosis in such a stage that he can not pursue a gainful occupation.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 792—An act appropriating money for the construction and equipment of a physics building on the grounds of the University of California at Berkeley.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 791—An act appropriating money to be used toward the construction and equipment of a building for the school of education on the grounds of the University of California at Berkeley.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 469—An act to amend section 6 of "An act to insure the better education of dental surgeons and to regulate the practice of

dentistry in the State of California; providing penalties for the violation hereof," approved May 21, 1915.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1208—An act to amend an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, by amending section 2 thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1204—An act to provide for the regulation of the sale of cold storage meat imported into the United States; authorizing the State Department of Agriculture to prescribe rules and regulations for the enforcement of this act, and providing penalties for the violation thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 773—An act approving, confirming and declaring valid the organization of Sanitary District No. 1, Marin County, California, heretofore organized under and by virtue of the provisions of an act entitled "An act to provide for the formation, government, operation and dissolution of sanitary districts in any part of the State for the construction of sewers and other sanitary purposes; the acquisition of property thereby; the calling and conducting elections in such districts; the assessments, levy, collection, custody and disbursement of taxes therein; the issuance and disposal of the bonds thereof, and the determination of their validiay and making provision for the payment of such bonds and the disposal of their proceeds," approved March 31, 1891, under and by virtue of the provisions of an act entitled, "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter, the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 27, 1919, which reorganization was voted upon at a special election called and held for that purpose in said Sanitary District No. 1 on the fifteenth day of September,

1919, and approving, confirming and declaring valid the annexation of certain territory to said Sanitary District No. 1 voted upon at an election held the thirtieth day of August, 1920.

Bill read second time, and ordered on file for third reading.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendment to Senate Bill No. 526—An act to amend section 1032 of the Political Code, relating to inspection of public records.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER FIVE HUNDRED TWENTY-SIX.

AMENDMENT NUMBER ONE.

In line 5, page 1, of the printed bill, after the period following the word "State" insert the following:

"In all actions for divorce, the pleadings, and the testimony taken and filed in said actions, shall not be by the clerk with whom the same is filed, or the referee before whom the testimony is taken, made public, nor shall the same be allowed to be inspected by any person except the parties that may be interested, or the attorneys to the action, or by an order of the court in which the action is pending; a copy of said order must be filed with the clerk; *provided, however*, that persons, firms or corporations engaged in the business of reporting or certifying credit ratings and persons, firms or corporations engaged in the business of examining, certifying, guaranteeing or insuring titles to real or personal property, or giving information relative thereto shall have the right to inspect the pleadings and judgment roll in any such divorce action, for the sole purpose of ascertaining the effect of any such action upon the title, ownership or possession of any real or personal property involved therein or adjudicated thereby."

AMENDMENT NUMBER ONE (SUBMITTED ON THIRD READING).

On page 1 of the printed bill as amended March 28, 1921, in line 5, strike out the words "In all actions for"; also strike out all of lines 6 to 21, both inclusive, and that portion of line 22 preceding the period.

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 526?

The roll was called, and Assembly amendment to Senate Bill No. 526 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Flaherty, Godsil, Hart, Ingram, Irwin, Jones, Lyon, Nelson, Osborne, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—24.

NOES—None.

Senate Bill No. 526 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 54—An act to amend section 15 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds, approved June 16, 1913, as amended.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FIFTY-FOUR.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 12, after the comma insert the following:

"who holds a valid teacher's certificate when this amendment goes into effect or who may thereafter secure a State teacher's certificate."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 54?

The roll was called, and Assembly amendment to Senate Bill No. 54 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Flaherty, Godsil, Harris, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—23.
NOES—None.

Senate Bill No. 54 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 197—An act to amend sections 15 and 16 of the "Water Commission Act," approved June 16, 1913, as amended, relating to the powers and duties of the State Water Commission in acting upon applications to appropriate water and applications to change the place of use of water.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER ONE HUNDRED NINETY-SEVEN.

AMENDMENT NUMBER ONE.

Strike out all of the title after the word "amend" in line 1 of the title in the printed bill and insert in lieu thereof the following: "sections 15 and 16 of the "Water Commission Act" approved June 16, 1913, as amended, relating to the powers and duties of the State Water Commission in acting upon applications to appropriate water and applications to change the place of use of water."

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, strike out the word "sixteen" and insert in lieu thereof the word "fifteen".

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, between lines 3 and 4, insert the following:
"SEC. 15. The State Water Commission shall allow, under the provisions of this act, the appropriation for beneficial purposes of unapportioned water under such terms and conditions as in the judgment of the commission will best develop, conserve and utilize in the public interest the water sought to be appropriated. It is hereby declared to be the established policy of this State that the use of water for domestic purposes is the highest use of water, and that the next highest use is for irrigation. In acting upon applications to appropriate water the commission shall be guided by the above declaration of policy. The commission shall reject an application when in its judgment the proposed appropriation would not best conserve the public interests.
SEC. 2. Section 16 of said act is hereby amended so as to read as follows:"

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 197?

The roll was called, and Assembly amendments to Senate Bill No. 197 concurred in by the following vote:

AYES—Senators Allen, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Johnson, Jones, Lyon, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Slater, and Yonkin—24.
NOES—None.

Senate Bill No. 197 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 310—An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues.

AMENDMENT TO SENATE BILL NUMBER THREE HUNDRED TEN.

AMENDMENT NUMBER ONE.

On page 5, of the printed bill, strike out all of lines 25 to 28, inclusive.

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 310?

The roll was called, and Assembly amendment to Senate Bill No. 310 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—27.

NOES—None.

Senate Bill No. 310 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 372—An act providing for and authorizing the Fullerton School District and Orangethorpe School District to ascertain the amount of and adjust the taxes lost to Orangethorpe School District by the inclusion of certain territory within the exterior boundaries of the city of Fullerton.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER THREE HUNDRED SEVENTY-TWO.

AMENDMENT NUMBER ONE.

Amend the title by striking out the words "the city of Fullerton" where it appears in the first line of the title, and insert in lieu thereof "Fullerton School District".

AMENDMENT NUMBER TWO.

Amend the act by striking out all after the enacting clause and inserting in lieu thereof the following:

"SECTION 1. The board of trustees of Fullerton School District and Orangethorpe School District, grammar school districts existing in the county of Orange, are hereby authorized and empowered to annually ascertain and adjust as between said school districts the amount of taxes lost to Orangethorpe School District through and by the inclusion within the city of Fullerton of certain property heretofore taxed by Orangethorpe School District for school purposes, and when ascertained and adjusted to be paid into the school fund of the county for the use and purposes of Orangethorpe School District."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 372?

The roll was called, and Assembly amendments to Senate Bill No. 372 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, Lyon, Osborne, Rigdon, Rush, Scott, Shearer, Slater, and Yonkin—28.

NOES—None.

Senate Bill No. 372 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 920—An act to validate bonds of Fairview Elementary School District.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER NINE HUNDRED TWENTY.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 2, after the word "bonds" insert the following: "of the amount of twenty thousand dollars".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 3, after the comma preceding the word "and" insert the following: "of Colusa County,".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 920?

The roll was called, and Assembly amendments to Senate Bill No. 920 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Johnson, Jones, Lyon, Osborne, Purkitt, Sample, Scott, Shearer, Slater, and Yonkin—25.
NOES—None.

Senate Bill No. 920 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 158—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of grand and trial jurors in such counties.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER ONE HUNDRED FIFTY-EIGHT.

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, strike out the word "twenty".

AMENDMENT NUMBER TWO.

On page 2, line 16, of the printed bill, strike out all of subdivision 6 and insert in lieu thereof the following:

"6. The tax collector, two thousand four hundred dollars per annum; *provided*, (*a*) that in counties of this class the tax collector is hereby allowed one deputy for a period of eight months during each year who shall receive a salary of seventy-five dollars per month."

AMENDMENT NUMBER THREE.

On page 3, after line 47, of the printed bill, add the following:

"SEC. 2. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 158?

The roll was called, and Assembly amendments to Senate Bill No. 158 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—31.
NOES—None.

Senate Bill No. 158 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 919—An act to validate bonds of Maxwell Union High School District.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER NINE HUNDRED NINETEEN.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 2, strike out the comma and insert in lieu thereof the following: "of Colusa County, California, in the sum of eighty-five thousand dollars."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 919?

The roll was called, and Assembly amendment to Senate Bill No. 919 concurred in by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, Jones, King, Lyon, Nelson, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Senate Bill No. 919 ordered to enrollment.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 806—An act to add a section to the Political Code, to be numbered 4085*a*, relating to funds and appropriations.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, strike out the word "that" and insert in lieu thereof the following: ", that the tax rate to be used for such fund shall be added to the general fund tax rate and".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, lines 14 and 15, of the printed bill, strike out the words "authorized by law to be paid therefor from such special fund", and insert in lieu thereof the following: "which would have been received if such special tax had been levied and collected separately".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 230—An act relating to franchises, prescribing the terms and conditions upon which the same may be obtained and held by public utilities, and repealing conflicting acts.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 4, of the printed bill, strike out the period and insert in lieu thereof a semicolon, and after the semicolon, insert the following: "*and provided, further*, that no railroad shall be constructed on and along any highway not within a municipal corporation without the consent of the legislative body of the county in which such highway is located."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 46, of the printed bill, after the word "any" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 48, of the printed bill, insert at the end of said line after the word "such" the word "county,".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 50, of the printed bill, after the first word "such" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 3, line 18, of the printed bill, after the last word "any" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 3, line 21, of the printed bill, after the word "such" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 3, line 41, of the printed bill, after the word "any" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 3, line 43, of the printed bill, after the first word "such" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 4, line 11, of the printed bill, after the word "any" insert the words "county or".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 4, line 13, of the printed bill, after the first word "such" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 4, line 32, of the printed bill, after the word "any" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 4, line 34, of the printed bill, after the word "such" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 5, line 6, of the printed bill, after the comma following the word "ordinance" insert the following: "upon the terms and conditions hereinafter set forth,".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 5, line 7, of the printed bill, after the first word "the" strike out the remainder of line 7, and all of lines 8, 9, 10, 11, and 12, and insert in lieu thereof the following: "franchises to construct, maintain and operate, in any or all of the public places, roads, streets, avenues and highways within its territorial limits, all necessary works, structures and systems for the purpose of supplying light, water, power, heat, transportation, crude oil and other fluid substances, telephone and telegraph service, and other means of communication, or any one or more of such services, and also franchises to construct, maintain and use public wharves."

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 5, line 27, of the printed bill, after the word "any" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 5, line 29, of the printed bill, after the word "such" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 5, line 30, of the printed bill, after the word "entire" insert the words "county or".

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 5, line 35, of the printed bill, after the word "any" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 5, line 42, of the printed bill, after the word "some" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 5, line 48, of the printed bill, at the beginning of said line before the word "municipal" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 6, line 9, of the printed bill, after the word "any" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER TWENTY-TWO.

On page 6, line 18, of the printed bill, after the word "such" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER TWENTY-THREE.

On page 6, line 28, of the printed bill, after the word "any" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FOUR.

On page 6, line 33, of the printed bill, after the second word "the" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FIVE.

On page 6, line 35, of the printed bill, before the last word in said line insert the word "counties,".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SIX.

On page 6, line 40, of the printed bill, after the word "any" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SEVEN.

On page 6, line 44, of the printed bill, after the first word "such" insert the words "county or".

Amendment adopted.

AMENDMENT NUMBER TWENTY-EIGHT.

On page 6, line 46, of the printed bill, after the word "such" insert the words "county or".

Amendment adopted.

AMENDMENT NUMBER TWENTY-NINE.

On page 7, line 5, of the printed bill, after the word "such" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER THIRTY.

On page 7, line 18, of the printed bill, after the word "every" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER THIRTY-ONE.

On page 7, line 17, of the printed bill, after the word "such" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER THIRTY-TWO.

On page 7, line 39, of the printed bill, before the last word "city" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER THIRTY-THREE.

On page 7, line 48, of the printed bill, after the first word "and" in said line, insert the words "county and".

Amendment adopted.

AMENDMENT NUMBER THIRTY-FOUR.

On page 8, line 6, of the printed bill, after the word "every" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER THIRTY-FIVE.

On page 8, line 12, of the printed bill, after the last word "such" in said line, insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER THIRTY-SIX.

On page 8, line 33, of the printed bill, after the first word "a" in said line insert the words "county or".

Amendment adopted.

AMENDMENT NUMBER THIRTY-SEVEN.

On page 8, line 46, of the printed bill, after the last word "any" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER THIRTY-EIGHT.

On page 9, line 16, of the printed bill, after the word "such" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER THIRTY-NINE.

On page 9, line 28, of the printed bill, after the word "the" insert the word "county,".

Amendment adopted.

AMENDMENT NUMBER FORTY.

On page 1, in line 24, of the printed bill as amended in Assembly on March 31, after the word "at" insert the words "or above".

Amendment adopted.

AMENDMENT NUMBER FORTY-ONE.

In line 20, on page 5, of the printed bill as amended in the Assembly March 31, 1921, after the word "supplying" strike out the following: "such city, town or city and county and its inhabitants with".

Amendment adopted.

AMENDMENT NUMBER FORTY-TWO.

On page 8, in line 5, of the printed bill as amended in Assembly on March 31, after the period insert the following: "In such exercise of the police power the State and all its political subdivisions and all municipal corporations and public corporations shall have the right to designate and control the particular location to be occupied by any structure, of any kind, which may be erected, constructed or maintained by authority of this act or of any franchise granted pursuant to the provisions of this act, and shall have the right at all times to require such changes of location of every such structure as may be required in the public interest."

Amendment adopted.

AMENDMENT NUMBER FORTY-THREE.

On page 8, in line 13, of the printed bill as amended in Assembly on March 31, after the period insert the following: "The provisions, terms and conditions contained in any such franchise, when accepted by the grantee thereof, shall be binding upon such grantee, and, except as to the rates to be charged by such grantee, shall not be

subject to alteration or amendment without the consent of the city, town or city and county which shall have granted such franchise."

Amendment adopted.

AMENDMENT NUMBER FORTY-FOUR.

On page 11 of the printed bill, as amended in Assembly on March 31, following line 3, insert a new section to be numbered section 28, and to read as follows: "SEC. 28. The provisions of this act which deal with the granting of franchises by incorporated cities, towns and consolidated cities and counties, and prescribe the terms and conditions upon which the same may be granted, relating, as they do, to municipal affairs, shall not control municipal corporations incorporated and organized under and pursuant to the provisions of section 8 of article XI of the constitution of this State, nor the charters of such municipal corporations nor the laws and regulations of such municipal corporations enacted pursuant to their charters."

Amendment adopted.

AMENDMENT NUMBER FORTY-FIVE.

On page 7, line 12, of the printed bill, after the word "published" insert the words "or posted".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 805—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirtieth class.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 5, line 37, of the printed bill, strike out the word "thirty-five" and insert in lieu thereof the word "fifty-five".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 5, line 39, of the printed bill, after the word "hundred" and before the word "dollars" insert the word "twenty-five".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 5 strike out all of line 46, and in line 47 strike out the words "stable shall be paid" and insert in lieu thereof the following: "that each constable shall be allowed and paid".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 5, line 51, of the printed bill, strike out the word "ten" and insert in lieu thereof the word "twenty".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 5, line 51, of the printed bill, strike out the words "for each mile".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 5 of the printed bill strike out all of line 52.

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 6 of the printed bill strike out lines 1 and 2, and the words "per mile each way" in line 3 of said page 6, and insert in lieu thereof the following: "and shall also be allowed and paid mileage at the rate of twenty cents per mile for every mile actually traveled within his county, both going and returning, in making an arrest or conveying prisoners to prison or to court, and also all other necessary expenses incurred in the performance of any of his duties other than in civil cases; said mileage and other expenses shall be audited and allowed by the board of supervisors and paid out of the county treasury."

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 6 of the printed bill strike out all of line 8 after the word "county", and also on said page 6 strike out all of lines 9 to 14, inclusive.

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Lyon moved to reconsider the vote whereby Assembly Bill No. 870 was passed.

The roll was called, and reconsideration granted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, E. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Johnson, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—33.

NOES—None.

Assembly Bill No. 870—An act to amend sections 1 and 8*a* of an act entitled "An act to provide for the levy and collection of taxes by and for the use of municipal corporations and cities incorporated under the laws of the State of California, except municipal corporations of the first class, and to provide for the consolidation and abolition of certain municipal offices, and to provide that their duties may be performed by certain officers of the county, and fixing the compensation to be allowed for such county officers for the services so rendered to such municipal corporations," approved March 27, 1895, as amended.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Lyon moved to refer Assembly Bill No. 870 to Senator Yonkin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE

On page 1, line 1, of the title, strike out the word "one" and insert in lieu thereof the word "two".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 870, with instructions to amend, respectfully reports the same back, amended as per instructions.

YONKIN, Special Committee.

Report read, and on motion of Senator Lyon adopted.

Bill ordered to print.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Allen:

Resolved, That Assembly Bill No. 1055 be recalled from the Senate Committee on Public Health and Quarantine, and that the bill be placed on file for second reading.

The question being on the adoption of the resolution.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Allen, Duncan, and Inman.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Duncan, Eden, Gates, Harris, Hart, Inman, Irwin, Jones, King, Lyon, McDonald, Rominger, Sample, Scott, Shearer, and Yonkin—23.

NOES—Senators Anderson, Burnett, Canepa, Crowley, Dennett, Flaherty, Godsil, Ingram, Johnson, Nelson, Osborne, and Purkitt—12.

CONSIDERATION OF DAILY FILE.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 69—An act to amend section 338 of the Code of Civil Procedure, relating to limitations of actions.

Assembly Bill No. 69 was passed on file.

Assembly Bill No. 484—An act to amend section 635 of the Penal Code, relating to the killing of fish with explosives and by pollution of waters, and prescribing a penalty therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 484 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Shearer, and Slater—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1198—An act authorizing suits against the State to quiet title against it to real property entitled to be purchased under the provisions of an act entitled "An act to survey and dispose of certain marsh and tide lands belonging to the State of California," approved March 30, 1868, or any of the acts supplementary thereto and amendatory thereof, and regulating the procedure therein.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1198 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 809—An act to add a new section to be numbered section 19x 9 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 809 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rush, Sample, Scott, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 101—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais Forest Fire District, to prevent and extinguish forest, brush and grass fires therein, and protect persons and property from injury, loss, or damage resulting from any such fires, and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein, and the contribution or payment of public funds therefor," approved May 21, 1917, relating to the boundaries of Tamalpais Forest Fire District, and providing for the inclusion therein of additional territory.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 101 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rush, Scott, Sharkey, Shearer, and Slater—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 928—An act to add a new section, to be numbered section 19*x* 26, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law, approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 928 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Rush, Sample, Scott, Sharkey, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 557—An act to amend section 4004 of the Political Code, relating to loaning the credit of the county.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 557 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Godsil, Ingram, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 854—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 854 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram,

Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1282—An act to amend section 190 of the Penal Code, relating to punishment for murder.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1282 passed by the following vote:

AYES—Senators Anderson, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Flaherty, Godsil, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Scott, and Slater—21.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Dennett, Eden, Gates, Harris, Hart, Irwin, King, Nelson, Purkitt, Rush, Sharkey, Shearer, and Yonkin—19.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Inman gave notice that on the next legislative day he would move to reconsider the vote by which Assembly Bill No. 1282 was passed.

REPORTS OF STANDING COMMITTEE—(OUT OF ORDER).

The following reports of standing committee were received and read, out of the regular order:

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 9—An act to provide for the reforestation, constructing and maintaining of fire lanes and fire trails on the Angeles National Forest, and to make an appropriation therefor;

Also: Assembly Bill No. 1279—An act to add a new section to the Political Code to be numbered 737*v*, relating to the salaries of superior judges;

Also: Assembly Bill No. 50—An act appropriating money to provide for the grading, paving, curbing, guttering and drainage of that portion of Oxford street, Berkeley, California, fronting upon property of the University of California;

Also: Assembly Bill No. 80—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings and empowering the State Board of Forestry to receive in the name of the people of the State of California gifts of land and to receive contributions from any source toward the purchase of or the care and maintenance of lands;

Also: Assembly Bill No. 131—An act making an appropriation to pay the claim of the county of Siskiyou against the State of California;

Also: Assembly Bill No. 154—An act to amend section 758 of the Political Code, relating to the employees of the District Courts of Appeal;

Also: Assembly Bill No. 203—An act to amend section 739 of the Political Code, relating to the salaries of officers connected with the Supreme Court;

Also: Assembly Bill No. 285—An act to amend section 439, and to repeal sections 440 and 441 of the Political Code, relating to employees in the Controller's office;

Also: Assembly Bill No. 305—An act to amend section 11 of an act entitled "An act creating a State Bureau of Criminal Identification and Investigation, providing for its organization and defining its powers and duties and making an appropriation to carry out the provisions hereof, approved March 20, 1905, and

repealing an act entitled 'An act to create a State Bureau of Criminal Identification, and providing for the appointment of a director of said bureau, defining his duties and qualifications and powers; providing for the appointment of a clerk of said bureau and fixing his qualifications; fixing compensation of said director and clerk, providing for the manner of paying the same and providing for the expense of conducting the office,' approved May 31, 1917";

Also: Assembly Bill No. 345—An act providing for establishing, conducting and maintaining agricultural experimental stations in certain parts of San Luis Obispo and Monterey counties by the Department of Agriculture of the University of California, and making an appropriation therefor;

Also: Assembly Bill No. 404—An act for the relief of purchasers of school lands;

Also: Assembly Bill No. 412—An act to provide for the prevention of forest fires in the San Antonio Canyon in the San Gabriel Mountains, California, and to make an appropriation therefor;

Also: Assembly Bill No. 435—An act to provide for the prevention of forest fires in the San Gabriel Canyon in the San Gabriel Mountains, California, and to make an appropriation therefor;

Also: Assembly Bill No. 436—An act to provide for the prevention of forest fires in the San Dimas Canyon in the San Gabriel Mountains, California, and to make an appropriation therefor;

Also: Assembly Bill No. 471—An act making an appropriation to pay the claim of Plumas County against the State of California;

Also: Assembly Bill No. 118—An act to appropriate money from the State Building and Loan Inspection Fund to pay the claim of George S. Walker;

Also: Assembly Bill No. 611—An act appropriating money in furtherance of the objects of the Los Angeles County Flood Control Act;

Also: Assembly Bill No. 627—An act appropriating money to pay the claim of Timothy Hopkins and Kate Felton Neilson, executor and executrix of the estate of Charles N. Felton, Jr., deceased, against the State of California;

Also: Assembly Bill No. 780—An act reappropriating money for the purpose of refunding to real estate brokers and salesmen the amounts collected by the State of California under the provisions of chapter 758, Statutes of 1917, which chapter was declared unconstitutional by the Supreme Court, and making provision for the disbursement of the moneys so appropriated;

Also: Assembly Bill No. 781—An act appropriating money for the purpose of refunding to real estate brokers and salesmen the amounts collected by the State of California under the provisions of chapter 758, Statutes of 1917, which chapter was declared unconstitutional by the Supreme Court, and making provision for the disbursement of the money so appropriated;

Also: Assembly Bill No. 796—An act to authorize and empower the board of directors of the California School for the Deaf and the Blind to sell and convey certain property situate in the county of Marin, State of California;

Also: Assembly Bill No. 883—An act to amend sections 485 and 500 of the Political Code, relating to the appointment and compensation of officers and employees in the office of the State Surveyor General and ex officio Register of the State Land Office and to repeal section 486 of said code;

Also: Assembly Bill No. 1102—An act to appropriate the sum of thirty thousand dollars to be used in the construction, renewal and repair of works for restraining, impounding and controlling debris resulting from mining operations, natural erosions and other causes, and to provide for the manner of expending such appropriation;

Also: Assembly Bill No. 1187—An act to provide for the restoration of the San Diego Mission, appointing a committee therefor, and providing an appropriation to carry this act into effect;

Also: Assembly Bill No. 1215—An act to amend section 2 of an act entitled "An act providing for the publication of an index of the Laws of California and making an appropriation therefor," approved May 24, 1919;

Also: Assembly Bill No. 1247—An act to authorize the State Board of Control to purchase and invest in warrants of the Sacramento and San Joaquin Drainage District;

Also: Assembly Bill No. 1349—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather rivers of the State of California, by controlling the floods, removing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1910, and transmitted to the Speaker of the House of Representatives of the United States by the Secretary of War on June 27, 1911, and printed in House of Representatives Document No. 81 of the first session of the sixty-second United States Congress, as modified by the report of said commission submitted February 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee Document No. 5, sixty-third United States Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs; and making an appropriation for such work; and providing for the continuance of such work as provided by section

2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917;

Also: Assembly Bill No. 1292—An act to appropriate money to pay the expenses of certain sewer improvements of benefit to the southern branch of the University of California situated in the county of Los Angeles;

Also: Assembly Bill No. 1295—An act to provide for the maintenance of schools for the children of migratory laborers in the rural districts of the State and making an appropriation therefor;

Also: Assembly Bill No. 1326—An act to amend section 2210*g* of the Political Code, relating to the receipt and disbursement of moneys for the support and maintenance of the Evergreen Home;

Also: Assembly Bill No. 1335—An act to provide for the appointment of a commission to investigate the plan of operation and organization of agricultural colleges in the United States, and to recommend a plan for the reorganization of agricultural instruction in the State of California, and making an appropriation therefor;

Also: Assembly Bill No. 1363—An act to add a new section to the Political Code to be numbered 758*a*, providing for the appointment and compensation of a porter for the First District Court of Appeal;

Also: Assembly Bill No. 497—An act to make an appropriation for the erection of buildings and other improvements for the State Nursery, located near Davis, California;

Also: Assembly Bill No. 549—An act making an appropriation for the erection of buildings and improvements for a summer school branch of the Chico State Normal School at Sisson, Siskiyou County;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—11; absent—6. Same vote on all bills.

GATES, Chairman.

Assembly Bills Nos. 9, 1279, 50, 80, 131, 154, 203, 285, 305, 345, 404, 412, 435, 436, 471, 118, 611, 627, 780, 781, 796, 883, 1102, 1187, 1215, 1247, 1349, 1292, 1295, 1326, 1335, 1363, 497, and 549 ordered on file for second reading.

ON ELECTIONS.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Elections, to which was referred Assembly Bill No. 384—An act to amend sections 2, 4, 6, 19 and 21 of an act entitled "An act to provide for and regulate municipal elections in cities of the fifth and sixth class," approved May 27, 1919;

Also: Assembly Bill No. 572—An act to amend section 1596 of the Political Code, relating to school election precincts and officers;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—11; committee vote: Ayes—8; absent—3. Same vote on both bills.

SLATER, Chairman.

Assembly Bills Nos. 384 and 572 ordered on file for second reading.

ON MINES AND MINING.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Mines and Mining, to which was referred Assembly Bill No. 782—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith—has had the same under consideration, and respectfully reports the same back, and recommends that it be re-referred to Committee on Finance.

Committee membership—5; committee vote: Ayes—5.

SHEARER, Chairman.

Assembly Bill No. 782 re-referred to Committee on Finance.

ON BANKING.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Banking, to which was referred Assembly Bill No. 289—An act to amend sections 1 and 5 of an act entitled "An act to

provide for and regulate the deposit of county and municipal moneys in banks and banking corporations, limiting the amount of public moneys that may be deposited therein, and providing a penalty for the illegal deposit and use thereof," approved March 23, 1907, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—10; absent—1.

HART, Chairman.

Assembly Bill No. 280 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Banking, to which was referred Assembly Bill No. 1354—An act to amend section 31*a* of an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, designated the "Bank Act," relating to the consolidation of banking corporations—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—10; absent—1.

HART, Chairman.

Assembly Bill No. 1354 ordered on file for second reading.

ON PUBLIC UTILITIES.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Assembly Bill No. 407—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof, and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by amending section 1 thereof and by adding thereto two new sections to be numbered sections 7 and 8, relating to transportation companies, what they shall include, and providing for their regulation—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—6; absent—5.

DENNETT, Chairman.

Assembly Bill No. 407 ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 1055—An act to authorize and regulate the practice of osteopathic physicians and osteopathic physicians and surgeons; to establish the preliminary and professional educational requirements of applicants for license, and the rights and duties of those licensed; to provide penalties for the violation of this act and to repeal all acts and parts of acts in conflict with this act—has had the same under consideration, and respectfully reports the same back, without recommendation.

CROWLEY, Chairman.

Assembly Bill No. 1055 ordered on file for second reading.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 11—Relative to the use of airplanes in forest fire protection;

Also: Assembly Joint Resolution No. 28—Relating to the uniform regulation of divorce within the United States of America;

Has had the same under consideration, and respectfully reports the same back, and recommends that they be adopted.

Committee membership—5; committee vote: Ayes—4; absent—1. Same vote on both bills.

EDEN, Chairman.

Assembly Joint Resolutions Nos. 11 and 28 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 7—Relative to a direct primary for the selection of presidential candidates;

Also: Assembly Joint Resolution No. 10—Relative to the naval construction program of the United States;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they be adopted, as amended.

Committee vote: Ayes—4; absent—1. Same vote on both bills.

EDEN, Chairman.

Assembly Joint Resolutions Nos. 7 and 10 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Concurrent Resolution No. 33—Relative to the boundary between the State of California and the State of Arizona—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee vote: Ayes—4; absent—1.

EDEN, Chairman.

Assembly Concurrent Resolution No. 33 ordered on file.

ON PUBLIC UTILITIES.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Assembly Bill No. 790—An act to amend sections 2, 32 and 36 of an act entitled "An act providing for the incorporation of public utility districts by municipalities and unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers, approved May 27, 1915—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—8; absent—3.

DENNETT, Chairman.

Assembly Bill No. 790 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Assembly Bill No. 898—An act to amend section 2 of an act entitled "An act to amend the title and sections 1, 5, and 6, and to repeal section 3 of an act entitled 'An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; providing for the issue by incorporated cities and towns, cities and counties, and counties of permits for the operation of such automobiles, jitney busses, auto trucks, stages and auto stages; empowering incorporated cities and towns, cities and counties, and counties to enact ordinances for the supervision and regulation of automobiles, jitney busses, auto trucks, stages and auto stages and providing penalties for the violation of such ordinances; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts and parts of acts inconsistent with the provisions of this act,' approved May 10, 1917," approved May 13, 1919—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—8; absent—3. DENNETT, Chairman.

Assembly Bill No. 898 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Assembly Bill No. 1305—An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers—has had the same under

consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—8; absent—3.

DENNETT, Chairman.

Assembly Bill No. 1305 ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Assembly Bill No. 723—An act to repeal an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; to prevent the sale of goods, wares and merchandise by false weight or measure; authorizing counties, incorporated cities, incorporated towns, and incorporated cities and counties of the State of California to appoint sealers of weights and measures and to define the powers and duties of such sealers; to provide penalties for violation of the provisions of this act relating to the foregoing and for the admission in evidence of copies of the State's standard of weights and measures furnished under the provisions of this act," approved March 18, 1911;

Also: Assembly Bill No. 724—An act to repeal an act entitled "An act creating and establishing a commission for investigating and gathering data and information concerning the subjects of forestry, water, the use of water, water power, electricity, electrical and other power, mines and mining, mineral and other lands, dredging, reclamation and irrigation and for revising, systematizing and reforming the laws of this State upon, concerning, regarding or appertaining to these said subjects; providing for the appointment of said commission to be known as the "Conservation Commission of the State of California"; prescribing the powers and duties of said commission and its members and providing for the expenses of said commission and appropriating money therefor," approved April 8, 1911;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—7; committee vote: Ayes—5; absent—2.

CARR, W. J., Chairman.

Assembly Bills Nos. 723 and 724 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Assembly Bill No. 388—An act to amend sections 412 and 413 of the Political Code, and to repeal section 414 of said Code, relating to the salaries of the appointees of the Secretary of State—has had the same under consideration, and respectfully reports the same back, and recommends that it be reported out without recommendation, except that it be re-referred to Committee on Finance.

Committee vote: Ayes—5; absent—2.

CARR, W. J., Chairman.

Assembly Bill No. 388 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Assembly Bill No. 495—An act to repeal sections 2993 and 2994 of the Political Code, relating to vaccine agents;

Also: Assembly Bill No. 716—An act to repeal an act entitled "An act to enlarge the powers of the State Board of Forestry and to provide for the expenses of said board," approved March 7, 1887;

Also: Assembly Bill No. 717—An act to repeal an act entitled "An act to provide for the removal of the mineral cabinet from the State Library," approved March 9, 1887;

Also: Assembly Bill No. 718—An act to repeal an act entitled "An act to promote the better education of practitioners of nursing the sick in the State of California, to provide for the issuance of certificates of registration as a registered nurse to qualified applicants by the Board of Regents of the University of California, and to provide penalties for violation hereof," approved March 20, 1905;

Also: Assembly Bill No. 719—An act to repeal an act entitled "An act to create a Bureau of Highways, and prescribe its duties and powers, and to make an appropriation for its expenses," approved March 27, 1895;

Also: Assembly Bill No. 720—An act to repeal an act entitled "An act to establish a State Lunacy Commission, to provide a uniform government and management of

the State hospitals for the insane, and to provide for the care, custody, and apprehension of persons believed to be insane, and the commitment of insane persons, and providing for the transfer of unexpended appropriations of moneys and properties," approved March 31, 1897;

Also: Assembly Bill No. 721—An act to repeal an act entitled "An act to promote the horticultural interests of the State by providing county boards of horticulture, and repealing the act entitled 'An act to protect and promote the horticultural interests of the State,' approved March 14, 1881, and certain acts amendatory thereof, approved March 19, 1889, and March 31, 1891," approved March 31, 1897;

Also: Assembly Bill No. 722—An act to repeal an act entitled "An act to insure the better education of practitioners of dental surgery, and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof, and to repeal an act now in force relating to the same and known as 'An act to insure the better education of practitioners of dental surgery, and to regulate the practice of dentistry in the State of California, approved March 12, 1885,'" approved March 23, 1901;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—2. Same vote on all bills.

CARR, W. J., Chairman.

Assembly Bills Nos. 495, 716, 717, 718, 719, 720, 721 and 722 ordered on file for second reading.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 1346—An act to repeal an act entitled "An act to regulate the issuance of bonds of school districts in cities of the fifth class, and school districts partly within and partly without such cities of the fifth class," approved March 20, 1909—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—15; committee vote: Ayes—8; absent—7.

HARRIS, Chairman.

Assembly Bill No. 1346 ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Assembly Bill No. 363—An act to repeal an act entitled "An act creating a State Commission on Voting or Balloting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting or ballot machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the result at such elections; and providing for the punishment of all violations of the provisions of this act," approved March 20, 1903, as amended;

Also: Assembly Bill No. 364—An act to repeal an act entitled "An act to provide a State Hospital and Asylum for Miners," approved March 14, 1881;

Also: Assembly Bill No. 365—An act to repeal chapter I of title VII of part III of the Political Code, relating to immigration;

Also: Assembly Bill No. 366—An act to repeal an act entitled "An act to regulate the practice of pharmacy and sale of poisons in the State of California," approved March 15, 1901;

Also: Assembly Bill No. 368—An act to repeal an act entitled "An act to provide for a State Board of Arbitration for the settlement of differences between employers and employees, to define the duties of said board, and to appropriate the sum of twenty-five thousand dollars therefor," approved March 10, 1891;

Also: Assembly Bill No. 369—An act to repeal an act entitled "An act authorizing and providing for an investigation and report upon the matter of revenue and taxation, and making an appropriation therefor," approved May 10, 1915, as amended;

Also: Assembly Bill No. 370—An act to repeal an act entitled "An act to provide for analyzing the minerals, mineral waters, and other liquids, and the medicinal plants of the State of California, and of foods and drugs, to prevent the adulteration of the same," approved March 9, 1885;

Also: Assembly Bill No. 373—An act to repeal an act entitled "An act authorizing the Governor to appoint a commission to investigate and advise the Legislature concerning the adoption of a system of social insurance, and to make a report to the forty-third session of the Legislature and making an appropriation therefor," approved May 14, 1917;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—5; absent—2. Same vote on all bills.

CARR, W. J., Chairman.

Assembly Bills Nos. 363, 364, 365, 366, 368, 369, 370 and 373 ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 46—Relative to inferior courts—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—9; committee vote: Ayes—6; absent—3.

SAMPLE, Chairman.

Assembly Constitutional Amendment No. 46 ordered on file.

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 633—An act to amend section 3756 of the Political Code, relating to the collection of taxes;

Also: Assembly Bill No. 651—An act to amend section 3820 of the Political Code, relating to collection of taxes by assessor;

Also: Assembly Bill No. 715—An act to amend section 1747 of the Political Code, relating to taxation for bonds;

Also: Assembly Bill No. 784—An act to amend section 3881 of the Political Code, relating to correction of errors in assessment book;

Also: Assembly Bill No. 788—An act to amend section 3884*a* of the Political Code, relating to cancellation of taxes;

Also: Assembly Bill No. 804—An act to amend section 1 of an act entitled "An act authorizing counties, cities and counties and municipalities to levy a tax necessary to pay principal and interest on bonds authorized and unsold at the time the annual tax levy is made," approved June 4, 1913;

Also: Assembly Bill No. 936—An act to add a new section to the Political Code to be numbered 3681*a*, relating to the enforcement of the collection of delinquent taxes;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—13; committee vote: Ayes—8; absent—5. Same vote on all bills.

KING, Chairman.

Assembly Bills Nos. 633, 651, 715, 784, 788, 804 and 936 ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 499—An act to amend section 8 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 27, 1919—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—9; absent—2.

CROWLEY, Chairman.

Assembly Bill No. 499 ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Assembly Bill No. 179—An act to amend section 501 of the Political Code, relating to fees to be charged by the register of the State Land Office;

Also: Assembly Bill No. 508—An act to amend section 920 of the Political Code, relating to contracts made by officers;

Also: Assembly Bill No. 1101—An act to amend section 528 of the Political Code, relating to the duties of the State Printer in connection with the laws of the State;

Also: Assembly Bill No. 355—An act to repeal an act entitled "An act providing for the examination, certification and registration of plumbers, prescribing powers and duties of the State Board of Health in reference thereto, and penalties for a violation of the provisions hereof," approved April 6, 1917;

Also: Assembly Bill No. 356—An act to repeal an act entitled "An act for the regulation of the practice of medicine and surgery in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation," which became a law without the Governor's approval February 27, 1901;

Also: Assembly Bill No. 357—An act to abolish the committee to investigate the date of the discovery of gold appointed under the provisions of Assembly Concurrent Resolution No. 15, filed with the Secretary of State April 19, 1917;

Also: Assembly Bill No. 358—An act to repeal article XIV of chapter III of title I of part III of the Political Code, relating to inspectors of gas meters;

Also: Assembly Bill No. 361—An act to repeal an act entitled "An act to establish the California State Reformatory; to provide for purchase of land therefor, and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor," approved April 24, 1911;

Also: Assembly Bill No. 362—An act to repeal an act entitled "An act to provide for the obtainment, preservation, and distribution of vaccine matter," approved March 27, 1852;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—7; committee vote: Ayes—5; absent—2. Same vote on all bills.

CARR, W. J., Chairman.

Assembly Bills Nos. 179, 508, 1101, 355, 356, 357, 358, 361 and 362 ordered on file for second reading.

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Assembly Bill No. 480—An act to provide for the organization and government of irrigation districts and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts and, also, to provide for the distribution of water for irrigation purposes;

Also: Assembly Bill No. 842—An act to add to an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of work for the irrigation of lands embraced within such districts and also to provide for the distribution of water for irrigation purposes," approved March 31, 1897, sections to be numbered and designated 1*a* and 34*a*;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—9; committee vote: Ayes—4; absent—5. Same vote on both bills.

IRWIN, Chairman.

Assembly Bills Nos. 480 and 842 ordered on file for second reading.

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 136—An act to amend an act entitled "An act authorizing and providing for suits for the collection of delinquent taxes upon personal property," approved March 13, 1903—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—13; committee vote; Ayes—8; absent—5.

KING, Chairman.

Assembly Bill No. 136 ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Assembly Bill No. 274—An act creating a Board of Retirement to keep, invest, maintain, and control a certain fund for the payment of benefits and annuities to the officers and employees of the Napa State Hospital, Stockton State Hospital, Agnews State Hospital, Mendocino State Hospital, Southern California State Hospital, Norwalk State Hospital, the Sonoma State Home, San Quentin State Prison, and Folsom State Prison; providing for the creation of said fund, investments thereof, the payments to be made therefrom, and for the general government of said Board of Retirement—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—7; committee vote: Ayes—5; absent—2.

CARR, W. J., Chairman.

Assembly Bill No. 274 ordered on file for second reading.

ON UNIVERSITIES.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Committee on Universities, to which was referred Assembly Bill No. 300—An act providing for the appointment of a board to investigate sites for the location of an agricultural school or college in Southern California, and providing for filing of a report by such board—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—7; committee vote: Ayes—6; absent—1.

OTIS, Chairman.

Assembly Bill No. 300 ordered on file for second reading.

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Assembly Bill No. 38—An act providing for the suppression, eradication and control of tuberculosis among cattle;

Also: Senate Bill No. 940—An act to regulate the business of selling live stock at public auction and requiring live stock auctioneers to obtain a license and to execute a bond to the State of California, and providing penalties for violation of this act, and repealing acts in conflict herewith;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—9; committee vote: Ayes—5; absent—4. Same vote on both bills.

RIGDON, Chairman.

Assembly Bills Nos. 38 and 940 ordered on file for second reading.

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 276—An act to amend sections 3764, 3771 of the Political Code, relating to the publication of the notice of sale and the sale of properties for delinquent taxes, and to add a new section to the Political Code, to be known as section 3771*a*, relating to the same subject;

Also: Assembly Bill No. 632—An act to authorize assessors and tax collectors to accept checks, bank drafts and money orders in payment of taxes, subject to the due honor thereof and relating to the manner of making collection thereon and settlement with the county treasurer therefor and to the reimbursement for any dishonored checks, drafts or money orders;

Also: Assembly Bill No. 986—An act to amend section 3804 of the Political Code, relating to erroneously collected taxes;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—13; committee vote: Ayes—8; absent—5. Same vote on all bills.

KING, Chairman.

Assembly Bills Nos. 276, 632 and 986 ordered on file for second reading.

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Assembly Bill No. 475—An act to amend section 15 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended;

Also: Assembly Bill No. 777—An act to amend section 73 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended, relating to the liability of officers by adding a new section thereto to be numbered section 15*a*, relating to acquiring distribution ditches;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—9; committee vote: Ayes—4; absent—5. Same vote on both bills.

IRWIN, Chairman.

Assembly Bills Nos. 475 and 777 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Assembly Bill No. 1117—An act to amend section 17 of an act entitled "An act providing for the organization of water districts by the board of supervisors of the different counties of the State upon petition therefor by the land owners; providing for the joint government and control thereof by the land owners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing that said bonds may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased, or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power," approved June 13, 1913, as amended, and to add two new sections to said act to be numbered 1*a* and 2*a*, relating to the formation of such districts and the payment of the costs thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—4; absent—5. IRWIN, Chairman.

Assembly Bill No. 1117 ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 4—Relative to recognition of the services rendered by soldiers, sailors and marines to their country in time of war;

Also: Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California, to amend the constitution of said State by adding a new section to article XI thereof, to be numbered 20, relating to counties, municipal corporations and improvement districts;

Also: Assembly Constitutional Amendment No. 41—A resolution to propose to the people of the State of California an amendment to the constitution by adding a new section to article XI thereof to be designated section 20, authorizing the State, or municipal corporations or political subdivisions thereof, to provide water, electric energy, or protection from flood, by utilizing, or controlling, the waters of any stream situate outside this State, or partly within and partly without this State;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they be adopted, as amended.

Committee membership—9; committee vote: Ayes—6; absent—3. Same vote on all bills.

SAMPLE, Chairman.

Assembly Constitutional Amendments Nos. 4, 11 and 41 ordered on file.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 1205—An act to amend section 339 of the Penal Code, relating to registers to be kept by pawnbrokers;

Committee membership—17; committee vote: Ayes—9; noes—5; absent—5;

Also: Assembly Bill No. 892—An act to amend section 15*a* of the Juvenile Court Law, approved June 15, 1915, as amended, relating to the citation issued upon filing of petition;

Committee vote: Ayes—10; absent—7;

Also: Assembly Bill No. 893—An act to amend section 224 of the Civil Code, relating to adoption;

Committee vote: Ayes—10; absent—7;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JONES, Chairman.

Assembly Bills Nos. 1205, 892 and 893 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 159—An act to enforce the attendance of witnesses in criminal cases in foreign states and territories;

Committee vote: Ayes—9; noes—1; absent—7;

Also: Assembly Bill No. 1360—An act to amend section 10 of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919;

Committee vote: Ayes—12; noes—1; absent—4;

Also: Assembly Bill No. 1147—An act to add a new section to an act entitled "An act to provide for public cemetery districts," approved March 6, 1909, as amended, to be numbered 1*a*, relating to cemetery districts;

Committee vote: Ayes—13; absent—4;

Also: Assembly Bill No. 1040—An act to add a new section to the Civil Code to be numbered 3051*a*, fixing a limit on the amount of a lien on property held under the provisions of section 3051 of said code;

Committee vote: Ayes—12; absent—5.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

JONES, Chairman.

Assembly Bills Nos. 159, 1360, 1147 and 1040 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 266—An act to amend section 649 of the Code of Civil Procedure, relating to bill of exceptions upon appeal in civil cases;

Also: Assembly Bill No. 267—An act to amend section 650 of the Code of Civil Procedure, relating to bill of exceptions upon appeal in civil cases;

Also: Assembly Bill No. 605—An act to repeal section 25 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended;

Also: Assembly Bill No. 1222—An act to amend section 1766 of the Code of Civil Procedure, relating to restoration to capacity of insane persons;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—10; absent—7. Same vote on all bills.

JONES, Chairman.

Assembly Bills Nos. 266, 267, 605 and 1222 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 1333—An act to amend section 2 of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919;

Also: Assembly Bill No. 403—An act prescribing the conditions under which poor persons may commence, maintain or defend actions and providing for the payment of court costs and fees in actions commenced, maintained or defended by poor persons;

Also: Assembly Bill No. 577—An act to amend section 591 of the Penal Code, relating to injuries to telegraph and telephone lines;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—9; absent—8. Same vote on all bills.

JONES, Chairman.

Assembly Bills Nos. 1333, 403 and 577 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 1298—An act to amend section 67*a* of the Code of Civil Procedure, relating to the superior court of Los Angeles County;

Also: Assembly Bill No. 327—An act to provide one additional judge of the superior court in the county of Fresno;

Also: Assembly Bill No. 11—An act to increase the number of judges of the superior court of the county of Riverside, and to provide for the appointment of an additional judge;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass, and be re-referred to Committee on Finance.

Committee vote: Ayes—9; absent—8. Same vote on all bills.

JONES, Chairman.

Assembly Bills No. 1298, 327 and 11 re-referred to Committee on Finance.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 887—An act to amend section 825 of the Penal Code, relating to right of attorney to visit prisoner;

Also: Assembly Bill No. 576—An act to amend section 1203 of the Penal Code, relating to probation;

Also: Assembly Bill No. 1024—An act to repeal section 288*a* of the Penal Code, and to add thereto a new section, to be numbered 288*a*, prohibiting sex perversions and prescribing a penalty for violation of the provisions hereof;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—12; absent—5. Same vote on all bills.

JONES, Chairman.

Assembly Bills Nos. 887, 576 and 1024 ordered on file for second reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 820—An act to ratify and confirm ordinance number 92, passed by the city council of the city of Stockton, and approved by the mayor of said city on the seventeenth day of March, A. D. 1879, and to ratify and confirm the conveyance made under and pursuant to the terms of said ordinance;

Also: Senate Bill No. 902—An act to amend section 1 of the act entitled, "An act in relation to pimping, to define and prohibit the same, and providing for pun-

ishment thereof; and for the competency of certain evidence at the trial therefor," approved February 8, 1911;

Also: Senate Bill No. 903—An act to amend section 245 of the Penal Code, relating to assault with a deadly weapon;

Also: Senate Bill No. 909—An act to amend section 285 of the Penal Code, relating to incest;

Also: Senate Bill No. 18—An act providing for the joint exercise of powers by counties, by municipalities or by municipalities and counties;

Also: Senate Concurrent Resolution No. 22—Approving three certain amendments to the charter of the city of Palo Alto, county of Santa Clara, State of California, voted for and ratified by the qualified electors of the said city of Palo Alto, at a special municipal election held therein for that purpose on the fifteenth day of February, 1921;

Also: Senate Bill No. 47—An act to amend section 4312 of the Political Code, relating to public officers;

Also: Senate Bill No. 58—An act to recognize and declare valid all proceedings in Butte Valley Irrigation District;

Also: Senate Bill No. 59—An act to recognize and declare valid all proceedings in Surprise Valley Irrigation District;

Also: Senate Bill No. 60—An act to recognize and declare valid all proceedings in Scott Valley Irrigation District;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this twenty-fifth day of April, 1921, at 10 o'clock and 20 minutes a.m.

OSBORNE, Chairman.

RECESS.

The hour of twelve o'clock and thirty minutes p.m. having arrived, the President declared the Senate at recess until two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1260—An act to add a new section to be known as 9*a* 30, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

In the absence of Senator Rigdon, Assembly Bill No. 1260 was passed on file.

Assembly Bill No. 171—An act to add a new section, to be numbered section 19*x* 23, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such

crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

In the absence of Senator Arbuckle, Assembly Bill No. 171 was passed on file.

Assembly Bill No. 749—An act to add a new section, to be numbered section 19*x* 45, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Boggs moved to refer Assembly Bill No. 749 to Senator Jones, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, of the printed bill strike out all of lines 1 to 22, inclusive, of the title, and insert in lieu thereof the following: "An act to amend sections 6, 8, 11 and 12 of an act entitled 'An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith,' approved June 5, 1915, as amended, and to add a new section thereto to be numbered section 19*x* 45, said section relating to the salaries of probation officers."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out all of line 1 and insert in lieu thereof the following:

"Section 1. Section 6 of an act".

AMENDMENT NUMBER THREE.

On page 2 strike out all of lines 12 to 14, inclusive, and insert in lieu thereof the following: "as amended, is hereby amended to read as follows:

Sec. 6. Whenever a deposition or complaint shall be filed in any court other than a superior court charging a person with a crime and it shall be suggested or

shall appear to the judge, justice or recorder before whom such person is brought that the person charged was at the date the offense is alleged to have been committed under the age of eighteen years, said judge, justice or recorder, shall immediately suspend all proceedings against such person on said charge and examine into the age of such person, and if, from such examination, it shall appear to the satisfaction of said judge, justice or recorder, that such person was at the date the offense is alleged to have been committed under the age of eighteen years, he shall forthwith certify to the juvenile court of his county (*a*) that said person (naming him) is charged with such crime (briefly stating its nature); (*b*) that said person appears to be under the age of eighteen years, giving date of birth when known, and (*c*) that proceedings have been suspended against such person on such charge by reason of his age, with the date of such suspension; and immediately thereupon all proceedings against the said person on said charge shall be suspended until said juvenile court shall issue its mandate, as hereinafter provided, directing the court before which said charge was made to proceed with the examination into or trial thereof, and the court so suspending its proceedings shall forthwith cause such person to be taken before the juvenile court of the county for consideration and proceedings under this act. To such certification said judge, justice or recorder, or the clerk of said court shall attach a certified copy of said original deposition or complaint, and when such person shall be brought before the judge of the juvenile court, said judge shall direct the probation officer to file a petition as provided in section 3 of this act, except that said petition need not be verified; and said probation officer shall forthwith comply with such directions. Pending such hearing said judge may admit said person to bail or otherwise provide for his temporary custody in any manner provided herein for the care of a ward of the juvenile court. The proceedings thereafter shall be the same as in the case of a verified petition; *provided, however*, that if said judge of the juvenile court shall after such investigation decide that the person was at the time said offense was alleged to have been committed of the age of eighteen years or more, such determination shall be conclusive and he shall immediately issue his mandate directing the court before which such charge is pending to proceed therewith, and upon receipt of such mandate said court shall proceed with the examination or trial of said charge as though no suspension thereof had taken place; except that if said judge of the juvenile court shall find that the person so charged is under the age of twenty-one years, and a fit subject for consideration under the provisions of this act, he may make such order or orders hereunder as he may deem best in relation to such person; but if such judge shall at any time conclude that such person is not a fit subject for further consideration under this act, he may sit as a committing magistrate and hold a preliminary examination if such person is charged with a felony, or he may remand such person to the court in which said person is charged with said offense for further proceedings on said charge, and upon receipt of the mandate of said juvenile court, or the judge thereof, the court before which said charge is then pending shall be vested with full authority to proceed with the examination or trial thereof.

All statutes of limitations relating to the charge so pending against such person shall be suspended as to said person and charge from the issuance by said judge, justice or recorder of his certificate hereinbefore provided for until said juvenile court, or judge thereof, shall issue its mandate remanding such person for further proceedings as aforesaid; and all statutes of limitation relating to any charge, made in any court, against any person under the age of twenty-one years, shall be suspended as to such charge and person whenever, and as long as, such person is before the juvenile court for consideration under the provisions of this act, or is subject to detention by virtue of any commitment issued hereunder and unrevoked; but if said person shall be discharged by the juvenile court or shall be honorably dismissed by the authorities of the appropriate State school, such order of discharge or dismissal shall constitute a bar to any further proceedings in any court against said person upon said charge.

SEC. 2. Section 8 of said act is hereby amended to read as follows:

SEC. 8. When any person alleged to come within the provisions of any of subdivisions 1 to 13 inclusive of section 1 of this act shall be adjudged by said court or judge to come within the terms of any of said subdivisions, and adjudged to be a ward of the juvenile court, the court may make an order committing said person for such time as the court may deem fit, but not beyond the time during which the court retains jurisdiction as prescribed by the provisions of section 12 hereof, either (*a*) to the home and care of some reputable person of good moral character, or (*b*) to the care of some association, society or corporation embracing within its objects the purpose of caring for or obtaining homes for such persons, willing and able to receive and care for said ward, or (*c*) to the care of the probation officer, to be boarded out or placed in some suitable family home, in case provision is made by voluntary contribution, or otherwise, for the payment of the board of said ward until suitable provision may be made for said ward in a home without such payment, said ward to be subject to the supervision of the probation officer and the further order of the court; or (*d*) on probation to the care of the probation officer, said ward to remain in the home of said ward, or in any other fit home in which the court may

order the probation officer to place said ward, subject to the visitation of the probation officer, said ward to report to the probation officer as often as may be required, and to be subject to be returned to the court for further proceedings whenever such action may appear necessary or desirable; or (c) the court may, if said ward of the juvenile court be a boy, commit him to the Preston School of Industry, or to the Whittier State School, for the period during which the court retains jurisdiction; *provided*, that no boy under the age of fifteen years shall be committed to the Preston School of Industry, nor any boy over the age of sixteen years to the Whittier State School, or if said ward be a girl, the court may commit her to the California School for Girls, for the period during which the court retains jurisdiction, or (q) may commit such person to any other State or county institution that is now established or may hereafter be established for the purpose of caring for and training persons that come within the provision of this act; *provided, however*, that before conveying any such person to any such institution it shall be ascertained from the superintendent thereof whether such person can be received; *provided, however*, that such commitment under this act to either the Preston School of Industry or the Whittier State School shall permit the transfer of any such boy from one institution to the other upon the agreement thereto by the superintendents of such institutions; *and provided, further*, that any boy committed to the Whittier State School who has passed his fifteenth birthday, and who after due trial and a reasonable opportunity has failed to make a satisfactory response to the training and instruction therein given and who has persistently resisted the discipline of said school; and any boy who has passed his fifteenth birthday and while still under commitment to said school, violates the conditions of which he may have been permitted to leave said school, shall on the recommendation of the superintendent of said Whittier school, approved by the board of trustees thereof, be transferred to and be received by the Preston School of Industry.

When any person alleged to come within the provisions of any of subdivisions 1 to 13 inclusive of section 1 of this act shall be found by said court to come within said provisions, said court may at its discretion admonish said person and dismiss said petition.

No ward who is under the age of eight years and no ward who is suffering from any contagious, infectious, or other disease which would probably endanger the lives or health of the other inmates of said State schools shall be committed thereto. No person under the age of fourteen years at the time of the commission of any offense with which he may be charged shall ever be sent to a State prison unless he has first been committed to the Whittier State School, or the Preston School of Industry, and has there proved to be incorrigible or not amenable to the discipline of said school. No ward shall be committed to said State school unless the judge of said court shall be fully satisfied that the mental and physical condition and qualifications of said ward are such as to render it probable that such ward will be benefited by the reformatory educational discipline of such schools.

Accompanying the commitment papers, the court must send to the superintendent of the State institution to which said person is committed a summary of all the facts in the possession of the court, covering the history of the ward committed, including a statement of the mental and physical condition of said ward.

SEC. 3. Section 11 of said act is hereby amended to read as follows:

SEC. 11. Any order providing for the care and custody of a ward of the juvenile court in such case where it is necessary that provision be made for the expense of support and maintenance of said ward, must direct that the whole expense of such support and maintenance of said ward, up to the amount of twenty dollars per month, shall be paid from the county treasury of the county, and in such case shall state the amount to be so paid from the county treasury of the county the amount so ordered to be paid not to exceed, in the case of any one ward, the sum of twenty dollars in any one month.

At the time of making any order providing for the support and maintenance of a ward of the juvenile court, said court shall inquire into the earnings, property or estate of said ward, and into the ability of the parent, parents, guardian of said ward, or other person liable for the support and maintenance of said ward, to pay for the expense of support and maintenance of said ward.

If it is found that twenty dollars a month is insufficient to pay the whole expense of support and maintenance of said ward, the court may order and direct that such additional amount as may be necessary shall be paid out of the earnings, property or estate of said ward, or by the parent, parents, guardian of said ward, or other person liable for the support and maintenance of said ward, to said probation officer, who shall in turn pay the same to the person, association or institution that under court order is caring for and maintaining said ward.

Said court shall further order and direct that the county for its expense of support and maintenance of any such ward shall be reimbursed, either in whole or in part, from the earnings, property or estate of said ward, or by the parent, parents, guardian of said ward, or other person liable for the support of said ward, if it is found that there are earnings, property or estate of said ward sufficient therefor, or that said parent, parents, guardian of said ward, or other person liable for the support of said ward, is able to pay, either in whole or in part, for such expense of support and maintenance of said ward, and for the purpose of said reimbursement may order and direct payments to be made to the probation officer from the earnings,

property or estate of said ward, or by the parent, parents, guardian of said ward, or other person liable for the support of said ward, the amount of which payments shall be determined by said court and which said payments shall be paid by said probation officer in turn to the county treasurer of said county on account of said reimbursement.

No order for payment shall be made in a sum in excess of the actual cost of supporting and maintaining said ward. No order for the payment from the county treasury of the expense of support and maintenance of a ward of the juvenile court shall be effective for more than six months, and upon all said original and all subsequent hearings the case shall be continued on the calendar, but in no instance to exceed six months; *provided, however*, that in the case of each person committed to any State school there shall be paid monthly to the State Treasurer the sum of twenty dollars by the county from which such person is committed, for and during each month or part of month such person so committed remains in such State school or in any other State school within this State to which such person may be transferred.

For the purpose of handling the reimbursement and other payments provided for herein said probation officer shall keep suitable books and accounts and shall give and keep suitable receipts and vouchers, and if such funds shall be by said probation officer kept in a bank, said bank shall be designated by the judge of said court. The auditor of said county annually in the month of January shall audit such books and accounts and shall make a report thereon to the judge of said court and to the supervisors of such county prior to the thirty first day of said month of January.

In all cases the court may determine whether or not the parent, parents, or guardian shall exercise any control of said ward and define the extent thereof.

Any disobedience or interference with any order of the juvenile court or of the judge thereof shall constitute a contempt of court.

It shall be the duty of the probation officer to see that such parent, parents, guardian of said ward, or other person liable therefor, comply with such orders, or upon failure to make any payment directed in such orders, to report such failure to such court. The court may at any time set aside, change or modify any order herein provided for.

Where said juvenile court has ordered payment of money to be made as reimbursement to the county for the expense of support and maintenance of any ward as herein provided for or as additional amount for the expense of support and maintenance of said ward for said person, association or institution that under court order is caring for and maintaining said ward, either from the earnings, property or estate of said ward, or by the parent, parents, guardian of said ward, or other person liable for the support of said ward, execution may issue for such payment or payments upon the order and at the discretion of said court, upon affidavit of said probation officer showing that any payment or payments are due and have not been made.

SEC. 4. Section 12 of said act is hereby amended to read as follows:

Sec. 12. The court shall retain the jurisdiction of any person who is found to be a ward of the juvenile court until such ward attains the age of twenty-one years, unless, if the ward is a girl, she is married with the consent of the court entered upon the minutes of the court, or until said court is satisfied that said ward has fully reformed or that further direction and supervision under the provisions of this act are unnecessary or inadvisable for said ward's reformation; *provided, however*, that if the ward has attained the age of nineteen years or more at the time of commitment the court shall retain jurisdiction for two years from and after the date of commitment.

SEC. 5. A new section is hereby added to said act, to be numbered 19*x* 45, to read as follows:

Sec. 19*x* 45. In counties of the forty-fifth class there shall be one probation officer whose salary shall be thirty-five dollars per month.

SEC. 6. The provisions of section 5 of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 749, with instructions to amend, respectfully reports the same back, amended as per instructions.

JONES, Special Committee.

Report read, and on motion of Senator Boggs adopted.
Bill ordered to print.

Assembly Bill No. 123—An act to amend section 21 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

In the absence of Senator Lyon, Assembly Bill No. 123 was passed on file.

Assembly Bill No. 53—An act to amend section 103 of the Code of Civil Procedure, relating to salaries of city justices.

In the absence of Senator Otis, Assembly Bill No. 53 was passed on file.

Assembly Bill No. 55—An act to amend section 103½ of the Code of Civil Procedure, said amendment relating to clerks of justices' courts in cities or towns of the second and one-fourth, second and one-half, second and three-fourths and third classes, and appointments, salaries and duties of same.

In the absence of Senator Otis, Assembly Bill No. 55 was passed on file.

Assembly Bill No. 68—An act to amend section 411 of the Code of Civil Procedure, relating to service of summons.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 68 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Ingram, Irwin, Johnson, Nelson, Osborne, Purkitt, Rominger, Sample, Sharkey, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 26—An act to amend section 1881 of the Code of Civil Procedure, relating to confidential communications and the competency of witnesses.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 26 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Ingram, Irwin, Johnson, Nelson, Osborne, Purkitt, Rigdon, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—25.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 110—An act to add a new section to the Code of Civil Procedure, to be numbered 1419, relating to special administrators.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 110 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Ingram, Irwin, Johnson, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—25.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At two o'clock and thirty minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assembly Bill No. 1120—An act to add a new section to the Political Code to be numbered 4041*c*, providing for the acquisition and operation of works for the furnishing of materials and supplies used by counties, cities and districts.

Bill read third time.

CALL OF THE SENATE.

The roll was called.
Pending the announcement of the vote, Senator Duncan moved a call of the Senate.
Motion carried.
The Secretary was directed to call the roll.
The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.

The Secretary announced the absentees.
Time, two o'clock and forty-five minutes p.m.
The President directed the Sergeant-at-Arms to close the doors.
The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

SENATOR PURKITT IN THE CHAIR.

At two o'clock and fifty minutes p.m., Senator Purkitt of the Fourth District was called to the chair.

Assembly Bill No. 1275—An act to amend section 3457 of the Political Code, relating to the form, issuance and payment of warrants of reclamation districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1275 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Purkitt, Rominger, Rush, Scott, Sharkey, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 448—An act to amend section 1764 of the Political Code, relating to the apportionment of county high school funds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 448 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Rush, Scott, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1124—An act to amend sections 2 and 15 of an act entitled "An act to provide for the organization, control and equipment of high school cadet companies, and for the promotion of rifle practice therein and appropriating the sum of $5,000 therefor," approved April 5, 1911.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 1124 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Sample, Scott, Sharkey, Shearer, and Slater—23.

NOES—Senator Allen—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 923—An act to amend section 3669*d* of the Political Code, relating to taxation of corporations for State purposes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 923 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman,

Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 922—An act to amend section 14 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, as amended, relating to the terms and conditions upon which corporations may transact business in this State.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 922 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Duncan, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—25.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 308—An act authorizing the State Controller to destroy certain reports and other documents.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 308 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Gates, Godsil, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 941—An act to repeal section 1171 of the Civil Code, relating to recordation of grants and mortgages.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 941 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 451—An act to amend sections 1518*a* and 1519 of the Political Code of the State of California, relating to the powers and duties of the State Board of Education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 451 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 442—An act to amend section 1565 of the Political Code, relating to the fees for the granting of teachers' certificates.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 442 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Hart, Inman, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 39—An act to amend section 4153 of the Political Code, relating to the duties of the district attorney.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 39 passed by the following vote:

AYES—Senators Allen, Arbuckle, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rominger, Rush, Sample, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 877—An act to amend section 7 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended, by amending subdivision 8, relating to the payment of assessments against public property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 877 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King,

Lyon, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 401—An act to amend section 6 of an act entitled "An act to establish police courts in cities of the second class, to fix their jurisdiction and provide for officers of said courts, and fix the compensation of certain officers thereof," approved March 23, 1901.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 401 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 555—An act to amend an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction and completion thereof," which became a law under the constitutional provision without the Governor's approval, February 25, 1901, as subsequently amended, by adding a new section thereto to be numbered section 14, relating to bonds for a city plan.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 555 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 801—An act to amend sections 12 and 26 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of way within municipalities, and providing for the improvement thereof in cases where any damage to private property would result from such improvement and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby and to provide a system of local improvement bonds to represent the assessments, for the costs, damages, and expenses of such improvement and for the payment and effect for such bonds," approved June 16, 1913, as amended.

Assembly Bill No. 801 passed on file.

Assembly Bill No. 1262—An act to amend section 1608 of the Political Code, relating to the powers of Boards of School Trustees and City Boards of Education, by adding subdivision 6, relating to the improvement of streets.

Assembly Bill No. 1262 passed on file.

Assembly Bill No. 1033—An act to provide for the formation of districts within municipalities for the acquisition of land for park or playground purposes and for the issuance, sale and payment of bonds for such districts to meet the cost thereof.

Assembly Bill No. 1033 passed on file.

Assembly Bill No. 872—An act to provide for the acquiring, by condemnation or purchase, of property, easements and rights of way by municipalities, necessary or convenient for the construction of sewers and drains for sanitary or drainage purposes, and the establishment of assessment districts and the assessment of property therein to pay the expense of such acquisition, and the issuance of improvement bonds to represent such assessments.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 872 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 873—An act to amend sections 2 and 3 of an act entitled "An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements, and providing for the effect and enforcement of such bonds," approved April 27, 1911, by making the provisions of said act applicable to proceedings for the acquisition of property, easements and rights of way for sewers and drains for sanitary or drainage purposes, and provided when bonds may be issued.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 873 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rominger, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At three o'clock and thirty minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Duncan.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Assembly Bill No. 1120 finally passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Flaherty, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Osborne, Rigdon, Rush, Sample, and Slater—22.

NOES—Senators Anderson, Breed, Burnett, Carr, F. M., Eden, Gates, Godsil, Hart, Lyon, McDonald, Nelson, Otis, Purkitt, Rominger, Scott, Sharkey, Shearer, and Yonkin—18.

Title read and approved.

Bill ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Chamberlin gave notice that on the next legislative day he would move to reconsider the vote by which Assembly Bill No. 1120 was passed.

Assembly Bill No. 518—An act to amend section 106 of the Penal Code, relating to attempt of prisoners to escape.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 518 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 642—An act amending the Political Code, by amending section 4179 thereof, relating to the records to be kept by the county clerk.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 642 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 542—An act to amend section 4123 of the Political Code, relating to moneys erroneously paid to the county.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 542 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 246—An act to regulate the procuring of persons to take the places of employees in anticipation of or during strikes, lockouts or other labor troubles; and repealing an act entitled "An act to regulate advertisements and solicitations for employees during strikes, lockouts and other labor troubles," approved June 7, 1913.

Bill read third time.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator McDonald moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Arbuckle, Canepa, Carr, F. M., Dennett, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Shearer, Slater, and Yonkin—23.

The Secretary announced the absentees.

Time, three o'clock and forty-five minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

Assembly Bill No. 256—An act to add a new section to the Political Code, to be numbered 4041c, relating to county employees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 256 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 417—An act authorizing cities, towns and municipal corporations to sell and dispose of public utilities, providing for calling of special elections to vote upon the question of authorizing such sale, and regulating the manner in which the proceeds of such sale shall be applied.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 417 passed by the following vote:

AYES—Senators Allen, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 460—An act to amend section 103c of the Code of Civil Procedure of the State of California, relating to the appointment of clerks and deputy clerks of justices of the peace in certain townships and providing for the duties and compensation thereof.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 460 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Johnson, Jones, King, Lyon, McDonald, Osborne, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 655—An act to amend section 4262 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-third class.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 655 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—31.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 801—An act to amend sections 12 and 26 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of way within municipalities, and providing for the improvement thereof in cases where any damage to private property would result from such improvement and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby and to provide a system of local improvement bonds to represent the assessments, for the costs, damages, and expenses of such improvement and for the payment and effect for such bonds," approved June 16, 1913, as amended.

Bill read third time.
The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 801 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, McDonald, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 693—An act to authorize the controller to rent, lease, sell, or in other manner secure a revenue from property distributed to the State under section 1269, Code of Civil Procedure, creating a fund and providing for the expenses of administration.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 693 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rush, Scott, Slater, and Yonkin—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 262—An act to amend section 3607 of the Political Code, relating to property subject to taxation.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 262 passed by the following vote:

AYES—Senators Allen, Arbuckle, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rush, Scott, Sharkey, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 263—An act to amend section 3617 of the Political Code, relating to the definition of certain terms and words.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 263 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 654—An act to amend section 4283 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-fourth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 654 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At four o'clock and ten minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator McDonald.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Assembly Bill No. 246 finally passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, and Slater—26.

NOES—Senators Arbuckle, Breed, Burnett, Chamberlin, Duncan, Gates, Irwin, Nelson, Rominger, Shearer, and Yonkin—11.

Title read and approved.

Bill ordered transmitted to the Assembly.

RE-REFERENCE OF ASSEMBLY BILL.

On motion of Senator Jones, Assembly Bill No. 1004 was ordered withdrawn from Committee on Labor and Capital, and re-referred to Committee on Judiciary.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Harris asked for and was granted unanimous consent to take up Assembly Bill No. 491 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 491—An act to provide for the establishment of classes for training in citizenship for applicants who have filed their declarations of intentions to become citizens of the United States and for other persons describing such instruction.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Harris moved to refer Assembly Bill No. 491 to Senator Duncan, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the title of the printed bill, strike out the word "describing" and insert in lieu thereof the word "desiring".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 491, with instructions to amend, respectfully reports the same back, amended as per instructions.

DUNCAN Special Committee.

Report read, and on motion of Senator Harris adopted.

Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Carr, W. J., asked for and was granted unanimous consent to take up Assembly Bill No. 574 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 574—An act to amend section 1662 of the Political Code, relating to elementary schools.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Carr, W. J., moved to refer Assembly Bill No. 574 to Senator Jones, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill as amended April 6, 1921, in line 8, after the word "Chinese" insert a comma and the word "Japanese"; also strike out the word "descent" and insert in lieu thereof the word "parentage".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill as amended April 6, 1921, in line 9 strike out the following: ", Mongolian or Chinese children", and insert in lieu thereof "children of Chinese, Japanese or Mongolian parentage".

AMENDMENT NUMBER THREE.

On page 2 of the printed bill as amended April 6, 1921, between lines 10 and 11 insert the following: "*it is further provided*, that in school districts in California where the United States Government has established an Indian school, or in an area not to exceed three miles from the said Indian school, the Indian children of the district, or districts, eligible for attendance upon such Indian school, may not be admitted to the district school."

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill as amended April 6, 1921, in line 29 strike out the word "fifteen" and insert in lien thereof the word "sixteen".

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill as amended April 6, 1921, in line 30 strike out the semicolon following the word "adults" and insert a period, and strike out the remainder of line 30, together with lines 31 to 33, inclusive.

AMENDMENT NUMBER SIX.

On page 3 of the printed bill as amended April 6, 1921, in line 19 strike out the word "prepare" and insert in lieu thereof the word "prescribe".

AMENDMENT NUMBER SEVEN.

On page 3 of the printed bill as amended April 6, 1921, in line 23 strike out the period and insert in lieu thereof a comma and add the following: "such blanks to be provided in cities and cities and counties by the boards of education, and in territory outside of cities, by the superintendent of schools of the county".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 574, with instructions to amend, respectfully reports the same back, amended as per instructions.

JONES, Special Committee.

Report read, and on motion of Senator Carr, W. J., adopted.
Bill ordered to print.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 609—An act to amend section 4235 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the sixth class—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—5; absent—6.

DUNCAN, Chairman.

Assembly Bill No. 609 ordered on file for second reading.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 628—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths; the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, and as amended May 18, 1917, and also amended May 13, 1919, by adding a new section thereto, to be numbered 11*a*, providing that whenever an undertaker receives a human body with instructions to cremate the same, he shall obtain permission from the coroner so to do—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—7; absent—4.

CROWLEY, Chairman.

Assembly Bill No. 628 ordered on file for second reading.

ON FISH AND GAME.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Assembly Bill No. 1253—An act to amend section 626 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 1093—An act to amend section 626 of the Penal Code of the State of California, relating to the protection of fish and game;

Also: Assembly Bill No. 35—An act to prohibit the use of nets, seines, traps or weirs, in the Napa River, Petaluma creek, and their tributaries, in the counties of Sonoma, Napa and Solano;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—7; committee vote: Ayes—7. Same vote on all bills.

SHARKEY, Chairman.

Assembly Bills Nos. 1253, 1093 and 35 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Assembly Bill No. 238—An act to amend section 628*f* of the Penal Code of the State of California, relating to the protection of fish and game;

Also: Assembly Bill No. 260—An act to amend section 14½ of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—7. Same vote on both bills.

SHARKEY, Chairman.

Assembly Bills Nos. 238 and 260 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Assembly Bill No. 1015—An act to amend section 628*e* of the Penal Code, relating to fish and game;

Also: Assembly Bill No. 832—An act to amend section 634 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 831—An act to amend section 636 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 1092—An act to amend section 626*f* of the Penal Code, relating to the protection of game;

Also: Assembly Bill No. 485—An act to amend sections 1, 2, 6, 15, 17, 31, 35, 38, 39, 47 and 48 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, and to add four new sections, numbered 2½, 14½, 21½, and 22½," approved July 22, 1919, and to add a new section to be numbered 21⅞;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—6; noes—1. Same vote on all bills.

SHARKEY, Chairman.

Assembly Bills Nos. 1015, 832, 831, 1092 and 485 ordered on file for second reading.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 395—An act appropriating money to pay the claim of Annie De Vere Shields against the State of California;

Also: Assembly Concurrent Resolution No. 25—Relative to reports of the Department Encampment of the Grand Army of the Republic;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—11; absent—6. Same vote on both bills.

GATES, Chairman.

Assembly Bill No. 395 ordered on file for second reading.

Assembly Concurrent Resolution No. 25 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 22—An act to add a new section to the Political Code, to be numbered 737*p*, relating to salaries of judges of the superior court in Stanislaus County;

Also: Assembly Bill No. 418—An act to add a new section to the Political Code, to be numbered 738*d*, relating to salaries of superior judges in Tulare County;

Also: Assembly Bill No. 910—An act to provide for the investigation by the State of California of the possibilities of the storage, control and diversion of water for public use and public protection in the State of California, and making an appropriation for said purpose;

Also: Assembly Bill No. 1126—An act to provide for the inspection, classification, regulation and licensing of warehouses and other enclosures where agricultural products are stored, providing penalties for violations hereof, and making an appropriation therefor;

Also: Assembly Bill No. 786—An act making an appropriation for the construction and maintenance of fire lanes and trails on the mountains composing the watersheds of Los Angeles County;

Also: Assembly Bill No. 328—An act to add a new section to the Political Code to be numbered 737*d*, relating to salaries of superior judges in Fresno County;

Also: Assembly Bill No. 388—An act to amend sections 412 and 413 of the Political Code, and to repeal section 414 of said code, relating to the salaries of the appointees of the Secretary of State;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—11; absent—6. Same vote on all bills.

GATES, Chairman.

Assembly Bills Nos. 22, 418, 910, 1126, 786, 328 and 388 ordered on file for second reading.

RECESS.

At four o'clock and fifteen minutes p.m., on motion of Senator Scott, the Acting President declared the Senate at recess until the hour of nine o'clock p.m.

RECONVENED.

At nine o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 740—An act creating a reclamation district to be called and known as "Benicia Reclamation District"; providing for the management and control thereof and dissolving all reclamation districts lying wholly within the boundaries of said Benicia Reclamation District, and providing for the liquidation and winding up of said dissolved districts, and excluding from any reclamation district any land lying within the boundaries of said Benicia Reclamation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 740 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Inman, Nelson, Osborne, Otis, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1183—An act to amend section 2 of an act entitled "An act to regulate the sale of commercial fertilizers or materials used for manurial purposes, and to provide penalties for the infraction thereof, and means for the enforcement of the act," approved March 20, 1913, and acts amendatory thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1183 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, E. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Harris, Inman, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—21.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 380—An act to amend section 2319*i* and section 2319*j* of the Political Code, relating to issuance by the Director of Agriculture of licenses to sell nursery stock.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 380 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, E. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Harris, Ingram, Inman, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—22.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 897—An act to protect domestic live stock from contagious and infectious diseases, to prescribe the duties of officials to carry into effect the provisions of this act, to provide for the appointment of a veterinarian, and to repeal an act entitled "An act to protect domestic live stock from contagious and infectious diseases, to provide for the appointment and duties of officials to carry into effect the provisions of this act, and to provide an appropriation therefor," approved March 18, 1899, as amended.

On motion of Senator Rigdon, Assembly Bill No. 897 was passed on file.

Assembly Bill No. 443—An act to amend section 402 of the Penal Code, relating to sale or exposure of animals having glanders, farcy, tuberculosis and prescribing penalties for violation of the provision hereof.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 443 passed by the following vote:

AYES—Senators Allen, Arbuckle, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Sharkey, Shearer, and Slater—21.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1302—An act providing for the pasteurization of skim milk, whey, buttermilk, or other milk by-products used for feeding

purposes for farm animals, and providing a penalty for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1302 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Sharkey, Shearer, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1293—An act to establish standards for the packing, marketing and sale of apples, forbidding the sale of certain infected and diseased apples, providing for the inspection and certification thereof, and for its enforcement, fixing penalties for its violation and repealing an act entitled "The Standard Apple Act of 1917," approved May 7, 1917, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1293 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 630—An act to add a new section to the Penal Code, to be numbered 1559, relating to the payments out of the general fund of the county by order of the superior court for advance expense for returning fugitives.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 630 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Rush, Sample, Sharkey, Shearer, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1005—An act to amend section 7 of the Civil Code, relating to holidays.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1005 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rush, Sample, Sharkey, Shearer, and Slater—26.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1006—An act to amend section 10 of the Code of Civil Procedure, relating to holidays.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1006 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rush, Sharkey, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1227—An act to amend sections 671 and 674, and to repeal section 671*a*, of the Code of Civil Procedure, relating to judgment liens, the docketing thereof, and recording transcripts of such dockets.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1227 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 323—An act to amend section 1304 of the Civil Code, relating to bequests or devises of property in wills.

On motion of Senator Inman, Assembly Bill No. 323 was passed on file.

Assembly Bill No. 225—An act to amend section 4135*b* of the Political Code, relating to indexing deeds and certain other documents once recorded.

On motion of Senator Inman, Assembly Bill No. 225 was passed on file.

Assembly Bill No. 500—An act to amend section 4137 of the Political Code, relating to the indorsement and recording of documents filed for record.

On motion of Senator Inman, Assembly Bill No. 500 was passed on file.

Assembly Bill No. 1179—An act to amend section 1557 of the Penal Code, relating to accounts for returning fugitives.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1179 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Carr, F. M., Chamberlin, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 819—An act to amend section 4239 of the Political Code, relating to the compensation of officers of counties of the tenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 819 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 915—An act to add a new section, to be numbered section 19*x* 42, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 915 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 837—An act amending section 4240 of the Political Code, relating to salaries and compensation of officers in counties of the eleventh class.

In the absence of Senator Irwin, Assembly Bill No. 837 was passed on file.

Assembly Bill No. 917—An act to add a new section, to be numbered section 19*c* 38, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 917 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1114—An act to amend section 632 of the Penal Code, relating to the protection of fish.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1114 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

ASSEMBLY JOINT RESOLUTION No. 6.

Relative to enemy aliens.

WHEREAS, Many enemy aliens claimed and secured exemption from service during the recent war and continued in business while citizens and others were rendering valiant service to our country; and

WHEREAS, It is inimical to the best interests of the United States to permit these enemy aliens either to acquire citizenship or to receive the benefits and privileges of residing longer within our borders; now, therefore, be it

Resolved by the Assembly and Senate, jointly, That the Legislature of the State of California hereby memorializes the Congress of the United States to adopt appropriate legislation denying the privilege of naturalization to said enemy aliens, and providing for their deportation to the land of their birth; and be it further

Resolved, That duly authenticated copies of these resolutions be transmitted to each of our Senators and Representatives in Congress and to the Secretary of the Department of Labor of the United States.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 6 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Carr, F. M., Carr, W. J., Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 6 ordered transmitted to the Assembly.

Assembly Bill No. 1110—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of ways in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

On motion of Senator Harris, Assembly Bill No. 1110 was passed on file.

Assembly Bill No. 875—An act to amend sections 67, 68, 69, 70, 71, 72, 73, 74, 75 and 76 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and pro-

viding a method for the payment of such bonds," approved April 7, 1911, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 875 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Lyon, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 876—An act to amend section 28 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 876 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, Lyon, Osborne, Otis, Purkitt, Rominger, Rush, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 517—An act to add a new section to the Penal Code, to be numbered 111*a*, relating to the expense of holding coroner's inquests and post mortem examinations on bodies of convicts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 517 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Chamberlin, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Lyon, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—22.

NOES—Senators Allen, Carr, F. M., Dennett, Duncan, and Rominger—5.

Title read and approved.

Bill ordered transmitted to the Assembly.

ASSISTANT SECRETARY G. MELVIN WARREN AT THE DESK.

Assembly Bill No. 439—An act to amend sections 1760 and 1761 of the Political Code, relating to the appropriation and apportionment of State high school funds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 439 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—Senator Rominger—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 456—An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code, relating to schools and school revenues.

On motion of Senator Sharkey, Assembly Bill No. 456 was passed on file.

Assembly Bill No. 321—An act to provide for the reversion of unexpended balances of certain appropriations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 321 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Johnson, Jones, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 449—An act to amend sections 1 and 5 of an act entitled "An act creating a Department of Agriculture, providing for its organization and declaring its functions; transferring to said department the powers and duties of various State agencies and the unexpended balances of their appropriations and funds; prohibiting certain acts, and prescribing penalties for violations of the provisions hereof," approved May 16, 1919

Assembly Bill No. 449 passed on file.

Assembly Bill No. 1297—An act to amend an act entitled "An act to provide for the establishment, government, and maintenance of city planning commissions within municipalities, and prescribing their powers and duties," approved May 21, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1297 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Johnson, Jones, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Carr, W. J., asked for and was granted unanimous consent to take up Assembly Bill No. 974 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 974—An act to amend the title of and to revise an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes and alleys not within the territory of incorporated cities or towns; for the incidental establishment of grades thereof; for the construction therein or thereon of sidewalks, sewers, manholes, bridges, cesspools, gutters, tunnels, curbing and crosswalks; for the issue of bonds representing the costs and expenses thereof; for a special fund derived in part from the county road fund and in part by special assessment upon a district, and for the establishment of such districts," approved March 21, 1907, as amended, and to include therein provision for the doing of work adjacent to said public roads, streets, avenues, boulevards, lanes and alleys which is incidental to the work thereon.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Carr, W. J., moved to refer Assembly Bill No. 974 to Senator Lyon, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 5 of the printed bill as amended March 31, 1921, line 10, strike out the words "two years" and insert in lieu thereof the following: "_____ years not to exceed five".

AMENDMENT NUMBER TWO.

On page 17 of the printed bill as amended March 31, 1921, line 45, strike out the period and insert in lieu thereof a semicolon and the following: "*provided*, that the board may by a four-fifths vote make the first payment of the principal of the bonds begin more than two years but not to exceed five years from the date of issuance thereof."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 794, with instructions to amend, respectfully reports the same back, amended as per instructions.

LYON, Special Committee.

Report read, and on motion of Senator Carr, W. J., adopted.

Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Dennett asked for and was granted unanimous consent to take up Assembly Bill No. 776 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 776—An act to amend section 4245 of the Political Code, relating to compensation of officers in counties of the sixteenth class.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading the bill, Senator Dennett moved to refer Assembly Bill No. 776 to Senator Harris, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 5, line 38, of the printed bill, after the semicolon after the word "month" insert the following: "*provided*, that in townships of this class the board of supervisors may by ordinance provide for the appointment of a clerk and fix his compensation. He shall have the authority to receive and file all pleadings and other papers to be filed, sign and issue summons and processes, including writs of attachment and execution, enter satisfaction of judgments and issue transcripts and abstracts thereof."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 776, with instructions to amend, respectfully reports the same back, amended as per instructions.

HARRIS, Special Committee.

Report read, and on motion of Senator Dennett adopted.
Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Inman asked for and was granted unanimous consent to take up Assembly Bill No. 682 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 682—An act to amend the Political Code by repealing section 4236 thereof, and to enact seventeen new, separate and distinct sections thereof, to be numbered consecutively 4236*a*, 4236*b*, 4236*c*, 4236*d*, 4236*e*, 4236*f*, 4236*g*, 4236*h*, 4236*i*, 4236*j*, 4236*k*, 4236*l*, 4236*m*, 4236*n*, 4236*o*, 4236*p*, inclusive, relating to county and township officers, in counties of the seventh class, the assistants, deputies and other employees of said officers, and providing for the compensation of said officers and said assistants, deputies and other employees.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Inman moved to refer Assembly Bill No. 682 to Senator Ingram, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, immediately following the period, add the following: "Section 4236 of the Political Code is hereby repealed."

AMENDMENT NUMBER TWO.

On page 2, line 7, of the printed bill, strike out the word "twenty" and insert in lieu thereof the word "eighty".

AMENDMENT NUMBER THREE.

On page 5, line 48, of the printed bill, strike out all of said line 48 following the period and all of lines 49, 50, 51 and 52.

AMENDMENT NUMBER FOUR.

On page 7, line 36, of the printed bill, strike out all of said line 36 following the period and all of lines 37, 38, 39 and 40.

AMENDMENT NUMBER FIVE.

On page 12, line 40, of the printed bill, strike out all of said line 40 following the period and also lines 41, 42, 43 and 44.

AMENDMENT NUMBER SIX.

On page 16 of the printed bill strike out all of SEC. 2.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 682, with instructions to amend, respectfully reports the same back, amended as per instructions.

INGRAM, Special Committee.

Report read, and on motion of Senator Inman adopted.
Bill ordered to print.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 702—An act to add a new section to be known as 9*a* 20 to an act entitled, "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled, 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read second time, and ordered on file for third reading.

REPORTS OF STANDING COMMITTEE—(OUT OF ORDER).

The following reports of standing committee were received and read, out of the regular order:

ON PUBLIC UTILITIES.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Assembly Bill No. 590—An act to require railroad companies when operating engines accompanied by tenders of insufficient clearance between the overhang of the roof of the cab and the top of the tender to provide a safe clearance by cutting out an opening in the overhanging roof of the cab so as to enable the engineman safely to go from the cab of the engine to the top of the tender; and providing a penalty for the violation thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—8; absent—3.

DENNETT, Chairman.

Assembly Bill No. 590 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Assembly Bill No. 544—An act to require railroad companies operating within any part of this State to provide and equip certain engine cabs with handrails and footboards for the safety and protection of railroad employees; and providing a penalty for the violation thereof—has had the same under consideration, and respectfully reports the same back, and recommends that it do not pass.

Committee vote: Ayes—6; noes—3; absent—2.

DENNETT, Chairman.

Assembly Bill No. 544 ordered on file for second reading.

ADJOURNMENT.

At ten o'clock and fifteen minutes p.m., on motion of Senator Breed, the President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,
SACRAMENTO, Wednesday, April 27, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair. Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Boggs, Breed, Carr, E. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Sample, Sharkey, Slater, and Yonkin—22.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Tuesday, April 26, 1921, the further reading was dispensed with, on motion of Senator Sample.

PRIVILEGE OF THE FLOOR.

On request of Senator Flaherty, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mr. and Mrs. John McCallum, and Miss Hilda Gohrman, of San Francisco.

On request of Senator Harris, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Senator Charles B. Scully of the Michigan State Senate, of which he is President pro tempore, and his wife.

On request of Senator Anderson, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. Clarence Roy Stevens, of San Francisco.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 26 passed the following as a case of urgency: Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 1, 5, 13, 15, 17, 19, 21*a*, 23, 25, 26, 28, 31, 37, 48*a*, 56*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101 and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bill No. 948 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 26, 1921, passed the following:

Senate Bill No. 870—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II, embracing sections 348 to 359*a*, both inclusive, relating to public officers and employees;

Also: Senate Bill No. 876—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIa, embracing sections 360 to 360g, both inclusive, relating to a Department of Finance;

Also: Senate Bill No. 884—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIc, embracing sections 364 to 364d, both inclusive, relating to a Department of Labor and Industrial Relations;

Also: Senate Bill No. 890—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIc, embracing sections 362 to 362e, both inclusive, relating to a Department of Education;

Also: Senate Bill No. 896—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IId, embracing sections 363 to 363h, both inclusive, relating to a Department of Public Works;

Also: Senate Bill No. 973—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIg, embracing sections 366 to 366e, both inclusive, relating to a Department of Institutions.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 870, 876, 884, 890, 896 and 973 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 26, passed the following:

Senate Bill No. 672—An act to amend section 20 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Senate Bill No. 673—An act to amend section 7 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended;

Also: Senate Bill No. 701—An act defining corporations for the purpose of engaging in international or foreign banking or other international or foreign financial operations or in banking or other financial operations in a dependency or insular possession of the United States, either directly or through the agency, ownership or control of local institutions in foreign countries, or in such dependencies in insular possessions and to act when required by the Secretary of the Treasury of the United States as fiscal agents of the United States; providing for the incorporation, powers and supervision of such corporations, and providing for the licensing by the superintendent of banks of foreign corporations to transact in this State the business of a corporation defined and organized by this act;

Also: Senate Bill No. 716—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in cities of the sixth class;

Also: Senate Bill No. 866—An act to amend section 2 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under state authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 672, 673, 701, 716 and 866 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 26, 1921, passed the following:

Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Super-

visor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of department ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended;

Also: Senate Bill No. 323—An act to amend sections 1610 and 1696 of the Political Code, relating to public schools;

Also: Senate Bill No. 485—An act to add to the Political Code a new section, to be numbered 3467, relating to the power of trustees of reclamation districts, to make rules and regulations for furnishing water for the irrigation of lands in the district, fixing charges and rates for the same, collection of the same, levying assessments for the same on the lands in the district, providing for a special fund kept by the county treasurer in which sums collected for irrigation shall be kept, and providing for the paying out said fund on orders or warrants by the trustees for the costs of irrigation;

Also: Senate Bill No. 560—An act to add a new section to the Penal Code, to be numbered 384*a*, providing for the protection of the Toyon or Christmas red-berry and prescribing penalties for violations of the provisions thereof;

Also: Senate Bill No. 671—An act to amend section 19 of an act entitled, "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of ways in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 319, 323, 485, 560 and 671 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 26 passed Senate Bill No. 285—An act to amend an act entitled "An act to amend the Political Code by repealing sections 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, inclusive, and to enact new sections thereof to be numbered consecutively 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, 3959, 3960, 3961, 3962, 3963, 3964, 3965, 3966, inclusive, relating to the establishment and definition of the boundaries of the counties of the State of California," approved May 24, 1919, by repealing sections 5, 20 and 59 thereof, and by adding to the Political Code three new sections, to be numbered, respectively, 3912, 3927 and 3966, all relating to such county boundaries.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bill No. 285 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 26 passed the following:

Senate Bill No. 114—An act to amend sections 1, 2, 4, 6, 8 and 11 of an act entitled "An act to promote the better education of nurses and the better care of the sick in the State of California, to provide for and regulate the examination and registration of graduate nurses, and to provide for the issuance of certificates of registration as registered nurses to qualified applicants by the State Board of Health, and to repeal an act approved March 20, 1905, entitled 'An act to promote the better education of the practice of nursing the sick in the State of California, to provide for the issuance of certificates of registration as a registered nurse, to qualified applicants of the Board of Regents of the University of California, and to provide penalties for violation thereof,'" approved June 12, 1913, as amended, and to add a new section thereto to be numbered 5½, relative to registration of nurses;

Also: Senate Bill No. 180—An act to amend section 1389 of the Code of Civil Procedure, relating to bonds of executors and administrators;

Also: Senate Bill No. 187—An act to amend section 1669 of the Code of Civil Procedure, relating to payment of taxes before distribution;

Also: Senate Bill No. 248—An act to amend section 856 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 249—An act to amend section 1 of an act entitled "An act to provide for laying out, opening, extending, widening, straightening, or closing up in whole or in part any street, square, lane, alley, court or place within municipalities, and to condemn and acquire any and all land and property necessary or convenient for that purpose," approved March 6, 1889, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 114, 180, 187, 248 and 249 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 25 adopted the following:

Senate Joint Resolution No. 16—Relative to remount appropriation;

Also: Senate Joint Resolution No. 25—Relative to the cooperation of the national government in securing for the American petroleum industry foreign sources of supply.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Joint Resolutions Nos. 16 and 25 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 26 passed Senate Bill No. 957—An act to provide for the promotion, government, operation, dissolution and alteration of the boundaries of fire control districts in this State; for the acquisition of property thereby; for the calling of elections in such districts; for the assessment, levying, collection, custody and disbursement of taxes therein; and for purposes incidental to the main purposes of this act.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bill No. 957 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 26, 1921, passed the following:

Senate Bill No. 795—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation and the disposition of such accusation after full compliance with the terms of probation and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties and fixing their compensation and duties and providing for adult probation boards in certain counties and cities and counties;

Also: Senate Bill No. 931—An act providing that any corporation organized under the laws of the State of California furnishing to members, policy holders or beneficiaries mutual insurance upon the assessment plan, including fraternal benefit societies, may deposit with the Insurance Commissioner securities in trust for the benefit of members, policy holders and beneficiaries whenever the laws of any state of the United States, or of any country foreign to the United States, require such deposit as a prerequisite for transacting business in such other state or foreign country, said deposits to be subject to laws governing deposits of securities by standard insurance companies;

Also: Senate Bill No. 934—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party;

Also: Senate Bill No. 935—An act to add a new section to the Political Code, to be numbered 4041*f*, providing for homes and meeting places for veterans and associations of veterans;

Also: Senate Bill No. 940—An act to amend section 641 of the Civil Code, relating to guarantee stock surplus of building and loan associations;

Also: Senate Bill No. 941—An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of

Coronado in furtherance of navigation, commerce and fisheries and providing for the government, management and control thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 795, 931, 934, 935, 940 and 941 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 26, 1921, passed the following:

Senate Bill No. 492—An act to authorize suits against the State for services rendered to the State or for moneys expended in connection with such services, and regulating the procedure therein;

Also: Senate Bill No. 493—An act establishing and standardizing the weight of loaves of bread and regulating the sale thereof;

Also: Senate Bill No. 597—An act providing for the preparation and filing by county engineers, county surveyors, flood control engineers, road commissioners, city engineers, superintendents of streets, commissioners of public works, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the engineer for any reclamation or irrigation district within the State, or of the Debris Commission, supervising or superintending the construction or improvement of public work within the State, by day's labor or force account, of plans and specifications and estimates of costs prior to the commencement of such work and of a certificate or report showing the completion and costs of such work excepting therefrom emergency and maintenance work and work the cost of which is not more than ten thousand dollars;

Also: Senate Bill No. 703—An act to amend section 1622 of the Political Code, relating to the expenditure of State and county school funds;

Also: Senate Bill No. 729—An act to amend sections 1, 4, 11 and 14 of an act entitled "An act to provide for local improvements upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities, such act to be known as 'The Local Improvement Act of 1901'," which became a law under constitutional provision without the Governor's approval February 26, 1901, relating to taxation for local improvements;

Also: Senate Bill No. 764—An act to amend section 11 of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, and to add three new sections thereto to be numbered 11*a*, 20*a* and 20*b*.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 492, 493, 597, 703, 729 and 764 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 26, 1921, passed the following:

Senate Bill No. 13—An act to amend section 25 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919;

Also: Senate Bill No. 218—An act to amend section 1662 of the Political Code, relating to public school attendance;

Also: Senate Bill No. 272—An act to amend section 19*f* of the Juvenile Court Law, approved June 5, 1915;

Also: Senate Bill No. 297—An act to amend sections 8, 10, 11 and 18½ of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended;

Also: Senate Bill No. 324—An act to amend section 3 and section 3*a* of an act entitled "An act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination of and issuance of certificates to

qualified applicants, with the designation of certified public accountant; and to provide the grade of penalty for violations of the provisions hereof," approved March 23, 1901, as amended, relating to the State Board of Accountancy and the examination of and issuance of certificates to certain applicants;

Also: Senate Bill No. 489—An act to amend section 588 of the Penal Code, relating to negligent, wilful and malicious injuries to, or negligently, wilfully and maliciously draining, diverting or permitting waters to flow or seep into or upon, any State or other public highway or bridge or any public way laid out by authority of law, or bridge upon any such highway or private way.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 13, 218, 272, 297, 324 and 489 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 9, 1921, passed as amended, Senate Bill No. 640—An act to add a new section to the Penal Code, to be numbered section 1374, relating to the payment of the expenses of examination, commitment and maintenance in State hospitals of persons charged with crime—and respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bill No. 640 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 26, 1921, passed as amended, Senate Bill No. 504—An act to amend sections 2, 3, and 7 of an act entitled "An act regulating the sanitation and ventilation in or at camps where five or more persons are employed; and providing a penalty for the violation thereof," approved May 29, 1913, as amended;

Also: Senate Bill No. 635—An act to add a new section to be numbered section 19c34 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 768—An act to add a new section to the Code of Civil Procedure to be numbered 341a, relating to the time for the commencement of actions other than for the recovery of real property;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 504, 635 and 768 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 26, 1921, passed as amended, Senate Bill No. 27—An act to amend section 7 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, and to add a new section to be known and numbered as 8a;

Also: Senate Bill No. 38—An act to amend section 154 of the Penal Code, relating to a debtor's fraudulent removal, disposal or concealment of his property or effects;

Also: Senate Bill No. 40—An act to amend sections 2969 and 2970 of the Civil Code, relating to attachments and executions upon mortgaged personal property;

Also: Senate Bill No. 279—An act to amend section 1770 of the Political Code, relating to county boards of education and their meetings, compensation and expenses;

Also: Senate Bill No. 329—An act requiring that all motor vehicles owned by the State of California or by any board, commission or department thereof, or any of the officers thereof in the discharge of official duties, be suitably marked with the name of the department, by which the same is used and providing penalties for the failure to thus mark vehicles or for the use thereof for other than official purposes connected with the duties of the particular department or political subdivision by which said vehicle is controlled;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 27, 38, 40, 279 and 329 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 26, 1921, passed as amended, Senate Bill No. 26—An act to amend sections 26 and 27 of an act entitled, "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended;

Also: Senate Bill No. 117—An act to provide for the filing of names, marks or other devices used to indicate ownership, providing for certain benefits therefrom, and prescribing penalties for violating the provisions hereof, repealing an act (approved March 21, 1911) entitled "An act to protect the owners of bottles, boxes, siphons and kegs used in the sale of olives, olive oil, salad oil, soda waters, mineral or aerated water, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, white beer or other beverages, repealing 'An act to protect the owners of bottles, boxes, siphons, and kegs used in the sale of soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer, or other beverages,' approved March 31, 1891, also repealing an act to amend an act entitled 'An act to protect the owners of bottles, boxes, siphons, and kegs, used in the sale of soda waters, mineral and aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer or other beverages (approved March 31, 1891) by adding thereto a new section after section 4 thereof relating to deposits, to be numbered as section 5 of said act, by renumbering section 5 of said act as section 6 thereof, and amending the same relating to assignments, and by renumbering section 6 of said act as section 7 thereof,' approved March 5, 1903";

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 26 and 117 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 26, 1921, passed as amended, Senate Bill No. 171—An act to amend sections 172b, 172c and 172d of the Civil Code, relating to the obtaining of orders relative to disposition of property of insane and incompetent persons;

Also: Senate Bill No. 201—An act to promote the development of the California fruit, nut and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits, nuts and vegetables specified therein, and to prevent deception in the packing and sale of fruits, nuts and vegetables, to provide for the certification of fruits and vegetables including the payment of fees, to prescribe penalties for violation of the provisions hereof and to repeal an act entitled "An act to promote the development of the California fruit and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits and vegetables specified therein, and to prevent deception in fruit packages, prescribing penalties for violation of the provisions hereof and making an appropriation for the enforcement of all provisions hereof, and repealing all acts inconsistent herewith," approved May 27, 1919.

Also: Senate Bill No. 389—An act to amend section 12 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business

in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, relating to the terms and conditions upon which corporations may transact business in this State;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Senate Bills Nos. 171, 201 and 389 ordered to unfinished business.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 9—An act to provide for the reforestation, constructing and maintaining of fire lanes and fire trails on the Angeles National Forest, and to make an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1279—An act to add a new section to the Political Code, to be numbered 737*c*, relating to the salaries of superior judges.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 50—An act appropriating money to provide for the grading, paving, curbing, guttering and drainage of that portion of Oxford street, Berkeley, California, fronting upon property of the University of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 80—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings and empowering the State Board of Forestry to receive in the name of the people of the State of California gifts of land and to receive contributions from any source toward the purchase of or the care and maintenance of lands.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 131—An act making an appropriation to pay the claim of the county of Siskiyou against the State of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 154—An act to amend section 758 of the Political Code, relating to the employees of the District Courts of Appeal.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 203—An act to amend section 739 of the Political Code, relating to the salaries of officers connected with the Supreme Court.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 285—An act to amend section 439, and to repeal sections 440 and 441 of the Political Code, relating to employees in the Controller's office.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 305—An act to amend section 11 of an act entitled "An act creating a State Bureau of Criminal Identification and Investigation, providing for its organization and defining its powers and duties and making an appropriation to carry out the provisions hereof, approved March 20, 1905, and repealing an act entitled 'An act to create a State Bureau of Criminal Identification, and providing for the appointment of a director of said bureau, defining his duties and qualifications and powers; providing for the appointment of a clerk of said bureau and fixing his qualifications; fixing compensation of said director and clerk, providing for the manner of paying the same and providing for the expense of conducting the office,' approved May 31, 1917."

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 345—An act providing for establishing, conducting and maintaining agricultural experimental stations in certain parts of San Luis Obispo and Monterey counties by the department of agriculture of the University of California, and making an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 404—An act for the relief of purchasers of school lands.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 412—An act to provide for the prevention of forest fires in the San Antonio Canyon in the San Gabriel Mountains, California, and to make an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 435—An act to provide for the prevention of forest fires in the San Gabriel Canyon in the San Gabriel Mountains, California, and to make an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 436—An act to provide for the prevention of forest fires in the San Dimas Canyon in the San Gabriel Mountains, California, and to make an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 471—An act making an appropriation to pay the claim of Plumas County against the State of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 118—An act to appropriate money from the State Building and Loan Inspection Fund to pay the claim of George S. Walker.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 611—An act appropriating money in furtherance of the objects of the Los Angeles County flood control act.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 627—An act appropriating money to pay the claim of Timothy Hopkins and Kate Felton Neilson, executor and executrix of the estate of Charles N. Felton junior, deceased, against the State of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 780—An act reappropriating money for the purpose of refunding to real estate brokers and salesmen the amounts collected by the State of California under the provisions of chapter 758, statutes of 1917, which chapter was declared unconstitutional by the Supreme Court, and making provision for the disbursement of the moneys so appropriated.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 781—An act appropriating money for the purpose of refunding to real estate brokers and salesmen the amounts collected by the State of California under the provisions of chapter 758, statutes of 1917, which chapter was declared unconstitutional by the Supreme Court, and making provision for the disbursement of the money so appropriated.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 796—An act to authorize and empower the Board of Directors of the California School for the Deaf and the Blind to sell and convey certain property situate in the county of Marin, State of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 883—An act to amend sections 485 and 500 of the Political Code, relating to the appointment and compensation of officers and employees in the office of the State Surveyor General and ex officio register of the State Land Office and to repeal section 486 of said code.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1102—An act to appropriate the sum of thirty thousand dollars to be used in the construction, renewal and repair of works for restraining, impounding and controlling debris resulting from mining operations, natural erosions and other causes, and to provide for the manner of expending such appropriation.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1187—An act to provide for the restoration of the San Diego Mission, appointing a committee therefor, and providing an appropriation to carry this act into effect.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1215—An act to amend section 2 of an act entitled "An act providing for the publication of an index of the laws of California and making an appropriation therefor," approved May 24, 1919.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1247—An act to authorize the State Board of Control to purchase and invest in warrants of the Sacramento and San Joaquin Drainage District.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1349—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather rivers of the State of California, by controlling the floods, removing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1910, and transmitted to the Speaker of the House of Representatives of the United States by the Secretary of War on June 27, 1911, and printed in House of Representatives Document No. 81 of the first session of the sixty-second United States Congress, as modified by the report of said commission submitted February 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee Document No. 5, sixty-third United States Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs; and making an appropriation for such work; and providing for the continuance of such work as provided by section 2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1292—An act to appropriate money to pay the expenses of certain sewer improvements of benefit to the southern branch of the University of California situated in the county of Los Angeles.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1295—An act to provide for the maintenance of schools for the children of migratory laborers in the rural districts of the State and making an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1326—An act to amend section 2210*g* of the Political Code, relating to the receipt and disbursement of moneys for the support and maintenance of the Evergreen Home.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1335—An act to provide for the appointment of a commission to investigate the plan of operation and organization of agricultural colleges in the United States, and to recommend a plan for

the reorganization of agricultural instruction in the State of California, and making an appropriation therefor.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1363—An act to add a new section to the Political Code to be numbered 758*a*, providing for the appointment and compensation of a porter for the First District Court of Appeal.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 497—An act to make an appropriation for the erection of buildings and other improvements for the State Nursery, located near Davis, California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 549—An act making an appropriation for the erection of buildings and improvements for a summer school branch of the Chico State Normal School at Sisson, Siskiyou County.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 384—An act to amend sections 2, 4, 6, 19 and 21 of an act entitled "An act to provide for and regulate municipal elections in cities of the fifth and sixth class," approved May 27, 1919.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 572—An act to amend section 1596 of the Political Code, relating to school election precincts and officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 280—An act to amend sections 1 and 5 of an act entitled "An act to provide for and regulate the deposit of county and municipal moneys in banks and banking corporations, limiting the amount of public moneys that may be deposited therein, and providing a penalty for the illegal deposit and use thereof," approved March 23, 1907, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1354—An act to amend section 31*a* of an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, designated the "Bank Act," relating to the consolidation of banking corporations.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1055—An act to authorize and regulate the practice of osteopathic physicians and osteopathic physicians and surgeons; to establish a Board of Osteopathic Examiners, to provide for their appointment and prescribe their powers and duties; to establish the preliminary and professional educational requirements of applicants for license, and the rights and duties of those licensed; to provide penalties for the violation of this act and to repeal all acts and parts of acts in conflict with this act.

AMENDMENTS FROM THE FLOOR.

During second reading of the bill, the following amendments were offered, and their adoption moved by Senator Carr, F. M.:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, as amended in Assembly March 24, 1921, between the words "heretofore" and "issued" insert "issued between May 1, 1907, and August 10, 1913."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 19, of the printed bill, after the word "who" insert the following: "present evidence that in addition to a high school diploma or its equivalent they have completed a course which includes at least two years of work of college grade in each of the subjects of physics, chemistry and biology, and who".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, line 1, of the printed bill, after the word "of" strike out the word "an" and insert in lieu thereof the words "a written".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 27, of the printed bill, strike out the brackets and insert in lieu thereof the following: "(f) For examination in anesthetics, antiseptics, germicides, parasiticides, narcotics and antidotes, ten dollars".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 3, line 22, of the printed bill, after the word "practice" insert the following: ", including dermatology and syphilis, genitourinary diseases, nervous and mental diseases, infectious diseases, heart and lung diseases, alimentary diseases, diseases of the bones and joints, nonsurgical ophthalmology, otology, rhinology and pediatrics."

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 3, line 24, of the printed bill, after the word "diagnosis" strike out the word "and" and insert in lieu thereof comma.

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 3, line 25, of the printed bill, after the word "orthopedics" insert the words "and anethesiology".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 4, line 13, of the printed bill, following the word "to" strike out the following: "January 1, 1921", and insert in lieu thereof the following: "August 10, 1913".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 4, line 17, of the printed bill, after the words "to the" insert the word "written".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 4, line 18, of the printed bill, following the word "act" insert the following: "and a written examination in anesthetics, antiseptics, germicides, parasiticides, narcotics and antidotes".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 5, line 7, of the printed bill, after the word "practice" strike out the words "as a physician".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 5, line 8, of the printed bill, following the word "surgery" strike out the comma.

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 5, line 20, of the printed bill, following the word "to" strike out the words "a practitioner" and insert in lieu thereof the words "an osteopathic physician".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 6 of the printed bill, after line 16 add the following: (*h*) Practicing outside of the scope of the licenses issued hereunder,".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 2, line 5, of the printed bill, after the period after the word "antidotes" insert the following: "(*d*) All holders of unrevoked licenses to practice osteopathy issued prior to May 1, 1907, shall be admitted to a written examination in the following subjects: anesthetics, antiseptics, germicides, parasiticides, narcotics and antidotes; and on the successful passing of such written examination shall be issued the osteopathic physician certificate herein provided."

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 5, line 44, of the printed bill, as amended in Assembly March 24, 1921, after the word "shall" insert a comma and the following: "subject to the limitations of their respective certificates to practice as provided herein,".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 790—An act to amend sections 2, 32, and 36 of an act entitled "An act providing for the incorporation of public utility districts by municipalities and unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers," approved May 27, 1915.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 898—An act to amend section 2 of an act entitled "An act to amend the title and sections 1, 5, and 6, and to repeal section 3 of an act entitled 'An act providing for the supervision and regulation

of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; providing for the issue by incorporated cities and towns, cities and counties, and counties of permits for the operation of such automobiles, jitney busses, auto trucks, stages and auto stages; empowering incorporated cities and towns, cities and counties, and counties to enact ordinances for the supervision and regulation of automobiles, jitney busses, auto trucks, stages and auto stages and providing penalties for the violation of such ordinances; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts and parts of acts inconsistent with the provisions of this act,' approved May 10, 1917," approved May 13, 1919.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1305—An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 723—An act to repeal an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; to prevent the sale of goods, wares and merchandise by false weight or measure; authorizing counties, incorporated cities, incorporated towns, and incorporated cities and counties of the State of California to appoint sealers of weights and measures and to define the powers and duties of such sealers; to provide penalties for violation of the provisions of this act relating to the foregoing and for the admission in evidence of copies of the State's standard of weights and measures furnished under the provisions of this act," approved March 18, 1911.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 724—An act to repeal an act entitled "An act creating and establishing a commission for investigating and gathering data and information concerning the subjects of forestry, water, the use of water, water power, electricity, electrical and other power, mines and mining, mineral and other lands, dredging, reclamation and irrigation and for revising, systematizing and reforming the laws of this State upon, concerning, regarding or appertaining to these said subjects; providing for the appointment of said commission to be known as the "Conservation Commission of the State of California"; prescribing the powers and duties of said commission and its members and providing for the

expenses of said commission and appropriating money therefor," approved April 8, 1911.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 495—An act to repeal sections 2993 and 2994 of the Political Code, relating to vaccine agents.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 716—An act to repeal an act entitled "An act to enlarge the powers of the State Board of Forestry and to provide for the expenses of said board," approved March 7, 1887.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 717—An act to repeal an act entitled "An act to provide for the removal of the mineral cabinet from the State Library," approved March 9, 1887.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 718—An act to repeal an act entitled "An act to promote the better education of practitioners of nursing the sick in the State of California, to provide for the issuance of certificates of registration as a registered nurse to qualified applicants by the Board of Regents of the University of California, and to provide penalties for violation hereof," approved March 20, 1905.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 719—An act to repeal an act entitled "An act to create a Bureau of Highways, and prescribe its duties and powers, and to make an appropriation for its expenses," approved March 27, 1895.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 720—An act to repeal an act entitled "An act to establish a State Lunacy Commission, to provide a uniform government and management of the State hospitals for the insane, and to provide for the care, custody, and apprehension of persons believed to be insane, and the commitment of insane persons, and providing for the transfer of unexpended appropriations of moneys and properties," approved March 31, 1897.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 721—An act to repeal an act entitled "An act to promote the horticultural interests of the State by providing county boards of horticulture, and repealing the act entitled 'An act to protect and promote the horticultural interests of the State,' approved March 14, 1881, and certain acts amendatory thereof, approved March 19, 1889, and March 31, 1891," approved March 31, 1897.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 722—An act to repeal an act entitled "An act to insure the better education of practitioners of dental surgery, and to regulate the practice of dentistry in the State of California, providing

penalties for the violation hereof, and to repeal an act now in force relating to the same and known as 'An act to insure the better education of practitioners of dental surgery and to regulate the practice of dentistry in the State of California, approved March 12, 1885,'" approved March 23, 1901.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1346—An act to repeal an act entitled "An act to regulate the issuance of bonds of school districts in cities of the fifth class, and school districts partly within and partly without such cities of the fifth class," approved March 20, 1909.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 363—An act to repeal an act entitled "An act creating a State Commission on Voting or Balloting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting or ballot machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the result at such elections; and providing for the punishment of all violations of the provisions of this act," approved March 20, 1903, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 364—An act to repeal an act entitled "An act to provide a State Hospital and Asylum for Miners," approved March 14, 1881.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 365—An act to repeal chapter I of title VII of part III of the Political Code, relating to immigration.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 366—An act to repeal an act entitled "An act to regulate the practice of pharmacy and sale of poisons in the State of California," approved March 15, 1901.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 368—An act to repeal an act entitled "An act to provide for a State Board of Arbitration for the settlement of differences between employers and employees, to define the duties of said board, and to appropriate the sum of twenty-five thousand dollars therefor," approved March 10, 1891.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 369—An act to repeal an act entitled "An act authorizing and providing for an investigation and report upon the matter of revenue and taxation, and making an appropriation therefor," approved May 10, 1915, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 370—An act to repeal an act entitled "An act to provide for analyzing the minerals, mineral waters, and other liquids, and the medicinal plants of the State of California, and of foods and drugs, to prevent the adulteration of the same," approved March 9, 1885.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 373—An act to repeal an act entitled "An act authorizing the Governor to appoint a commission to investigate and advise the Legislature concerning the adoption of a system of social insurance, and to make a report to the forty-third session of the Legislature and making an appropriation therefor," approved May 14, 1917.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 633—An act to amend section 3756 of the Political Code, relating to the collection of taxes.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 651—An act to amend section 3820 of the Political Code, relating to collection of taxes by assessor.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 715—An act to amend section 1747 of the Political Code, relating to taxation for bonds.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 784—An act to amend section 3881 of the Political Code, relating to correction of errors in assessment book.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 788—An act to amend section 3804*a* of the Political Code, relating to cancellation of taxes.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 804—An act to amend section 1 of an act entitled "An act authorizing counties, cities and counties and municipalities to levy taxes necessary to pay principal and interest on bonds authorized and unsold at the time the annual tax levy is made," approved June 4, 1913.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 936—An act to add a new section to the Political Code to be numbered 3681*a*, relating to the enforcement of the collection of delinquent taxes.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 179—An act to amend section 501 of the Political Code, relating to fees to be charged by the register of the State Land Office.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 508—An act to amend section 920 of the Political Code, relating to contracts made by officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1101—An act to amend section 528 of the Political Code, relating to the duties of the State Printer in connection with the laws of the State.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 355—An act to repeal an act entitled "An act providing for the examination, certification and registration of plumbers, prescribing powers and duties of the State Board of Health in reference thereto, and penalties for a violation of the provisions hereof," approved April 6, 1917.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 356—An act to repeal an act entitled "An act for the regulation of the practice of medicine and surgery in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation," which became a law without the Governor's approval February 27, 1901.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 357—An act to abolish the committee to investigate the date of the discovery of gold appointed under the provisions of Assembly Concurrent Resolution No. 15, filed with the Secretary of State April 19, 1917.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 358—An act to repeal article XV of chapter III of title I of part III of the Political Code, relating to inspectors of gas meters.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 361—An act to repeal an act entitled "An act to establish the California State Reformatory; to provide for purchase of land therefor, and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor," approved April 24, 1911.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 362—An act to repeal an act entitled "An act to provide for the obtainment, preservation, and distribution of vaccine matter," approved March 27, 1852.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 136—An act to amend an act entitled an act authorizing and providing for suits for the collection of delinquent taxes upon personal property, approved March 13, 1903.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 274—An act creating a Board of Retirement to keep, invest, maintain and control a certain fund for the payment of benefits and annuities to the officers and employees of the Napa State Hospital, Stockton State Hospital, Agnews State Hospital, Mendocino State Hospital, Southern California State Hospital, Norwalk State Hospital, the Sonoma State Home, San Quentin State Prison, and Folsom State Prison; providing for the creation of said fund, investments thereof, the payments to be made therefrom, and for the general government of said Board of Retirement.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the title, strike out the words "and Folsom State Prison;" and insert in lieu thereof the following: "Folsom State Prison, Preston School of Industry and Whittier State School;".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3, line 7, of the printed bill, strike out the word "thereof" and insert in lieu thereof the words "of his service was."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 4, line 22, of the printed bill, strike out the words "and the Folsom State Prison.", and insert in lieu thereof "Folsom State Prison, Preston School of Industry and the Whittier State School."

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 4, line 20, of the printed bill, before the word "California" insert the word "southern".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 4, after line 22, of the printed bill, insert a new paragraph, reading as follows:

"SEC. 17. The provisions of this act shall not apply to teachers coming under the provisions of "An act to provide for the payment of retirement salaries to public school teachers in this State; creating a Public School Teachers' Retirement Salary Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," as approved May 9, 1919.

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 300—An act providing for the appointment of a board to investigate sites for the location of an agricultural school or college in Southern California, and providing for filing of a report by such board.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 38—An act providing for the suppression, eradication and control of tuberculosis among cattle.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 940—An act to regulate the business of selling live stock at public auction and requiring live stock auctioneers to obtain a license and to execute a bond to the State of California, and providing penalties for violation of this act, and repealing acts in conflict herewith.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 475—An act to amend section 15 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 777—An act to amend section 73 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended, relating to the liability of officers by adding a new section thereto to be numbered section 15*a*, relating to acquiring distribution ditches.

Bill read second time, and ordered on file for third reading

Assembly Bill No. 1117—An act to amend section 17 of an act entitled "An act providing for the organization of water districts by the board of supervisors of different counties of the State upon petition therefor by the land owners; providing for the joint government and control thereof by the land owners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing that said bonds may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased, or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power," approved June 13, 1913, as amended, and to add two new sections to said act to be numbered 1*a* and 2*a*, relating to the formation of such districts and the payment of the costs thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 276—An act to amend sections 3764, 3771 of the Political Code, relating to the publication of the notice of sale and the sale of properties for delinquent taxes, and to add a new section to the Political Code, to be known as section 3771*a*, relating to the same subject.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2, line 8, of the printed bill, strike out the words "during the month of publication but".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 4, line 4, of the printed bill, after the comma insert the words "the tax collector shall,".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 4 of the printed bill at the end of line 5 and beginning of line 6 strike out the words "the tax collector shall".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 632—An act to authorize assessors and tax collectors to accept checks, bank drafts and money orders in payment of taxes, subject to the due honor thereof and relating to the manner of making collection thereon and settlement with the county treasurer therefor and to the reimbursement for any dishonored checks, drafts or money orders.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Amend the title by striking out all after the word "therefor" in the fifth line of the title.

On page 1, line 1, of the printed bill, strike out all of line 1 after the word "collector", all of lines 2 to 22, on page 1, and all of page 2, and insert in lieu thereof the following: "for any city, city and county, or county may in their discretion accept bank checks and drafts, and express and post office money orders in payment of any tax, assessment or license.

SEC. 2. The acceptance, however, of any check, draft, or money order shall be subject to collection, and shall constitute a payment of the tax, assessment or license for the payment of which it was tendered only when it shall have been duly honored and paid.

If, on due presentment, any check, draft, or money order so accepted shall for any reason be not honored or paid, any record of payment that may have been made on any official record because of the acceptance of such check, draft or money order, shall be cancelled, and the tax, assessment or license shall stand as a charge and lien just as though no credit had been given or payment attempted. For the purpose of making certain such cancellation the officer accepting any check, draft or money order shall make whatever memoranda may be necessary to enable him to make the proper cancellation upon the return without payment of any check, draft or money order.

SEC. 3. The assessor or tax collector accepting checks, drafts or money orders as in this act provided shall deposit the same daily with a bank or banks for collection, and receive therefrom cashier's checks from the bank or banks in an amount equal to the total deposits made. Such cashier's check or checks shall be deposited with the county treasurer as is the cash received by the assessor or tax collector in

payment of taxes, assessments or licenses. If thereafter any check, draft or money order be returned unpaid to the bank with which it was deposited by the officer accepting the same, such bank shall return such unpaid check, draft or money order to the officer who deposited the same; and if said amount had been included in any cashier's check given by said bank, such bank shall be entitled to a refund in the amount of such unpaid check, draft or money order.

SEC. 4. Whenever a cancellation of a credited payment shall be made in accordance with section 2 of this act, the officer making such cancellation shall make a record thereof in a book to be kept by him for that purpose. He shall immediately give to the person who attempted to make payment by such unpaid check, draft or money order a notice of the cancellation of the payment by mailing the same to him at the address given on such check, draft or money order. The validity of any tax assessment or license or of any penalties accruing thereto shall not be affected by any failure to give or irregularity in giving such notice.

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 986—An act to amend section 3804 of the Political Code, relating to erroneously collected taxes.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 2, of the printed bill, strike out the word "thirteen" and insert in lieu thereof the word "three".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 480—An act to provide for the organization and government of irrigation districts and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts and, also, to provide for the distribution of water for irrigation purposes.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended April 19, 1921, strike out line 20 and the words "provisions of this act" in line 21, and insert in lieu thereof the following: "government of an irrigation district organized or reorganized under the provisions of this act (except the election provided for in section 4 hereof)".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 strike out lines 5 to 8, inclusive, and insert in lieu thereof the following: "to one vote at each such election, which vote may be cast in person or by proxy, and a".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 2, in line 15, strike out the words "The assessment roll herein", also strike out line 16 and the words "person so assessed" in line 17, and insert in lieu thereof the following:

"The next preceding assessment roll of the county shall be prima facie evidence of the right of a land owner".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 1205—An act to amend section 339 of the Penal Code, relating to registers to be kept by pawnbrokers.

Bill read second time, and ordered on file for third reading

Assembly Bill No. 892—An act to amend section 15*a* of the Juvenile Court Law, approved June 15, 1915, as amended, relating to the citation issued upon filing of petition.

Bill read second time, and ordered on file for third reading

Assembly Bill No. 893—An act to amend section 224 of the Civil Code, relating to adoption.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 159—An act to enforce the attendance of witnesses in criminal cases in foreign states and territories.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1360—An act to amend section 10 of an act entitled, "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1147—An act to add a new section to an act entitled "An act to provide for public cemetery districts," approved March 6, 1909, as amended, to be numbered 1*a*, relating to cemetery districts.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1040—An act to add a new section to the Civil Code to be numbered 3051*a*, fixing a limit on the amount of a lien on property held under the provisions of section 3051 of said code.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 266—An act to amend section 649 of the Code of Civil Procedure, relating to bill of exceptions upon appeal in civil cases.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 267—An act to amend section 650 of the Code of Civil Procedure, relating to bill of exceptions upon appeal in civil cases.

AMENDMENT FROM THE FLOOR

During second reading of the bill, the following amendment was offered and its adoption moved by Senator Carr, F. M.:

AMENDMENT NUMBER ONE.

In line 38, page 2, of the printed bill, strike out the period and insert in lieu thereof the following: "as part of the transcript on appeal under such rules as may be prescribed by the Supreme Court of the State of California."

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 605—An act to repeal section 25 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1222—An act to amend section 1766 of the Code of Civil Procedure, relating to restoration to capacity of insane persons.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1333—An act to amend section 2 of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 403—An act prescribing the conditions under which poor persons may commence, maintain or defend actions and providing for the payment of court costs and fees in actions commenced, maintained or defended by poor persons.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 577—An act to amend section 591 of the Penal Code, relating to injuries to telegraph and telephone lines.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 628—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths; the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices

of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, and as amended May 18, 1917, and also amended May 13, 1919, by adding a new section thereto, to be numbered 11*a*, providing that whenever an undertaker receives a human body with instructions to cremate the same, he shall obtain permission from the coroner so to do.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1253—An act to amend section 626 of the Penal Code, relating to the protection of fish and game.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1093—An act to amend section 626*m* of the Penal Code of the State of California, relating to the protection of fish and game.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 35—An act to prohibit the use of nets, seines, traps or weirs, in the Napa River, Petaluma Creek, and their tributaries, in the counties of Sonoma, Napa and Solano.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 238—An act to amend section 628*f* of the Penal Code of the State of California, relating to the protection of fish and game.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 260—An act to amend section 14½ of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1015—An act to amend section 628*c* of the Penal Code, relating to fish and game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, in line 7, strike out the words: "within the period of five years".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed bill, following the word "sale" insert the following: "or who has in his possession more than fifty pounds of".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 395—An act appropriating money to pay the claim of Annie De Vere Shields against the State of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 22—An act to add a new section to the Political Code, to be numbered 737*p*, relating to salaries of judges of the superior court in Stanislaus County.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out the word "court" and insert in lieu thereof the word "courts".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, strike out the word "county" and insert in lieu thereof the word "counties".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 5, of the printed bill, after the word "Stanislaus" insert the words "Glenn and Tehama".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 1092—An act to amend section 626*f* of the Penal Code, relating to the protection of game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended March 31, 1921, in line 10, following the word "two", insert the words: "two and one-half".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, in lines 11 and 12, of the amended printed bill, strike out the words "first day of October and the fourteenth day of August" and insert in lieu thereof: "fifteenth day of September and thirty-first day of July,".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 10, of the amended printed bill, after the word "two" insert a comma and the following: "two and one-half".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 418—An act to add a new section to the Political Code, to be numbered 738*d*, relating to salaries of superior judges in Tulare County.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the word "court" and insert in lieu thereof the word "courts".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, strike out the word "county" and insert in lieu thereof the word "counties".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 5, of the printed bill, after the word "Tulare" insert the words "Solano and Napa".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 590—An act to require railroad companies when operating engines accompanied by tenders of insufficient clearance between the overhang of the roof of the cab and the top of the tender to provide a safe clearance by cutting out an opening in the overhanging roof of the cab so as to enable the engineman safely to go from the cab of the engine to the top of the tender; and providing a penalty for the violation thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 544—An act to require railroad companies operating within any part of this State to provide and equip certain engine cabs with handrails and footboards for the safety and protection of railroad employees; and providing a penalty for the violation thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 842—An act to add to an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of work for the irrigation of lands embraced within such districts and also to provide for the distribution of water for irrigation purposes," approved March 31, 1897, sections to be numbered and designated 1*a* and 34*a*.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 6 of the title strike out the word "sections" and insert in lieu thereof the words "a new section".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 7 of the title strike out the words "one a and".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 16, of the printed bill, insert after the word "rights" a comma.

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 17, of the printed bill, strike out the words "the act" and insert in lieu thereof the words "this act".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 1, line 18, of the printed bill, strike out the words "all real estate in this" and insert in lieu thereof the following: "real estate in the".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 5 of the printed bill strike out all from line 1 to line 8, inclusive.

Amendment adopted.
Bill read second time, ordered to print, and third reading.

Assembly Bill No. 1024—An act to repeal section 288*a* of the Penal Code, and to add thereto a new section, to be numbered 288*a*, prohibiting sex perversions and prescribing a penalty for violation of the provisions hereof.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out all of lines 6 to 14, inclusive, and insert in lieu thereof the following:
"288*a*. Any person participating in the act of copulating the mouth of one person with the sexual organ of another is punishable by imprisonment in the State Prison for not exceeding fifteen years."

Amendment adopted.
Bill read second time, ordered to print, and third reading.

Assembly Bill No. 910—An act to provide for the investigation by the State of California of the possibilities of the storage, control and diversion of water for public use and public protection in the State of California, and making an appropriation for said purpose.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed amended bill, strike out the word "engineer" and insert in lieu thereof the words "engineering department".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 10, of the printed amended bill, strike out the word "engineer" and insert in lieu thereof the words "engineering department".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 16, of the printed amended bill, strike out the word "engineer" and insert in lieu thereof the words "engineering department".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 17, of the printed amended bill, strike out the words "to examine and by approval" and insert in lieu thereof the following: "that the general plan of the maximum navigable, useful, water, distribution and sanitary use of all the waters of the State".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 1, of the printed amended bill, strike out the words "The State Engineer" and insert in lieu thereof the following: "In carrying out the provisions of this act the State Engineering Department".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, line 3, of the printed amended bill, strike out the word "(3)" and insert in lieu thereof the word "(3)".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, line 4, of the printed amended bill, strike out the period and insert in lieu thereof the following: ", and to cooperate with any department, bureau, office, section or board of the United States or of any State or commission or officer thereof, municipality, corporation, company, person, association, or body politic or corporate, in relation to water storage, the regulation, conservation, distribution or flood control thereof, or in relation to the development of hydro-electric power; or with any interested owner of water, whether it be a municipality, corporation, company, person, association, or body politic or corporate, in relation to the engineering investigations or engineering work undertaken to ascertain, develop and use such waters of which such owner is entitled to the use; and the State Engineering Department is hereby empowered to accept, receive and use such funds of persons, corporations, or of the United States, municipal districts, municipalities, districts, water and conservation districts or any political subdivisions of the State of California for the purpose of cooperating in the work aforesaid and carrying out the purposes of this act".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 2, line 6, of the printed amended bill, strike out the word "Engineer" and insert in lieu thereof the words "engineering department".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 2, line 7, of the printed amended bill, strike out the words "his judgment he" and insert in lieu thereof the words "its judgment it".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 2, line 14 of the printed amended bill, strike out the word "five" and insert in lieu thereof the word "two".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 2, line 17, of the printed amended bill, strike out all of line 17 and all of line 18, and insert in lieu thereof the following:

"SEC. 8. This act shall not in any way be construed so as to deprive persons, corporations, or districts of vested rights.

SEC. 9. Any section or portion of a section of any act, statute or law of the State of California in conflict with the provisions of this act is hereby repealed."

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 1126—An act to provide for the inspection, classification, regulation and licensing of warehouses and other enclosures where agricultural products are stored, providing penalties for violations hereof, and making an appropriation therefor.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 7, line 32, of the printed bill, after the comma following the word "necessary" insert the following: "it being understood that when a fund of twenty-five thousand dollars shall be accumulated the appropriation shall be returned to the State of California; *provided*, the fund shall not at any time be so reduced as to impair the working of this act".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 786—An act making an appropriation for the construction and maintenance of fire lanes and trails on the mountains composing the watersheds of Los Angeles County.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out the period after the word "county" and insert in lieu thereof the following: "which are not included within the area of a national forest."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 15, of the printed bill, after the word "county" insert the following: "which are not included within the area of a national forest".

Amendment adopted.

Assembly Constitutional Amendment No. 11 ordered to print.

AMENDMENT NUMBER THREE.

On page 2 of the printed bill after line 9 insert the following: "Any part of the sums hereby appropriated may, with the consent of the governing body thereof expressed by resolution, be expended within the limits of any municipal corporation."

Amendment adopted.

Bill read second time, ordered to print, and third reading.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT (OUT OF ORDER).

Senator Johnson asked for and was granted unanimous consent to take up Assembly Constitutional Amendment No. 4 for reading at this time, out of the regular order, for the purpose of amendment.

Assembly Constitutional Amendment No. 4—Relative to recognition of the services rendered by soldiers, sailors and marines to their country in time of war.

Constitutional amendment read.

COMMITTEE AMENDMENT.

During reading of the constitutional amendment, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, as amended on April 13, after the words "United States" insert the following: "or as a nurse in the service of the American Red Cross, or in the Army or Navy Nurse Corps."

Amendment adopted.

Assembly Constitutional Amendment No. 4 ordered to print.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER ELEVEN—(OUT OF ORDER).

Senator Ingram asked for and was granted unanimous consent to take up Assembly Constitutional Amendment No. 11 for reading at this time, out of the regular order, for the purpose of amendment.

Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California, to amend the constitution of said State by adding a new section to article XI thereof, to be numbered 20, relating to counties, municipal corporations and improvement districts.

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, in line 2, strike out the word "third" and insert in lieu thereof the word "fourth".

Amendment adopted.

Assembly Constitutional Amendment No. 41 ordered to print.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, in line 3, strike out the word "sixth" and insert in lieu thereof the word "third"; also strike out the figures "1919" and insert in lieu thereof the figures "1921".

Amendment adopted.

Assembly Constitutional Amendment No. 11 ordered to print.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT NUMBER FORTY-ONE—(OUT OF ORDER).

Senator Rominger asked for and was granted unanimous consent to take up Constitutional Amendment No. 41 for reading at this time, out of the regular order, for the purpose of amendment.

Assembly Constitutional Amendment No. 41—Proposed amendment to add a new section to article XI of the constitution, relative to author-

izing the State or municipal corporations or political subdivisions thereof, to provide water, electric energy, or protection from flood, by utilizing, or controlling, the waters of any stream situate outside this State, or partly within and partly without this State.

Constitutional amendment read.

COMMITTEE AMENDMENTS.

During reading of the constitutional amendment, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In the fourth line of the title of the printed constitutional amendment strike out the word "twenty" and insert in lieu thereof the following: "nineteen *a*".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed constitutional amendment, strike out the word "twenty" and insert in lieu thereof the following: "nineteen *a*".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 9, of the printed constitutional amendment, after the word "any" insert the word "district" and a comma.

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 2, line 9, of the printed constitutional amendment, after the word "any" insert the word "district" and a comma.

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, line 40, of the printed constitutional amendment, after the word "any" at the end of the line insert the word "district" and a comma.

Amendment adopted.

Assembly Constitutional Amendment No. 41 ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Crowley asked for and was granted unanimous consent to take up Assembly Bill No. 1204 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 1204—An act to provide for the regulation of the sale of cold storage meat imported into the United States; authorizing the State Department of Agriculture to prescribe rules and regulations for the enforcement of this act, and providing penalties for the violation thereof.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Crowley moved to refer Assembly Bill No. 1204 to Senator Carr, F. M., as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

Strike out all of line 1 of the title of the printed bill as amended March 28, 1921, following the word "act", all of lines 2 to 5, both inclusive, and insert in lieu thereof

the following: "to provide for the inspection of foreign cold storage meat sold or offered for sale within the State of California for purposes of human consumption; authorizing the Director of Agriculture to prescribe rules and regulations for the enforcement of this act and providing penalties for the violation thereof."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill as amended March 28, 1921, in line 2 strike out the words "except importers."

AMENDMENT NUMBER THREE.

On page 1 of the printed bill as amended March 28, 1921, strike out line 6 following the word "without", all of lines 7 to 21, both inclusive, and all of line 22 preceding the word "wholesaler", and insert in lieu thereof the following: "having submitted all such meat for inspection and examination at port of entry. The Director of Agriculture shall cause all such meat to be inspected upon arrival, and shall establish such bacteriological or chemical standards as he shall deem proper to determine the wholesomeness and fitness of such meat for human consumption; any meats found unfit for human consumption shall be marked conspicuously with the words "unfit for human consumption" and the sale thereof for human food is hereby prohibited. All meats inspected and passed for food as provided in this act shall be marked with a tag of such size and design as shall be promulgated by the rules and regulations established by the Director of Agriculture for the enforcement of this act, and shall bear the words "foreign cold storage meat inspected and passed by the State Department of Agriculture." Such tag shall not be removed until the meat is cut for retail, and meats so tagged shall at all times be subject to reinspection.

SEC. 2."

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill as amended March 28, 1921, strike out all of line 1 following the word "to" and insert in lieu thereof the following: "forward by registered mail to the".

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill as amended March 28, 1921, strike out all of line 2 following the words "agriculture" and all of line 3 preceding the word "sales" and insert in lieu thereof the following: "a certified statement on the first day of July, October, January and April of all".

AMENDMENT NUMBER SIX.

On page 2, line 4, of the printed bill as amended March 28, 1921, after the word "corporations" insert the following: "during the last preceding three months".

AMENDMENT NUMBER SEVEN.

On page 2 of the printed bill as amended March 28, 1921, strike out the figure "2" in line 7 and insert in lieu thereof the figure "3".

AMENDMENT NUMBER EIGHT.

On page 2, line 13, of the printed bill as amended March 28, 1921, after the period insert the following:

"All such licenses shall expire on June 30 of each year, and may be issued in periods of one year or less than one year, on payment of a proportionate part of the license fee herein mentioned; *provided*, that no license shall be issued for a period of less than three months." Also, on page 2, line 14, change the figure "3" to "4".

AMENDMENT NUMBER NINE.

On page 2 of the printed bill as amended March 28, 1921, strike out the comma in line 16 and insert in lieu thereof the following: "and prescribe such inspection fees as may be required to defray the actual cost of such inspection".

AMENDMENT NUMBER TEN.

On page 2 of the printed bill as amended March 28, 1921, strike out the figure "4" in line 22 and insert in lieu thereof the figure "5".

AMENDMENT NUMBER ELEVEN.

On page 2 of the printed bill as amended March 28, 1921, after line 25 insert the following:

"SEC. 6. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof,

irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 1204, with instructions to amend, respectfully reports the same back, amended as per instructions.

CARR, F. M., Special Committee.

Report read, and on motion of Senator Crowley adopted.
Bill ordered to print.

UNFINISHED BUSINESS.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 635—An act to add a new section to be numbered section 19*x* 34 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER SIX HUNDRED THIRTY-FIVE.

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, line 18, after the word "hundred" insert the word "fifty".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, after line 20, add the following:

"SEC. 2. The provisions of this act, so far as they are substantially the same as existing statutes governing counties of this class, must be construed as continuations thereof and not as new enactments; and nothing in this act contained shall be deemed to shorten or extend the term of office or employment of any person holding office or employment under the provisions of such statutes."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 635?

The roll was called, and Assembly amendments to Senate Bill No. 635 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson,

Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.

NOES—None.

Senate Bill No. 635 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 640—An act to add a new section to the Penal Code, to be numbered section 1374, relating to the payment of the expenses of examination, commitment and maintenance in State hospitals of persons charged with crime.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER SIX HUNDRED FORTY.

AMENDMENT NUMBER ONE.

On page 1, line 18, after the comma following the word city insert the following: "city and county,".

AMENDMENT NUMBER TWO.

On page 1, line 18, after the period following the word "him" insert the following: "It shall be the duty of the district attorney, in the name of the county, or city and county to commence proceedings for the collection of the same."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 640?

The roll was called, and Assembly amendments to Senate Bill No. 610 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, and Slater—26.

NOES—None.

Senate Bill No. 640 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 504—An act to amend sections 2, 3, and 7 of an act entitled "An act regulating the sanitation and ventilation in or at camps where five or more persons are employed; and providing a penalty for the violation thereof," approved May 29, 1913, as amended.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER FIVE HUNDRED FOUR.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 12, strike out the word "metal" and insert in lieu thereof the word "material".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out that portion of line 14 following the period, also strike out lines 15 to 20, inclusive, and insert in lieu thereof the following:

"A clear space of at least twenty inches extending from the floor to the ceiling or roof of any bunk house, tent or other sleeping place, must be allowed between each bed or bunk in any bunk house, tent or sleeping place. Upon request of an employee he must be supplied with a mattress or some equally comfortable bedding for which a reasonable charge may be made, the same to be deducted from his wages. When straw or other substitute for a mattress is used a container or tick must be provided."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 504?

The roll was called, and Assembly amendment to Senate Bill No. 504 concurred in by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—27.

NOES—None.

Senate Bill No. 504 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 768—An act to add a new section to the Code of Civil Procedure to be numbered 341*a*, relating to the time for the commencement of actions other than for the recovery of real property.

ASEMBLY AMENDMENTS TO SENATE BILL NUMBER SEVEN HUNDRED SIXTY-EIGHT.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out lines 4, 5, 6, 7, 8, 9 and 10, and insert in lieu thereof the following:

"341*a*. All civil actions for the recovery of personal property, wearing apparel, trunks, valises or baggage alleged to have been left at a hotel, boarding house, lodging house or apartment house, shall be begun within ninety days from and after the date of the departure of the owner of said personal property, wearing apparel, trunks, valises or baggage from said hotel, boarding house, lodging house or furnished apartment house."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill strike out all of section 2.

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 768?

The roll was called, and Assembly amendments to Senate Bill No. 768 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Rominger, Rush, Sample, Shearer, and Slater—26.

NOES—None.

Senate Bill No. 768 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 38—An act to amend section 154 of the Penal Code, relating to a debtor's fraudulent removal, disposal or concealment of his property or effects.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER THIRTY-EIGHT.

AMENDMENT NUMBER ONE.

Amend by striking out lines 3 to 11, inclusive, and inserting in lieu thereof the following:

"154. Every debtor who fraudulently removes his property or effects out of this State, or fraudulently sells, conveys, assigns or conceals his property with intent to defraud, hinder or delay his creditors of their rights, claims or demands, is punishable by imprisonment in the county jail not exceeding one year, or by fine not exceeding five thousand dollars, or by both; *provided, however*, that where the property so removed or sold or conveyed or assigned or concealed, consists of a stock in trade or a part thereof, of a value exceeding one hundred dollars, the offense shall be a felony and punishable as such."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 38?

The roll was called, and Assembly amendment to Senate Bill No. 38 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Flaherty, Harris, Hart, Ingram, Irwin, Johnson, Lyon, Nelson, Osborne, Otis, Rominger, Rush, Sample, Shearer, and Slater—23.

NOES—None.

Senate Bill No. 38 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 40—An act to amend sections 2969 and 2970 of the Civil

Code, relating to attachments and executions upon mortgaged personal property.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER FORTY.

AMENDMENT NUMBER ONE.

Strike out all after the enacting clause and insert in lieu thereof the following:

"SECTION 1. Section 2969 of the Civil Code is hereby amended to read as follows:

2969. Before the property is so taken, the officer must pay or tender to the mortgagee the amount of the mortgage debt and interest, or must deposit the amount thereof with the county clerk or treasurer, payable to the order of the mortgagee; *provided, however*, that when an attachment or execution creditor presents to the officer a verified statement that the mortgage is void or invalid for reasons therein specified and delivers to the officer a good and sufficient indemnity bond in double the amount of the mortgage debt or double the value of the mortgaged property, as the officer may determine and require, the officer shall take the property, and, in the case of an execution, sell it in the manner provided by law. The bond shall be made to both the officer and the mortgagee and shall indemnify them and each of them for the taking of the property against loss, liability, damages, costs and counsel fees. Exceptions to the sufficiency of the sureties and their justification may be had and taken in the same manner as upon an undertaking on attachment.

SEC. 2. Section 2970 of the Civil Code is hereby amended to read as follows:

2970. When the property is taken after payment or tender of deposit as provided for in section 2969, and is sold under process the officer must apply the proceeds of the sale as follows:

1. To the repayment of the sum paid to the mortgagee, with interest from the date of such payment; and,

2. The balance, if any, in like manner as the process of sales under execution are applied in other cases.

When the property is taken after presentation to the officer of the verified statement and bond mentioned in the proviso in section 2969 and is sold under process the officer must apply the process of the sale as follows:

1. To the satisfaction of the amount specified in the process including interest and costs; and

2. The balance, if any, in like manner as the proceeds of sales under execution are applied in other cases.

AMENDMENT NUMBER TWO.

Strike out the title and insert in lieu thereof the following:

"An act to amend sections 2969 and 2970 of the Civil Code, relating to attachments and executions upon mortgaged personal property."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 40?

The roll was called, and Assembly amendments to Senate Bill No. 40 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M. Crowley, Dennett, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, Nelson, Osborne, Otis, Rominger, Rush, Sample, and Shearer—25.

NOES—None.

Senate Bill No. 40 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 27—An act to amend section 7 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, and to add a new section to be known and numbered as 8*g*.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER TWENTY-SEVEN.

AMENDMENT NUMBER ONE.

On page 2 of the printed bill as amended April 7, 1921, strike out lines 50 to 52, inclusive, and on page 3 strike out line 1, and the word "control" in line 2, and insert in lieu thereof the following: "control. The Board of Control shall

deliver to the State Board of Pharmacy such number of said machines as may be needed by the Board of Pharmacy in enforcing the provisions of this act."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 27?

The roll was called, and Assembly amendment to Senate Bill No. 27 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Lyon, Nelson, Otis, Rigdon, Rush, Sample, Shearer, and Slater—24.

NOES—None.

Senate Bill No. 27 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 279—An act to amend section 1770 of the Political Code, relating to county boards of education and their meetings, compensation and expenses.

AMENDMENT NUMBER ONE.

On page 2, line 3, of the printed bill, strike out the period after the word "education" and in lieu thereof insert the following: "not to exceed twenty-five cents per mile one way."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 279?

The roll was called, and Assembly amendment to Senate Bill No. 279 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Rominger, Rush, Sample, Shearer, and Slater—27.

NOES—None.

Senate Bill No. 279 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 171—An act to amend sections 172*b*, 172*c*, and 172*d* of the Civil Code, relating to the obtaining of orders relative to disposition of property of insane and incompetent persons.

AMENDMENT NUMBER ONE.

On page 1, line 15, of the printed bill, after the word "estate" insert the following: "and wherever it appears it is for the advantage, benefit and best interests of the spouses, the estate, or their dependents".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 171?

The roll was called, and Assembly amendment to Senate Bill No. 171 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Gates, Harris, Hart, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Rominger, Rush, Sample, and Slater—22.

NOES—None.

Senate Bill No. 171 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 329—An act requiring that all motor vehicles owned by the State of California or by any board, commission or department thereof, or any of the officers thereof in the discharge of official duties, be suitably marked with the name of the department, by which the same is used and providing penalties for the failure to thus mark vehicles or

for the use thereof for other than official purposes connected with the duties of the particular department or political subdivision by which said vehicle is controlled.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER THREE HUNDRED TWENTY-NINE.

AMENDMENT NUMBER ONE.

On page 1, line 26, of the printed bill, insert the following:

"SEC. 6. The provisions of this act shall not apply to any motor vehicle which may be designated by the Board of Control as used for detective purposes in obtaining evidence of or suppressing crime."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 329?

The roll was called, and Assembly amendment to Senate Bill No. 329 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Irwin, King, Lyon, Nelson, Otis, Rominger, Rush, Sample, Scott, and Slater—25.

NOES—None.

Senate Bill No. 329 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 389—An act to amend section 12 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for non-compliance," approved May 10, 1915, relating to the terms and conditions upon which corporations may transact business in this State.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER THREE HUNDRED EIGHTY-NINE.

AMENDMENT NUMBER ONE.

In line 4 of the title after the comma following the figures "1915" insert the words "as amended".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 4, after the comma following the figures "1915" insert the words "as amended".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 389?

The roll was called, and Assembly amendments to Senate Bill No. 389 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Otis, Rominger, Sample, Scott, Shearer, and Slater—27.

NOES—None.

Senate Bill No. 389 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 26—An act to amend sections 26 and 27 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its with in so far as they may be inconsistent with the provisions of this

act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER TWENTY-SIX.

AMENDMENT NUMBER ONE.

On page 1, line 19, of the printed bill, strike out the period after the word "service" and add the following: "proof of which shall be submitted to the Civil Service Commission at the time of examination."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 26?

The roll was called, and Assembly amendment to Senate Bill No. 26 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

Senate Bill No. 26 ordered to enrollment.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Burnett asked for and was granted unanimous consent to take up Assembly Bill No. 426 for third reading at this time, out of regular order, for the purpose of amendment.

Assembly Bill No. 426—An act to amend section 10 of the Political Code, to provide for the closing of the public schools on the first Monday in September for the proper observance of Labor Day and providing penalties for the violation hereof.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Burnett moved to refer Assembly Bill No. 426 to Senator Scott, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, after the comma following the word "State" insert the following: "except the day on which a general primary election is held,".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 426, with instructions to amend, respectfully reports the same back, amended as per instructions.

SCOTT, Special Committee.

Report read, and on motion of Senator Burnett adopted.

Bill ordered to print.

UNFINISHED BUSINESS—(RESUMED).

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 201—An act to promote the development of the California fruit,

nut and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits, nuts and vegetables specified therein, and to prevent deception in the packing and sale of fruits, nuts and vegetables, to provide for the enforcement of fruits and vegetables including the payment of fees, to prescribe penalties for violation of the provisions hereof and to repeal an act entitled "An act to promote the development of the California fruit and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits and vegetables specified therein, and to prevent deception in fruit packages, prescribing penalties for violations of the provisions hereof and making an appropriation for the enforcement of all provisions hereof, and repealing all acts inconsistent herewith," approved May 27, 1919.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER TWO HUNDRED ONE.

AMENDMENT NUMBER ONE.

On page 6, line 24, strike out the word "or" and in lieu thereof substitute the word "of".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 201?

The roll was called, and Assembly amendment to Senate Bill No. 201 concurred in by the following vote:

Ayes—Senators Alyea, Arbuckle, Cassidy, Chas. W. J. Conrey, Dennett, Elsey, Flaherty, Gates, Hewitt, Hurley, Inman, Jones, Edward James McDonald, Otis, Rominger, Scott, Stanley, Stetson, Stone, and Tickle—20.

Noes—None.

Senate Bill No. 201 ordered to enrollment.

MOTION TO RECONSIDER.

Pursuant to due notice given on a previous day, Senator Inman moved to reconsider the vote whereby Assembly Bill No. 1282 was passed.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Inman moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Alyea, Anderson, Arbuckle, Breed, Brown, Caminetti, Chas. W. J. Conrey, Dennett, Elsey, Flaherty, Gates, Gerdes, Hewitt, Inman, Irwin, Johnson, Jones, Edward James McDonald, Nelson, Osborne, Otis, Purkitt, Rolfe, Rominger, Sample, Scott, Stanley, Stetson, Stone, and Tickle—26.

The Secretary announced the absentees.

Time, eleven o'clock and fifty minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

CONSIDERATION OF DAILY FILE.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 69—An act to amend section 338 of the Code of Civil Procedure, relating to limitations of actions.

Assembly Bill No. 69 ordered passed on file.

Assembly Bill No. 909—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 909 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Burnett, Canepa, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1260—An act to add a new section to be known as 9*a* 30, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

On motion of Senator Rigdon, Assembly Bill No. 1260 was passed on file.

Assembly Bill No. 171—An act to add a new section, to be numbered section 19*x* 23, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 171 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Dennett, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 749—An act to add a new section, to be numbered section 19*x* 45, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to salaries of probation officers.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 749 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Dennett, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 123—An act to amend section 21 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5,

1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 123 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Inman, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 53—An act to amend section 103 of the Code of Civil Procedure, relating to salaries of city justices.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 53 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Eden, Flaherty, Godsil, Hart, Ingram, Irwin, Johnson, King, Lyon, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, and Scott—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 55—An act to amend section 103½ of the Code of Civil Procedure, said amendment relating to clerks of justices' courts in cities or towns of the second and one-fourth, second and one-half, second and three-fourths and third classes, and appointments, salaries and duties of same.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 55 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1262—An act to amend section 1608 of the Political Code, relating to the powers of boards of school trustees and city boards of education, by adding subdivision 6, relating to the improvement of streets.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1262 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Duncan, Flaherty, Godsil, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1033—An act to provide for the formation of districts within municipalities for the acquisition of land for park or playground purposes and for the issuance, sale and payment of bonds for such districts to meet the cost thereof.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1033 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Dennett, Flaherty, Godsil, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Shearer, and Slater—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 323—An act to amend section 1304 of the Civil Code, relating to bequests or devises of property in wills.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 323 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Dennett, Eden, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 225—An act to amend section 4135*b* of the Political Code, relating to indexing deeds and certain other documents once recorded.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 225 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Sample, Scott, Shearer, Slater, and Yonkin—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 500—An act to amend section 4137 of the Political Code, relating to the indorsement and recording of documents filed for record.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 500 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Dennett, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Scott, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 837—An act amending section 4240 of the Political Code, relating to salaries and compensation of officers in counties of the eleventh class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 837 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Dennett, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Scott, Shearer, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1110—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of ways in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds." approved June 16, 1913, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1110 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Dennett, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Rominger, Sample, Scott, Shearer, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 456—An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code, relating to schools and school revenues.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 456 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis Rominger, Sample, Scott, Sharkey, Shearer, and Slater—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 794—An act to amend section 2255 of the Political Code, relating to the powers and duties of the Board of Directors of the California School for the Deaf and the Blind.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 794 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, King, Lyon, McDonald, Osborne, Otis, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—29.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At twelve o'clock and thirty minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Inman.
The Secretary was directed to call the roll, on the motion to reconsider the vote by which Assembly Bill No. 1282 was passed, of the Senators who had not answered to their names.
The roll was called, and reconsideration granted, by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Eden, Gates, Harris, Hart, Inman, Irwin, King, Lyon, Nelson, Purkitt, Rush, Shearer, and Yonkin—22.
NOES—Senators Anderson, Canepa, Crowley, Duncan, Flaherty, Godsil, Ingram, Johnson, Jones, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, and Slater—18.

Assembly Bill No. 1282—An act to amend section 190 of the Penal Code, relating to punishment for murder.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Inman moved to refer Assembly Bill No. 1282 to Senator Irwin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the period and insert a semicolon and the following: "*provided, further*, that the burden of proof as to the age of said person shall be upon the defendant."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 1282, with instructions to amend, respectfully reports the same back, amended as per instructions.

IRWIN, Special Committee.

Report read, and on motion of Senator Inman adopted.
Bill ordered to print.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON FISH AND GAME.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Assembly Bill No. 1129—An act to amend section 626f of the Penal Code, relating to the protection of deer—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—15; committee vote: Ayes—9; absent—6.

SHARKEY, Chairman.

Assembly Bill No. 1129 ordered on file for second reading.

ON PUBLIC CHARITIES AND CORRECTIONS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Public Charities and Corrections, to which was referred Assembly Bill No. 571—An act amending an act entitled "An act to provide a relief fund in the several counties or any city and county of the State for the needy blind, providing for and prescribing the powers and duties of boards of supervisors in every county or city and county," approved May 2, 1919, by amending section 4 thereof;

Also: Assembly Bill No. 161—An act to provide for the treatment and surgical care of deformed, crippled or injured children by the State of California, in its general hospitals and institutions;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—7; committee vote: Ayes—6; absent—1.

CANEPA, Chairman.

Assembly Bills Nos. 571 and 161 ordered on file for second reading.

ON CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Corporations, to which was referred Assembly Bill No. 476—An act to amend section 653x of the Civil Code, relating to nonprofit cooperative corporations—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—10; absent—1.

CHAMBERLIN, Chairman.

Assembly Bill No. 476 ordered on file for second reading.

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Assembly Bill No. 1359—An act entitled "An act to insure the better education of practitioners of veterinary medicine, and to regulate the practice of veterinary medicine in the State of California, to provide for the creation of a board of five members who shall act under and in accordance with the provisions of this act; to provide for their appointment, and define their powers, duties and compensation; to define offenses committed by acts done contrary to the provisions of this act, and providing penalties for the violation thereof; providing for the revocation or suspension, in certain cases, of licenses issued hereunder, and to repeal an act entitled 'An act to regulate the practice of veterinary medicine and surgery in the State of California,'

approved March 23, 1893, amended and approved March 20, 1903, and all other laws in conflict herewith," approved March 23, 1907, as amended—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—5; absent—2.

RIGDON, Chairman.

Assembly Bill No. 1359 ordered on file for second reading.

ON GOVERNMENTAL EFFICIENCY.

SENATE CHAMBER, SACRAMENTO, April 25, 1921.

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Assembly Bill No. 247—An act to provide for the extension of the public works of the State of California during periods of extraordinary unemployment caused by temporary industrial depression, and regulating employment therein, and authorizing the Board of Control to enforce the provisions hereof; and repealing all acts inconsistent with the provisions hereof;

Also: Assembly Bill No. 459—An act to amend section 1 of an act entitled "An act to provide for the payment by the State or counties, or cities, or cities and counties, of the premium or charge on official bonds when given by surety companies," approved March 25, 1903;

Also: Assembly Bill No. 194—An act requiring State officers, boards, commissions and institutions of the State of California expending funds or for which funds are expended to make and file an itemized and classified report, providing for the publication of such reports and providing penalties for failure to make or file such reports;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—7; committee vote: Ayes—7. Same vote on all bills.

CARR, W. J., Chairman.

Assembly Bills Nos. 247, 459 and 194 ordered on file for second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 953—An act to amend sections 964 and 975 of the Code of Civil Procedure, relating to appeals to superior courts;

Also: Assembly Bill No. 952—An act to amend section 860 of the Code of Civil Procedure, relating to pleadings in justices' courts;

Also: Assembly Bill No. 862—An act to amend section 817 of the Penal Code, relating to peace officers;

Also: Assembly Bill No. 867—An act to amend section 4190 of the Political Code, relating to payment of fees into the Law Library Fund, and to repeal an act entitled "An act to amend section 1 of an act entitled 'An act to establish law libraries,' approved March 1, 1891, and relating to the creation of a Law Library Fund," approved March 1, 1897;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—8; absent—9. Same vote on all bills.

JONES, Chairman.

Assembly Bills Nos. 953, 952, 862 and 867 ordered on file for second reading.

Also.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 77—An act to amend section 1469 of the Code of Civil Procedure, relating to administration of estate not exceeding one thousand five hundred dollars in value—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee vote: Ayes—8; absent—9.

JONES, Chairman.

Assembly Bill No. 77 ordered on file for second reading.

Also.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 315—An act to recognize and declare valid all proceedings in James Irrigation

District—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—9; absent—8. JONES, Chairman.

Assembly Bill No. 315 ordered on file for second reading

Also.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 1004—An act to amend sections 5, 6, 11 and 12 of an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment including minimum wage; providing for an appropriation therefor and fixing a penalty for violation of this act," approved May 26, 1913, as amended;

Also: Assembly Bill No. 235—An act to create the office of Public Defender, to provide for the appointment of such officers, and prescribing their duties and compensation;

Also: Assembly Bill No. 955—An act to amend section 872 of the Code of Civil Procedure, relating to judgment by default in justices' courts;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee vote: Ayes—9; absent—8. Same vote on all bills.

JONES, Chairman.

Assembly Bills Nos. 1004, 235 and 955 ordered on file for second reading.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 580—An act appropriating money for repairs, improvements and equipment for Napa State Hospital;

Also: Assembly Bill No. 1315—An act appropriating money to pay the claim of Theodore Dierks and Company, Incorporated, against the State of California;

Also: Assembly Bill No. 782—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain perference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith;

Also: Assembly Bill No. 750—An act to reappropriate moneys appropriated by an act entitled "An act appropriating money for building a wing to the trades building at Preston School of Industry," approved June 7, 1913;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

Committee membership—17; committee vote: Ayes—11; absent—6. Same vote on all bills.

GATES, Chairman.

Assembly Bills Nos. 580, 1315, 782 and 750 ordered on file for second reading.

Also:

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 45—An act providing that one-half of the expense of maintenance of the fire boats "David Scannell" and "Dennis Sullivan," including salaries of the officers, firemen and crews thereof, shall be borne and paid by the State of California;

Also: Assembly Bill No. 1274—An act to amend section 204c of the Code of Civil Procedure, relating to jury commissioners;

Also: Assembly Bill No. 871—An act to provide for the compilation, printing, binding, publishing, and distribution of a legislative manual and state blue book, or roster, repealing all conflicting acts and making an appropriation to carry out the provisions hereof;

Also: Assembly Bill No. 95—An act making an appropriation for the prevention and extinguishment of fires in Tamalpais Forest Fire District;

Also: Assembly Bill No. 1356—An act making an appropriation for the purpose of building a children's recreational, physical, mental and industrial training hall on the State Prison grounds at San Quentin;

Also: Assembly Bill No. 392—An act providing for the collection and importation of parasitic and predacious insects from foreign countries and authorizing the employment of collectors and the payment of their subsistence and traveling expenses;

Also: Assembly Bill No. 1298—An act to amend section 67a of the Code of Civil Procedure, relating to the Superior Court of Los Angeles County;

Also: Assembly Bill No. 327—An act to provide one additional judge of the Superior Court in the county of Fresno;

Also: Assembly Bill No. 11—An act to increase the number of judges of the Superior Court of the County of Riverside, and to provide for the appointment of an additional judge;

Also: Assembly Bill No. 558—An act making an appropriation for the construction of a suitable memorial commemorating the Battle of San Pasqual;

Also: Assembly Bill No. 1199—An act providing for the selection of an area within which the State Normal School at San Francisco shall be located; authorizing the Board of Trustees thereof to acquire by purchase, gift, condemnation or otherwise such tracts of land within said selected area as may be necessary for the uses of said school; authorizing the construction or reconstruction of suitable and necessary buildings and improvements thereon, and the purchase of necessary and appropriate furniture and equipment therefor; making an appropriation therefor, and repealing all acts or parts of acts inconsistent herewith;

Also: Assembly Bill No. 1351—An act making an appropriation for the construction and equipment of buildings for the State Normal School at San Francisco;

Also: Assembly Bill No. 1313—An act appropriating money to construct two cottages on the farm at the Stockton State Hospital;

Also: Assembly Bill No. 857—An act making an appropriation to pay the claim of Charles R. Perkins against the State of California.

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes—11; absent—6. Same vote on all bills.

GATES, Chairman.

Assembly Bills Nos. 45, 1274, 871, 95, 1356, 392, 1298, 327, 11, 558, 1199, 1351, 1313 and 857 ordered on file for second reading.

ON CONSTITUTIONAL AMENDMENTS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 32—A resolution proposing to the people of the State of California to amend section 16 of article IV of the constitution of said State, relating to the presentation to and the signing by the Governor of bills passed by the Legislature of said State and relating to the power of the Governor to veto such bills and providing when and how such bills shall become a law—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—9; committee vote: Ayes—5; absent—4.

SAMPLE, Chairman.

Assembly Constitutional Amendment No. 32 ordered on file.

Also:

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Assembly Constitutional Amendment No. 33—A resolution to propose to the people of the State of California to amend section 2 of article IV of the constitution of said State, relative to the time and duration of sessions of the Legislature and the thirty days' recess thereof and further relating to the time of taking final action on bills and on resolutions ratifying proposed amendments to the constitution of the United States—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee vote: Ayes—5; absent—4.

SAMPLE, Chairman.

Assembly Constitutional Amendment No. 33 ordered on file.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 31—Relative to revision of the Federal Transportation Act of 1920 to establish a just and equitable rule of rate making—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—4; absent—1.

EDEN, Chairman.

Assembly Joint Resolution No. 31 ordered on file.

Also.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Bill No. 1324—An act granting rights of way for lines, roads, structures, levees, canals and excavations to the United States over the proprietary lands of this State—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee vote: Ayes—4; absent—1. EDEN, Chairman.

Assembly Bill No. 1324 ordered on file for second reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following: Senate Bill No. 87—An act to amend section 94 of the Penal Code, relating to crimes against public justice;

Also: Senate Bill No. 105—An act to amend section 19c of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Senate Bill No. 245—An act to amend section 1202*a* of the Penal Code, relative to delivery of convicted persons at the State's prisons;

Also: Senate Bill No. 302—An act to amend an act entitled "An act to establish police courts in cities of the first and one-half class, to fix the jurisdiction of said courts and to provide for the officers thereof, to prescribe the powers and duties of the officers of said courts and to fix the compensation of certain officers thereof, and to repeal an act entitled 'An act to establish police courts in cities of the first and one-half class, to fix their jurisdiction and provide for officers of said courts and fix the compensation of certain officers thereof' which became a law under the provisions of the constitution of the State of California without the Governor's approval on the fifth day of March, 1901, and all acts amendatory of said act or supplementary thereto," approved June 6, 1913, by amending section 6 thereof, providing for a clerk and deputy clerks for police courts in cities of the first and one-half class, fixing their compensation, providing for their duties and responsibilities, and providing for the care and disposition of moneys in their hands, and their removal and tenure of office;

Also: Senate Bill No. 438—An act authorizing suits against the State of California concerning real property purchased under the provisions of an act entitled "An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California," approved March 30, 1868, and of an act entitled "An act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868," approved April 1, 1870, and of an act entitled "An act supplementary to and amendatory of an act supplementary to and amendatory of an act entitled 'An act to survey and dispose of certain salt marsh and tidelands belonging to the State of California,' approved March 30, 1868; also, an act approved April 1, 1870," approved March 30, 1874;

Also: Senate Bill No. 439—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents, and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations, approved May 18, 1917, as amended;

Also: Senate Bill No. 598—An act to add a new section to the Code of Civil Procedure, to be numbered section 1528, for the purpose of authorizing executors and administrators and guardians to borrow money and to give as security therefor mortgages or other liens on personal property of decedents, minors and incompetent persons;

Also: Senate Bill No. 645—An act relating to tuition fees in the Leland Stanford Junior University;

Also: Senate Bill No. 925—An act to recognize and declare valid the Knightsen Irrigation District, and all proceedings in relation thereto and to the organization thereof;

Also: Senate Bill No. 937—An act to recognize and declare valid all proceedings in Grenada Irrigation District;

Also: Senate Bill No. 31—An act to amend section 1057*a* of the Code of Civil Procedure, relating to justification by corporate surety on bonds or undertakings;

Also: Senate Bill No. 71—An act authorizing the city of San Diego and the authorities thereof to convey certain portions of Balboa Park in said city to the San Diego School District for school purposes;

Also: Senate Bill No. 100—An act to add four new sections to the Penal Code, to be numbered 337*b*, 337*c*, 337*d*, and 337*e*, relating to the bribery of participants in baseball games;

Also: Senate Bill No. 103—An act to amend section 198 of the Penal Code, relating to the trials of defendants who are jointly charged with crime and to repeal section 1056 of said code, relating to the exercise of challenges when defendants are tried jointly;

Also: Senate Bill No. 124—An act to amend section 270 of the Penal Code, relative to neglecting to furnish necessaries for minor child;

Also: Senate Bill No. 274—An act to control the spread of the walnut codling moth, to regulate the movement of and treatment of any shipment of walnuts, sacks, trays and other orchard appliances into or from any premises or districts known to be infested with walnut codling moth and to confer power on the Director of Agriculture to prescribe rules and regulations for such or other control of said pest and to provide a penalty for the violation thereof;

Also: Senate Bill No. 6—An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof;

Also: Senate Bill No. 377—An act to amend section 12 of an act entitled "An act to promote the drainage of wet, swamp and overflowed lands, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919;

Also: Senate Bill No. 427—An act to amend section 2169 of the Political Code, relating to the attendance, examination, fees and expenses of witnesses at hearings of persons charged with being insane;

Also: Senate Bill No. 483—An act to amend sections 3 and 5 of that certain act entitled "An act defining henceforth the exterior boundaries of Reclamation District No. 108, situated partly in the counties of Colusa and Yolo, and providing for the continuation in office of the present trustees of said district and for the election and qualification of their successors, and providing that the management and control of the affairs of said Reclamation District No. 108, as defined in this act, are subject to the provisions of the Political Code of the State of California and to all other laws of the State, except as provided in said act, in connection with the issuance and payment of warrants and the payment of assessments, providing that all moneys of said district shall be paid and deposited with the county treasurer of Colusa County, and conferring jurisdiction upon the board of supervisors of the county of Colusa as to all matters concerning said district; providing also for the management, control and administration of the affairs of said district; also ratifying the incorporation of certain lands in said Reclamation District No. 108, as described in certain notices filed and recorded in the office of the county recorder of the county of Colusa, State of California, and also authorizing the trustees of said Reclamation District No. 108 to make an equitable settlement with the owner of such land so incorporated as to the cost of any work heretofore done by Reclamation District No. 108, or its predecessors in interest, or that may be hereafter done before the going into effect of this act, and also declaring Reclamation District No. 108, as defined in this act, to be the successors in interest of Reclamation District No. 108, defined in that certain act approved May 26, 1917, also that certain Reclamation District No. 108, defined in that certain act approved May 18, 1915, and also that certain Reclamation District No. 108, defined in that certain act approved April 23, 1913, and also directing the commissioner of assessment, heretofore appointed by the board of supervisors of Colusa County, to include the lands in said assessment, as described in this act, in the event that said assessment is not levied before this act shall take effect," and approved May 7, 1919, and relating to the management and control of affairs of said Reclamation District No. 108.

Also: Senate Bill No. 484—An act to add a new section to the Political Code, to be numbered 3466½, relating to sales of land for delinquent reclamation assessments;

Also: Senate Bill No. 514—An act to amend section 1184 of the Code of Civil Procedure, relating to the retention of moneys due and to become due to contractors;

Also: Senate Bill No. 562—An act to prevent the importation into the State of California of horses, mules, dairy cattle, breeding bulls, goats, breeding bucks and sheep, which are affected with communicable diseases, providing for the inspection

or certification of such animals before being brought into the State of California, exempting certain animals from such inspection or certification, providing penalties for violating any of the provisions of this act, and repealing an act approved June 4, 1913, entitled "An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled 'An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California,' approved March 7, 1911; to repeal an act entitled 'An act to prevent the importation of horses, mules and asses, affected with glanders into the State of California,' approved March 7, 1911;" and repealing an act entitled "An act to prevent the importation into the State of California of horses, mules, dairy cattle and breeding bulls which are affected with communicable diseases, providing for the inspection or certification of such animals before being brought into the State of California, exempting certain animals from such inspection or certification, providing penalties for violating any of the provisions of this act, and repealing an act approved June 4, 1913, entitled 'An act to prevent the importation into the State of California of horses, mules, asses, or cattle which are affected with any infectious or contagious disease; to provide for the inspection of such animals before they are brought into the State; to repeal an act entitled "An act to prevent the importation of neat cattle for dairy or breeding purposes affected with tuberculosis into the State of California," approved March 7, 1911; to repeal an act entitled "An act to prevent the importation of horses, mules and asses affected with glanders into the State of California," approved March 7, 1911,'" approved April 12, 1915, as amended;

Also: Senate Bill No. 678—An act to amend section 1274*a* of the Code of Civil Procedure, relating to unclaimed property and the escheat thereof;

Also: Senate Bill No. 682—An act to provide for the sale and conveyance of certain lands within the abandoned river channels of the San Joaquin River lying in the county of San Joaquin, State of California;

Also: Senate Bill No. 932—An act granting to the city of San Rafael the salt marsh, tide and submerged lands of the State of California, within the present boundaries of said city, including the right to wharf out therefrom, and regulating the management, use and control thereof;

Also: Senate Bill No. 938—An act to amend section 4 of an act entitled "An act to create a levee district to be called and designated Sacramento River West Side Levee District; to prevent the overflow of flood waters from the Sacramento River from flooding on to the lands within said district by the construction of levees along the west bank of the Sacramento River and adjacent thereto and maintain the same; providing for the election and appointment of officers of said levee district; defining the powers, duties and compensation of such officers; and providing for the levying and collecting assessments upon the lands within said levee district" and approved May 18, 1915;

Also: Senate Bill No. 273—An act to regulate the manufacture, sale, and use of economic poisons; to prevent the adulteration, misbranding, and misrepresentation of economic poisons; to provide penalties for the violation thereof; to provide means for its enforcement; and creating the division of chemistry fund;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this twenty-sixth day of April, 1921, at 11 o'clock a.m.

OSBORNE, Chairman.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Breed:

Resolved, That the Secretary of the Senate be and she is hereby authorized to have printed one hundred copies of Senate Joint Resolution No. 25, in engrossed form.

Resolution read, and on motion of Senator Breed adopted.

RECESS.

At twelve o'clock and thirty minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock p.m.

RECONVENED.

At two o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 449—An act to amend sections 1 and 5 of an act entitled "An act creating a Department of Agriculture, providing for its organization and declaring its functions; transferring to said department the powers and duties of various State agencies and the unexpended balances of their appropriations and funds; prohibiting certain acts, and prescribing penalties for violations of the provisions hereof," approved May 16, 1919.

Assembly Bill No. 449 passed on file.

Assembly Bill No. 902—An act to amend sections 24 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Assembly Bill No. 902 passed on file.

Assembly Bill No. 903—An act amending section 3 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Assembly Bill No. 903 passed on file.

Assembly Bill No. 974—An act to amend the title of and to revise an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes and alleys not within the territory of incorporated cities or towns; for the incidental establishment of grades thereof; for the construction therein or thereon of sidewalks, sewers, manholes, bridges, cesspools, gutters, tunnels, curbing and crosswalks; for the issue of bonds representing the costs and expenses thereof; for a special fund derived in part from the county road fund and in part by special assessment upon a district, and for the establishment of such districts," approved March 21, 1907, as amended, and to include therein provision for the doing of work adjacent to said public roads, streets, avenues, boulevards, lanes and alleys which is incidental to the work thereon.

Assembly Bill No. 974 passed on file.

Assembly Bill No. 416—An act to amend section 5 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of an ysuch streets, avenues, lanes, alleys courts, places and sidewalks and providing for the issuance and payment of

street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Assembly Bill No. 416 passed on file.

Assembly Bill No. 446 - An act to amend section 883 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883 as amended

Assembly Bill No. 446 passed on file.

Assembly Bill No. 504—An act to amend sections 5, 6, 9, 11, 13, 14, 15, 16, 17 and 19 of an act entitled "An act to provide for the issuance of improvement bonds to represent and be secured by certain assessments made for the cost of certain work and improvements made in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued," approved June 11, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 504 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Johnson, Lyon, Osborne, Rush, Sample, Shearer, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 802—An act to amend section 18*b* of an act entitled "An act to allow unincorporated towns and villages to establish, equip and maintain systems of street lights on public highways; to provide for the formation, government and operation of highway lighting districts; the calling and holding of elections in such districts; the assessment, collection, custody and disbursement of taxes therein; and the creation of ex officio boards of supervisors, approved March 20, 1909, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 802 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Chamberlin, Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Johnson, Lyon, Osborne, Otis, Rush, Sample, Shearer, Slater, and Yonkin—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At two o'clock and twenty minutes p.m., Honorable Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assembly Bill No. 220—An act to repeal an act entitled "An act to provide for local improvements in or upon streets, avenues, lanes, ways, courts, places, public ways, property, or rights of way within or belonging to municipalities, and providing for the issuance and payment of bonds to represent assessments levied for such improvements," approved May 16, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 220 passed by the following vote:

[illegible]

This bill was approved.

Bill returned transmitted to the Assembly.

Assembly Bill No. 1268—An act authorizing municipal corporations to issue indemnifiers for certain purposes, and to issue bonds and sell bonds for such purposes, and to hold and collect taxes for the payment of such bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1268 passed by the following vote:

[illegible]

This bill was approved.

Bill returned transmitted to the Assembly.

Assembly Bill No. 234—An act amending section 18 of an act entitled "An act to provide for [illegible] and upon [illegible] avenues, [illegible] lanes, [illegible] and [illegible] within municipalities, and upon [illegible] and rights of way [illegible] by municipalities, and for [illegible] and [illegible] the [illegible] of [illegible] and [illegible] for the issuance and payment of [illegible] improvement [illegible] to represent [illegible] assessments for the [illegible] and providing a method for the payment of such bonds," approved April 1, 1913.

Bill read thirty time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 234 passed by the following vote:

[illegible]

This bill was approved.

Bill returned transmitted to the Assembly.

Assembly Bill No. 255—An act amending section 27 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 255 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, Osborne, Otis, Rush, Sample, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 415—An act to amend section 4 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 415 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, King, Lyon, Osborne, Otis, Rush, Sample, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR HART IN THE CHAIR.

At two o'clock and thirty minutes p.m., Senator Hart of the Twenty-ninth District was called to the chair.

Assembly Bill No. 129—An act granting to the city of Manhattan Beach the tidelands and submerged lands of the State of California with the boundaries of the said city.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 129 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, King, Lyon, Osborne, Otis, Rush, Sample, Slater, and Yonkin—24.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1245—An act to amend section 1600 of the Code of Civil Procedure, relating to estates of decedents.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1245 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, Osborne, Otis, Rush, Sample, and Slater—26.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 307—An act to cure defects in maps or plats filed for record prior to January 1, 1921, and in deeds or conveyances referring to such maps.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 307 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, Osborne, Otis, Rush, Sample, Shearer, and Slater—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 122—An act transferring the sum of $100,000, heretofore appropriated by an act approved May 26, 1913, to the use of the "State Compensation Insurance Fund," from said "State Compensation Insurance Fund" to the general fund of the State.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 122 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Jones, King, Lyon, Osborne, Otis, Rush, Sample, Shearer, and Slater—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 502—An act to amend section 35 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities, approved March 18, 1885.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 502 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Jones, King, Lyon, Osborne, Otis, Rush, Sample, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 741—An act to amend section 42 of the act known as the "Improvement Act of 1911," approved April 7, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 741 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Irwin, Jones, King, Osborne, Otis, Rush, Sample, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1273—An act declaring the existence of inflammable vegetable matter constituting a fire menace to be a public nuisance; providing for its abatement, and prescribing the manner of collecting the expense thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1273 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis, Rush, Sample, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 753—An act providing for the establishment and administration of industrial farms or industrial road camps in the counties of the State and the commitment thereto and discipline of persons charged with or convicted of public offenses.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 753 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram,

Irwin, Johnson, King, Lyon, Osborne, Otis, Rush, Sample, Shearer, Slater, and Yonkin—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 840—An act to amend section 2322*a* of the Political Code, relating to county horticultural commissioners.

Assembly Bill No. 840 passed on file.

Assembly Bill No. 100—An act to provide for work in and upon highways, streets, avenues, lanes, courts, places and sidewalks in the unincorporated territory of counties, and upon property and rights of way owned by counties, and for establishing and changing the grades of any such highways, streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of highway improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 100 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Rush, Sample, Shearer, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 755—An act to provide for the organization incorporation, and government of municipal utility districts authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and collect taxes to pay the principal and interest thereon.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 755 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Rush, Shearer, and Slater—26.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 601—An act to regulate the moving of certain boxes, baskets and other receptacles used in mills, workshops, packing, canning and other mercantile establishments where women are employed; and providing penalties for its violation.

Bill read third time.
The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 601 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, Osborne, Otis, Purkitt, Rush, Shearer, and Slater—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MOTION TO RESCIND ACTION

Senator Dennett moved that the Senate rescind the action whereby the Senate this day adopted the Senate committee amendments to Assembly Bill No. 22.

Motion seconded.

The question being on the motion to rescind.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Duncan, Dennett, and Purkitt.

The roll was called, and the motion to rescind the action adopting the Senate committee amendments carried, by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Inman, Irwin, Lyon, McDonald, Otis, Rominger, Sample, Scott, and Sharkey—19.
NOES—Senators Allen, Breed, Carr, W. J., Gates, Johnson, King, and Purkitt—7.

ASSEMBLY BILL ORDERED TO THIRD READING.

Assembly Bill No. 22 ordered on file for third reading.

MOTION TO RESCIND ACTION

Senator Irwin moved that the Senate rescind the action whereby the Senate this day adopted the Senate committee amendments to Assembly Bill No. 418.

Motion carried.

ASSEMBLY BILL ORDERED TO THIRD READING.

Assembly Bill No. 418 ordered on file for third reading.

Assembly Bill No. 728—An act to prohibit the use or display of the genuine label, trade mark, insignia, seal, device, or form of advertisement of any association or labor organization in any manner not authorized by the by-laws of such association or labor organization; and providing a penalty for its violation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 728 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, McDonald, Nelson, Otis, Rominger, Rush, Sample, Scott, and Slater—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1056—An act to amend sections 12, 14 and 21 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a Reclamation Board and defining its powers," approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, said new amendments relating to the disposition of lands and property no longer needed for flood control works, to the collections of assessments, to the conducting of delinquent sales, and to maintenance and operation of flood control works and structures by the State Department of Engineering.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1056 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, King, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1240—An act to amend sections 1, 6, 12, 16 and 24 of an act entitled "An act to promote the drainage of wet, swamp and overflowed lands, and to promote the public health in the communities in which they lie; providing for the issuance of bonds and levying of assessments on lands benefited, to pay the costs and expenses thereof," approved May 18, 1919, and to add six new sections to said act to be numbered 6*a*, 12*a*, 12*b*, 12*c*, 23*a* and 24*a*.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1240 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Dennett, Duncan, Harris, Hart, Ingram, Inman, King, Lyon, McDonald, Nelson, Otis, Rominger, Rush, Sample, Scott, Shearer, Slater, and Youkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1248—An act to authorize the sale and conveyance by the State Board of Control of any land required by the State for right of way for any river improvement work or flood control and determined by the reclamation board to be in excess of what is required

for that purpose, and to credit the proceeds of such sale to such fund as the reclamation board may direct.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1248 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Duncan, Eden, Gates, Hart, Inman, King, Lyon, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 698—An act granting in trust to the city and county of San Francisco the interest of the State in and to, and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor.

Assembly Bill No. 698 passed on file.

Assembly Bill No. 795—An act to amend section 2239 of the Political Code, relative to extending the benefits of "the California School for the Deaf and Blind" to persons not residents of this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 795 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Duncan, Eden, Gates, Hart, Ingram, Irwin, King, Lyon, Nelson, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 588—An act to amend section 1618 of the Penal Code, relating to special classes for the deaf and crippled children.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 588 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Crowley, Duncan, Eden, Gates, Harris, Hart, Ingram, King, Lyon, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 826—An act to amend sections 1617, 1663, 1720, 1750, and 1750*a*, of the Political Code, relating to public schools.

Assembly Bill No. 826 passed on file.

Assembly Bill No. 836—An act to add a new section to the Political Code, to be numbered 1534, relating to the government of private schools conducted wholly or in part in a language of a foreign nation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 836 passed by the following vote:

AYES—Senators Allen, Arbuckle, Burnett, Canepa, Chamberlin, Eden, Gates, Godsil, Harris, Hart, Ingram, King, Lyon, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 82—An act to amend section 1770 of the Political Code, relating to duties of county boards of education.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 82 passed by the following vote:

AYES—Senators Allen, Arbuckle, Burnett, Canepa, Chamberlin, Eden, Godsil, Harris, Hart, Ingram, King, Lyon, McDonald, Nelson, Otis, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 457—An act to amend sections 1545 and 1859 of the Political Code, relating to the length of term in elementary school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 457 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1091—An act to add a new section to the Political Code, to be numbered 1546*a*, relating to emergency schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1091 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Canepa, Carr, F. M., Chamberlin, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1090—An act to amend section 1581 of the Political Code, relating to the opening of schools in elementary school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1090 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Canepa, Carr, F. M., Chamberlin, Dennett, Eden, Flaherty, Gates, Gridley, Harris, Hart, Ingram, Inman, King, Lyon, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON FINANCE

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 851—An act making appropriations for the support of the government of the State of California for the seventy-third and seventy-fourth fiscal years—has had the same under consideration, and respectfully reports the same back with amendments, and recommends that it do pass, as amended.

Committee membership—17; committee vote—Ayes—9, absent—8.

GATES, Chairman.

Assembly Bill No. 851 ordered to second reading.

SECOND READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Gates asked for and was granted unanimous consent to take up Assembly Bill No. 851 for second reading at this time, out of the regular order.

Assembly Bill No. 851—An act making appropriations for the support of the government of the State of California for the seventy-third and seventy-fourth fiscal years.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill, after line 3, insert the subhead "Legislative Counsel Bureau".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3, line 13, of the printed bill, strike out the words "two thousand one hundred sixty" and insert in lieu thereof the words "three thousand".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3, line 15 of the printed bill in the parentheses strike out the words "one-third to each" and insert in lieu thereof the following: "two-fifths each to the first and second districts and one-fifth to the third district".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 3, lines 17 and 18 within the parentheses, strike out the words "one-third to each" and insert in lieu thereof "two-fifths each to the first and second district and one-fifth to the third district".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 3 of the printed bill, strike out all of line 48.

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 5 of the printed bill, strike out all of lines 33 to 50, inclusive, and insert in lieu thereof the following: "for support and maintenance of the Controller's office, including traveling and contingent expenses, one hundred fifteen thousand one hundred ninety dollars".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 6 of the printed bill strike out all of lines 7 to 15, inclusive.

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 6 of the printed bill strike out all of lines 25 to 29, inclusive.

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 7 of the printed bill strike out all of lines 13 to 20, inclusive, and insert in lieu thereof the following: "for salaries of employees, Surveyor General's office, twenty-seven thousand one hundred eighty dollars".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 8 of the printed bill strike out all of lines 49 to 52, inclusive, and insert in lieu thereof the following: "for expenses, care and maintenance in Capitol building and grounds with equipment and furnishings, including grounds of Governor's mansion, fifty-nine thousand one hundred dollars".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 9 of the printed bill strike out all of lines 1 and 2.

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 9 of the printed bill strike out all of lines 5 to 11, inclusive.

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 9 of the printed bill, line 49, strike out the word "ninety" and insert in lieu thereof the word "eighty-three".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN

On page 9 of the printed bill, after line 20, insert the following: "for additional support seven thousand dollars".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN

On page 10 of the printed bill, line 5, strike out the word "eighteen" and insert in lieu thereof the word "four".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN

On page 10 of the printed bill, after line 7, insert the following: "for additional support and maintenance, fourteen thousand dollars"

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN

On page 10 of the printed bill, line 7, strike out the word "eighty-six" and insert in lieu thereof the word "eighty-two".

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN

On page 10 of the printed bill, after line 8, insert the following: "for additional support four thousand dollars".

Amendment adopted.

AMENDMENT NUMBER NINETEEN

On page 10 of the printed bill strike out all of lines 13 and 14 and insert in lieu thereof the following: "for support and salaries of the commission, eighty-seven thousand one hundred eighty dollars".

Amendment adopted.

AMENDMENT NUMBER TWENTY

On page 10 of the printed bill strike out all of lines 15 and 16 and insert in lieu thereof the following: "for additional support eight thousand dollars".

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 10, line 22, of the printed bill, strike out the words "two hundred one" and insert in lieu thereof the words "one hundred eighty-three".

Amendment adopted.

AMENDMENT NUMBER TWENTY-TWO.

On page 10 of the printed bill after the line 23 insert the following: "for additional support of commission eighteen thousand dollars".

Amendment adopted.

AMENDMENT NUMBER TWENTY-THREE.

On page 11, line 3, of the printed bill, after the word "salaries" insert the words "and expenses".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FOUR.

On page 12 of the printed bill strike out all of lines 28 to 32, inclusive, and insert in lieu thereof the following: "for support and salaries one hundred sixty-nine thousand nine hundred twenty dollars".

Amendment adopted.

AMENDMENT NUMBER TWENTY-FIVE.

On page 12 of the printed bill strike out all of lines 36, 37 and 38 and insert in lieu thereof the following: "for salaries of employees twelve thousand six hundred dollars".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SIX.

On page 12, line 39, of the printed bill, after the word "salary" insert the words "and expenses".

Amendment adopted.

AMENDMENT NUMBER TWENTY-SEVEN.

On page 12 of the printed bill strike out all of lines 41 and 42.

Amendment adopted.

AMENDMENT NUMBER TWENTY-EIGHT.

On page 14, line 33, of the printed bill, strike out the word "sixty-four" and insert in lieu thereof the word "fifty".

Amendment adopted.

AMENDMENT NUMBER TWENTY NINE.

On page 14, after the line 34, insert the following: "for additional support and salaries fourteen thousand dollars".

Amendment adopted.

AMENDMENT NUMBER THIRTY.

On page 17, lines 4 and 5, strike out the words "four hundred thirty-seven" and insert in lieu thereof the words "five hundred fifty-seven".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 942—An act to add a new section to the Political Code, to be numbered 1885*a*, relating to the issuance of school bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 942 passed by the following vote:

AYES—Senators Allen, Arbuckle, Canepa, Carr, F. M., Chamberlin, Dennett, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson, King, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1207—An act to add a new section to the Political Code to be numbered 1746*a*, relating to the execution of bonds of high school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1207 passed by the following vote:

AYES—Senators Allen, Anderson, Canepa, Carr, F. M., Carr, W. J., Chamberlin, ennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, sborne, Otis, Rigdon, Rush, Sample, Sharkey, Slater, and Yonkin—24.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 992—An act to amend "An act authorizing the oard of trustees of the Whittier State School to maintain a department or the clinical diagnosis of inmates of the school and other institutions, nd to inquire into the causes and consequences of delinquency and ental deficiency, and related problems," as approved May 11, 1917, y adding thereto new sections numbers 3, 4, 5 and 6.

Assembly Bill No. 992 passed on file.

Assembly Bill No. 956—An act to add a new section to be numbered ection 19x 12 to an act entitled "An act to be known as the Juvenile ourt Law, and concerning persons under the age of twenty-one years; nd in certain cases providing for their care, custody and maintenance; roviding for the probationary treatment of such persons, and for the ommitment of such persons to the Whittier State School and the reston School of Industry, the California School for Girls, and other nstitutions; establishing probation officers and a probation committee o deal with such persons and fixing the salary thereof; providing for he establishment of detention homes for such persons; fixing the method f procedure and treatment or commitment where crimes have been ommitted by such persons; providing for the punishment of those uilty of offenses with reference to such persons, and defining such rimes; and repealing the Juvenile Court Law approved March 8, 1909, s amended by an act approved April 5, 1911, and as amended by an ct approved June 16, 1913, and all amendments thereof and all acts r parts of acts inconsistent herewith," approved June 5, 1915, as mended, said section relating to the salaries of probation officers.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 956 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Canepa, Carr, W. J., Chamberlin, ennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, King, Lyon, sborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—26.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1037—An act to add a new section to be numbered ection 19x 19 to an act entitled "An act to be known as the Juvenile ourt Law, and concerning persons under the age of twenty-one years; nd in certain cases providing for their care, custody and maintenance; roviding for the probationary treatment of such persons, and for the ommitment of such persons to the Whittier State School and the reston School of Industry, the California School for Girls and other

institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1037 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Canepa, Carr, E. M., Carr, W. J., Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, King, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Youkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 126—An act to amend sections 6, 8, 9, 12, 16, 17, 18, 19, 24, 25, 26, 28, 29, and 32 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisisons of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915, and to add two new sections thereto, to be numbered 44 and 45.

Bill read third time.

On motion of Senator Lyon, Assembly Bill No. 126 was passed on file.

LEAVE OF ABSENCE GRANTED.

At four o'clock and twenty minutes p.m. Senator Harris was excused for the remainder of this legislative day.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Chamberlin moved to reconsider the vote whereby Assembly Bill No. 1120 was passed.

POSTPONEMENT OF RECONSIDERATION.

On motion of Senator Chamberlin, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 1120 was passed was continued until the next legislative day.

LEAVE OF ABSENCE GRANTED.

At four o'clock and thirty minutes p.m., Senator Lyon was excused until ten o'clock p.m. of this legislative day.

SPECIAL ORDER SET.

On motion of Senator Duncan Assembly Bill No. 1120 was made a special order for eleven o'clock a.m., Thursday, April 28, 1921.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 486—An act to amend the Code of Civil Procedure by adding thereto three new sections, to be numbered 689*a*, 689*b* and 689*c*, all relating to the manner of levying attachment or execution upon personal property in the possession of the buyer under a contract for its purchase.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 486 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Flaherty, Gates, Godsil, Hart, Ingram, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1096—An act to amend section 626 of the Penal Code, relating to the protection of game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1096 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Crowley, Dennett, Flaherty, Gates, Godsil, Hart, Ingram, Johnson, Jones, King, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 381—An act to amend section 4254 of the Political Code, relating to the salaries and fees of officers of the counties of the twenty-fifth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 381 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Crowley, Dennett, Flaherty, Godsil, Hart, Ingram, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—23.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 981—An act to add a new section to be numbered section 19*x* 25 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 981 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 17—Relative to the compensation of counties containing land in national forest reserves exempt from local taxation.

Resolution read.

COMMITTEE AMENDMENTS.

During reading of the resolution, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, strike out the word "with" and all of lines 3 and 4, and insert in lieu thereof the following: "placed in national forests; and".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 8, of the printed bill, strike out the words "forest reserve districts" and insert in lieu thereof the word "forests".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 23, of the printed bill, strike out the words "the Interior Department" and insert in lieu thereof the word "agriculture".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1, line 23, of the printed bill, strike out the words "to the" and on line 24 "Superintendent of National Parks".

Amendment adopted.

Assembly Joint Resolution No. 17 ordered to print.

Assembly Constitutional Amendment No. 19—A resolution to propose to the people of the State of California, to amend the constitution of said State by adding to article XII thereof a new section to be numbered 5½, relative to the regulation of the business of issuing guarantees or policies of insurance upon the title to real or personal property.

Constitutional amendment read, and passed on file.

Assembly Constitutional Amendment No. 34—A resolution to propose to the people of the State of California to amend section 23 of article IV of the constitution of said State, relating to the compensation of members of the Legislature.

Constitutional amendment read.

COMMITTEE AMENDMENT.

During reading of the contitutional amendment, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 25, of the printed constitutional amendment, strike out the period and insert in lieu thereof a semicolon and the following: "*provided*, that this amendment shall apply to the hold-over members of the Senate for the regular session commencing January, 1923, as well as to members of the Legislature to be elected November, 1922."

Amendment adopted.

Assembly Constitutional Amendment No. 34 ordered to print.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 25.

A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 8 of article XIII thereof, relating to taxpayers' statements of property.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its forty-fourth session, commencing on the third day of January, 1921, two-thirds of all the members elected to each of the two Houses of said Legislature voting in favor thereof, proposes to amend section 8 of article XIII of the constitution of the State to read as follows:

Sec. 8. The Legislature shall by law require each taxpayer in this State on and subsequent to January 1, 1924, to make and deliver to the county assessor,

annually, a statement, under oath, setting forth specifically all the real and personal property owned by such taxpayer, or in his possession, or under his control, at twelve o'clock meridian on the first day of January.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 25 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Cancpa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Gates, Godsil, Hart, Ingram, Inman, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—28.

NOES—Senators Boggs, and Duncan—2.

Title read and approved.

Assembly Constitutional Amendment No. 25 ordered transmitted to the Assembly.

NOTICE OF MOTION TO RECONSIDER.

Senator Dennett gave notice that on the next legislative day he would move to reconsider the vote by which Assembly Constitutional Amendment No. 25 was adopted.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON ROADS AND HIGHWAYS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 1074—An act to amend sections 2, 9, 15, 32 and 34 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 10, 1915, as amended—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote: Ayes—11.

JOHNSON, Chairman.

Assembly Bill No. 1074 ordered to second reading.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 1286—An act providing for the building of a bridge across the Klamath River in Del Norte County and making an appropriation therefor—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—17; committee vote: Ayes—9; absent—8.

GATES, Chairman.

Assembly Bill No. 1286 ordered to second reading.

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 774—An act to amend section 395 of the Code of Civil Procedure, relating to the place of trial of actions—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—17; committee vote: Ayes—9; absent—8.

JONES, Chairman.

Assembly Bill No. 774 ordered to second reading.

Also:

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Assembly Bill No. 983—An act to amend section 1612 of the Political Code, relating to letting of contracts—has had the same under consideration, and respectfully reports the same back, without recommendation.

Committee vote: Ayes—10; absent—7. JONES, Chairman.

Assembly Bill No. 983 ordered to second reading.

ON INSURANCE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Insurance, to which was referred Assembly Bill No. 1316—An act to amend section 548 of the Penal Code, relating to the burning, destroying, abandoning, concealing or disposing of insured property—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—7; absent—2.

BURNETT, Chairman.

Assembly Bill No. 1316 ordered to second reading.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 1321—An act authorizing any city, city and county, town or political subdivision organized under the laws of this State to permit and regulate the use of space more than fifteen feet above and over the streets, alleys and public places of said city, city and county, town or other political subdivision of the State upon payment of compensation therefor to be fixed by ordinance—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—9; committee vote: Ayes—9.

CARR, F. M., Chairman.

Assembly Bill No. 1321 ordered to second reading.

MOTION.

Senator Breed moved that all Assembly bills reported in by committees this afternoon be given second reading, out of the regular order.

Motion carried.

SECOND READING OF ASSEMBLY BILLS—(OUT OF ORDER).

Assembly Bill No. 1074—An act to amend sections 2, 9, 15, 32 and 34 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or

acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 10, 1915, as amended.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

Amendment adopted.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out all of lines 1 to 25, inclusive, of the title and insert in lieu thereof the following:

"An act to amend sections 2, 3, 4, 7, 9, 15, 20, 32 and 34 of an act entitled 'An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act,' approved May 10, 1915, as amended, said amendments to provide for the regulation of the use and occupation of the public highways by vehicles and otherwise, and for the regulation of traffic and travel over such highways, for the registration and identification of motor and other vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles, and for the payment of license fees therefor; to regulate the powers of local authorities in regard to any of the matters embraced within the provisions of this act; to provide for the conduct of the Motor Vehicle Department; to provide for the disposition of registration and license fees, fines and forfeitures collected under the provisions of said act; to provide for the carrying out of the objects of said act as amended as aforesaid and these amendments thereto, and to make appropriations therefor; and to provide for the time that said amendments shall go into effect, and repealing all acts or parts of acts in conflict herewith."

Amendment adopted.

AMENDMENT NUMBER TWO.

Strike out all of the printed bill after line 31 on page 2 and insert in lieu thereof the following:

"SEC. 2. Section 3 of said act is hereby amended to read as follows:

SEC. 3. Every owner of a motor vehicle which shall be operated or driven upon the public highways shall, for each motor vehicle owned, except as herein otherwise expressly provided, cause to be filed, by mail, or otherwise, with the department an application for registration on a blank to be furnished by said department for that purpose, containing in addition to such other particulars as may be required by said department, a statement of the name and post-office address of the applicant and the name and post-office address of the legal owner, a description of such motor vehicle, including the name of the maker, the weight of the vehicle in pounds and its

rated load carrying capacity, or seating capacity, the type and year model, the number, if any, affixed to the motor or engine by the maker and the serial number thereof, in the event there is no engine or motor number, the character of the motive power, the diameter of the cylinder bore and the number of cylinders; and with such application the applicant shall deposit the proper registration fee as provided in section seven of this act; *provided*, that for all the purposes of this act the horsepower of any motor vehicle, except electric or steam-driven vehicles, shall be determined by the formula commonly known as that of the association of licensed automobile manufacturers (A. L. A. M.), being as follows: Square the diameter of the cylinder in inches, multiply by the number of cylinders, and divide by two and five-tenths; *provided, further*, that for the purpose of this act the horsepower of any steam-driven motor vehicle shall be the horsepower rating fixed and advertised by the manufacturer thereof; *provided, further*, that in case the motor vehicle sought to be registered shall be a specially constructed or a reconstructed motor vehicle, that fact must be stated by the applicant in his application for registration and he shall furnish the department on demand such additional information relating to said motor vehicle as shall be satisfactory to the department before it may register such vehicle; *and provided, further*, that in case the motor vehicle sought to be registered shall be an imported motor vehicle, within the meaning of this act, that fact must be stated by the applicant in his application for registration, and he shall furnish the department on demand such additional information relating to said motor vehicle as shall be satisfactory to the department before it may register such vehicle, and in case such vehicle shall have been theretofore registered in any other state or country, the applicant shall with his original application for registration supply the department with full information relating to such former registration and shall surrender to the department any number plates, seals, certificates of registration or other evidences of such former registration as may be in the applicant's possession or control. Every owner of a trailer or semi-trailer which shall be drawn upon a public highway when any such trailer shall exceed one ton in weight including its maximum load capacity, shall cause to be filed by mail or otherwise, with the department, an application for registration on a blank to be furnished by said department for that purpose, containing in addition to such other particulars as may be required by said department, a statement of the name and post-office address of the applicant, the weight of the vehicle in pounds and its rated load carrying capacity, or seating capacity, and with such application the applicant shall deposit the proper registration fee, as provided in section 7 of this act.

The provisions relative to fees shall not apply to any trailer or semi-trailer the weight of which, including its maximum load capacity does not exceed one thousand pounds.

Whenever the owner of any motor vehicle shall after making application for registration of any motor vehicle move from the address named in such application or change his post-office address he shall within ten days after such moving or change of address notify the department in writing of such change and of his new post-office address. Failure to so notify the department shall constitute a misdemeanor.

SEC. 3. Section 4 of said act is hereby amended to read as follows:

Sec. 4. Upon the receipt by the department of an application for registration of a motor vehicle or trailer or semi-trailer accompanied by the fee required by section 7 of this act, the department shall file such application and if satisfied that the applicant is entitled to registration of said vehicle or vehicles as the owner thereof, within the meaning of this act, and if all fees theretofore payable to the department in connection with the registration, or any renewal thereof, of said vehicle or vehicles shall have been duly paid, shall alphabetically, and also numerically, register such motor vehicle or trailer or semi-trailer with the name and post office of the owner, and of the legal owner together with the facts stated in such application, in a book or on index cards to be kept for the purpose, under a distinctive number assigned to such motor vehicle or trailer or semi-trailer by the department, which book or index cards shall be open to inspection by the public during reasonable business hours. A full record of all motor vehicle registration shall be posted daily by the department upon a bulletin board so located as to be easily accessible to the public, and no information relative to any such registrations shall be made public by any employee of the department in advance of such posting.

Upon the filing of such application and the payment of the fee provided in this act, the department shall upon registration assign to such motor vehicle or trailer or semi-trailer, a distinctive registration number.

SEC. 4. Section 7 of said act is hereby amended to read as follows:

Sec. 7. The following fees shall be paid to the department upon the registration of a vehicle in accordance with the provisions of this act and shall accompany the application hereinabove provided for: For the registration of every motorcycle, four dollars; for the registration of every automobile, except electric automobiles, the sum of forty cents for each horsepower, or major fraction thereof, according to the formula specified in section 3 of this act; for the registration of an electric motor vehicle, five dollars.

The fee to be paid for the registration of any motor vehicle other than a motorcycle which is equipped with pneumatic tires, shall be, in addition to the fees hereinbefore provided, the following:

Under 4,000 pounds gross ladened weight	$1 00
4,000 pounds and over but less than 6,000 pounds gross ladened weight	2 00
6,000 pounds and over but less than 8,000 pounds gross ladened weight	3 00
8,000 pounds and over but less than 10,000 pounds gross ladened weight	8 00
10,000 pounds and over but less than 12,000 pounds gross ladened weight	10 00
12,000 pounds and over but less than 14,000 pounds gross ladened weight	12 00
14,000 pounds and over but less than 16,000 pounds gross ladened weight	14 00
16,000 pounds and over but less than 18,000 pounds gross ladened weight	16 00
18,000 pounds and over but less than 20,000 pounds gross ladened weight	18 00
20,000 pounds and over gross ladened weight	20 00

The fee to be paid for registration of any motor vehicle, which is equipped with other than pneumatic tires shall be, in addition to the fees hereinbefore provided, the following:

Under 4,000 pounds gross ladened weight	$5 00
4,000 pounds and over but less than 6,000 pounds gross ladened weight	10 00
6,000 pounds and over but less than 8,000 pounds gross ladened weight	15 00
8,000 pounds and over but less than 10,000 pounds gross ladened weight	20 00
10,000 pounds and over but less than 12,000 pounds gross ladened weight	25 00
12,000 pounds and over but less than 14,000 pounds gross ladened weight	30 00
14,000 pounds and over but less than 16,000 pounds gross ladened weight	35 00
16,000 pounds and over but less than 18,000 pounds gross ladened weight	40 00
18,000 pounds and over but less than 20,000 pounds gross ladened weight	45 00
20,000 pounds and over but less than 22,000 pounds gross ladened weight	50 00
22,000 pounds and not over 25,000 pounds gross ladened weight	60 00
Over 25,000 pounds gross ladened weight	75 00

For the computation of fees based on gross ladened weight said gross ladened weight shall, in the case of freight or merchandise vehicles, be the actual weight of the vehicle in pounds plus the manufacturer's rated load capacity, and in the case of passenger vehicles shall be the actual weight of the vehicle in pounds plus the sum of the adult seating capacity multiplied by 150 pounds.

The fee to be paid for the registration of a trailer or semi-trailer, subject to the provisions of this act, shall be based upon the weight of such trailer or semi-trailer, the same weight and fee schedule to apply as hereinbefore provided for motor vehicles on a weight basis.

The fees to be paid for the registration of motor vehicles or tractors which are registered subsequent to the beginning of any registration year shall be the same as herein provided except that a deduction of one-quarter of any such fees shall be allowed for each three months which shall have elapsed.

In addition to any fee which is delinquent, there shall be paid for the registration of any vehicle a delinquency fee equal to one-quarter of such registration fee as is delinquent. All delinquent and delinquency fees shall be a first lien upon the vehicle the registration fees of which are delinquent.

The fee to be paid for the registration of every transfer of ownership shall be one dollar.

The superintendent shall have the authority, in disputed cases, to determine the classification in which any vehicle belongs and the amount of the fee which shall be paid therefor.

The fee to be paid by manufacturers or dealers of motor vehicles other than motorcycles or tractors shall be as follows:

For registration and one set of registration plates	$10 00
For each additional set of registration plates	5 00

The fee to be paid by trailer, semi-trailer or motorcycle manufacturers or dealers shall be as follows:

For registration and one plate	$10 00
For each additional plate	2 00

The fee to be paid for each original operator's license shall be fifty cents.

The fee to be paid for a chauffeur's license and badge shall be two dollars; *provided*, that a deduction of fifty cents each shall be allowed for each three months which shall have elapsed between the preceding February first and the date of application.

The fees to be paid for duplicate registration plates, container, certificate of registration, chauffeur's badge, chauffeur's certificate or operator's certificate shall be as follows:

For every such registration plate	One dollar
For every such container	Fifty cents
For every such certificate of registration	Fifty cents
For every such chauffeur's badge	One dollar
For every such chauffeur's certificate	Fifty cents
For every such operator's license	Fifty cents

The fee to be paid for the testing, inspecting and approval of types of headlamp or other equipment shall be fifty dollars.

SEC. 5. Section 9 of said act is hereby amended to read as follows:

Sec. 9. Every manufacturer of, or dealer in motor vehicles who has an established place of business may make application to the department, by mail or otherwise, upon a blank provided by the department, for a general distinguishing number or symbol, instead of registering each motor vehicle, except service, repair or tow cars, owned by him, and with such application he shall deposit the proper registration fee as provided in section 7 of this act; and the department shall grant the application if satisfied of the facts stated in the application and shall issue to the applicant a certificate of registration containing the name and business address of the applicant and the general distinguishing number or symbol assigned to him, and made in such form and containing such further information as the department may determine; and every motor vehicle, except service, repair or tow cars, owned or controlled by such manufacturer or dealer shall be regarded as registered under such general distinguishing number or symbol until ten days after being sold, or until let for hire, or until loaned for a period of more than ten successive days. The department shall furnish, without other charge than the fee specified in section 7 of this act, with transportation charges prepaid, to every manufacturer of or dealer in automobiles or motorcycles applying therefor whose vehicles are registered in accordance with the provisions of this section, one pair of automobile plates or one single motorcycle number plate, of suitable design, the plates to have displayed upon them the registration number which is assigned to the motor vehicles of such manufacturer or dealer, with a different symbol on each pair of automobile number plates and on each single motorcycle plate. The department shall furnish such additional number plates as required by any dealer, upon the payment of the fee therefor set forth in section 7 of this act. If the department shall determine at any time for due cause that any such manufacturer or dealer to whom the certificate of registration provided for in this section has been issued and to whom such general distinguishing number or symbol has been assigned has failed to comply with the requirements of this section hereinafter contained with reference to notices or reports of transfer of motor vehicles, or has caused or suffered, or is causing or suffering, the unlawful use of such certificate or number, the department may revoke said certificate of registration and recall and cancel said general distinguishing number of symbol, in which event said manufacturer or dealer, after notice of such action on part of the department, shall, without further demand, return to the department any and all number plates that may have been furnished him by the department under said certificate so revoked; *provided*, that no manufacturer or dealer or any employee of such manufacturer or dealer, shall cause or permit the display, or other use, of any number plate, or certificate of registration which may have been furnished to such manufacturer or dealer under the general distinguishing number or symbol hereinbefore provided for, excepting upon motor vehicles owned by such manufacturer or dealer within the meaning and intent of this act; *provided, further*, that no person shall display or otherwise use or have in his possession any number plate, or certificate of registration furnished by the department under a general manufacturer's or dealer's distinguishing number or symbol, except such manufacturer or dealer or his employees; *and provided, further*, that if the department, upon receiving from any manufacturer or dealer an application for the issuance for the ensuing calendar year of the certificate of registration and general distinguishing number or symbol provided for in this section, shall determine upon due cause that such manufacturer or dealer during the previous calendar year has failed to comply with the requirements of this section hereinafter contained respecting the filing of notices or reports of transfer of motor vehicles, or has caused or suffered, or is causing or suffering, the unlawful use of such certificate or number, the department may refuse such application.

When it shall become necessary for a manufacturer of, or dealer in, or consignee of, motor vehicles to move any vehicles owned by or consigned to him, not being registered under any of the provisions of this act, from any vessel, railroad depot, or warehouse, to the salesrooms or other place of business of such manufacturer or dealer, or to a warehouse or other place of storage, over the public highways, he may operate such vehicle, either under its own power or otherwise, over such public highways as are necessary for said purpose, without first registering said motor vehicle or affixing thereto any number plates issued to him under the general distinguishing number or symbol hereinabove specified: *provided, however*, that in such event he shall first obtain from the police authorities or marshal of the city or town in which said vessel, railroad depot or warehouse is situated, a written permit authorizing such operation; and there is hereby conferred upon police authorities, including town marshals, within the State of California, authority to issue such permits in proper cases as hereinbefore provided.

Upon the transfer of any motor vehicle by a manufacturer or dealer, whether by sale, lease or otherwise, such motor vehicle not being registered under the provisions of section 3 hereof, such manufacturer or dealer shall, forthwith upon such transfer, file with the department, upon a blank to be furnished by the department, a notice or report containing the date of such transfer, a description of such motor vehicle, and the name and post office of the purchaser, lessee or other transferee.

Before any person, firm or corporation shall wreck, dismantle or disassemble any motor vehicle, or substantially alter the form thereof, such person, firm or corporation shall give notice in writing upon forms to be furnished by the motor vehicle department of the intention so to do to the sheriff of [illegible] county or town in which such work is to be done or if such work is to be done outside of an incorporated city or town, such notice shall be given to the sheriff of the county in which the work is to be done.

Upon the transfer of any automobile engine or motor, except a new engine or motor transferred with intent that the same be installed in a new automobile, and whether such transfer be made by a manufacturer or dealer or otherwise, and whether by sale, lease or otherwise, the transferor shall within three days after such transfer file with the department, upon a blank to be furnished by the department, a notice or report containing the date of such transfer and a description, together with the maker's number of said engine or motor, the name and post office address of the purchaser, lessee or other transferee.

SEC. 6. Section 15 of said act is hereby amended to read as follows:

Sec. 15. (a) Other than on vehicles actually engaged at the time in construction or repair work on public highways, no tire on any motor or other vehicle operated on or over any public highway or bridge shall have on its periphery any block, stud, flange, cleat, ridge, bead or any other appurtenance of metal or wood which projects beyond the tread or traction surface of the tire, but this section shall not be so construed as to prohibit the use of tire chains of reasonable proportions on motor vehicles when required for safety because of snow, ice or other conditions tending to cause such motor vehicle to skid or slip: *provided, however*, that traction chains or tractors for propelling power of which is exerted not through wheels resting upon the ground but by means of a flexible band or chain, known as a track laying track, may be operated upon the public highways with transverse corrugations upon the periphery of said movable tracks on condition that a permit shall first have been obtained as hereinafter in this section provided.

(b) No vehicle shall be operated on any highway in this State which has a total weight, including vehicle and load, in excess of twenty-five thousand pounds when such vehicle is equipped with four wheels resting on the highway, or having a total weight, including the vehicle and load, in excess of thirty-four thousand pounds when said vehicle is equipped with six wheels and with three axles, no two of which are less than ninety-six inches apart, without first obtaining a permit as hereinafter provided.

(c) No vehicle shall be operated on any highway in this State which has a gross load on any one wheel of more than seven thousand five hundred pounds or a gross load on any one axle of more than twelve thousand pounds or any one axle, without first obtaining a permit as hereinafter provided.

(d) No said road vehicle shall be operated on any highway the weight of which with its load exceeds six hundred and fifty pounds for one inch of the clearest base width of all the tires said vehicle shall be operated on any highway the or part by width and no said road vehicle shall be operated on any highway the weight of which with its load exceeds seven hundred and fifty pounds for any inch of width of any tire of the load carrying wheels of said vehicle, or part thereof, the clearest base width of all the tires said thereon which all of such tires are in fact engaged; but no metal tired wagon, or vehicle resting on any more than two wheels, and no metal tired wagon, or vehicle resting on any metal tired wheels or other object or portion thereof in contact with the highway, metal tired wagon or other object or portion thereof in contact with the highway, shall be operated on any highway the weight of which with its load exceeds five hundred pounds for any inch of the width of the tire said thereon or other portion thereof coming in contact with the highway: *provided, however*, that traction engines or tractors the propelling power of which is exerted not through wheels resting upon the ground but by means of a flexible band or chain, known as a traction track, shall not be subject to the foregoing provisions upon permissible weights per inch of width of tire of the portions of the movable tracks in contact with the surface of the highway present plate surfaces: *and provided, further*, that when any of the highways present plate surfaces the state highway commissioner may permit or prohibit the operation thereon of any vehicle or combination of vehicles in excess of the weights hereinbefore or hereinafter specified whenever in his judgment any such vehicle or combination of vehicles will not injure the highway or highway structures, and may require such security as he may deem necessary to compensate for any injury that may be done to the highway or highway structures by the operation of such vehicle or combination of vehicles, and may issue a permit in writing authorizing the operation of such vehicle or combination of vehicles upon the highways or highway structures specified in such permit, subject to the restrictions, limitations and requirements contained in such permit, and every such permit may be revoked at any time by the commissioner. Any person, firm or corporation violating any of the provisions of this section shall be punished by a fine of not more than one hundred dollars for each offense.

(e) No vehicle shall be operated on any highway in this State which has a gross load on any one wheel of more than seven thousand five hundred pounds or a gross load on any one axle of more than twelve thousand pounds or any one axle, without first obtaining a permit as hereinafter provided.

(f) No said road vehicle shall be operated on any highway the weight of which with its load exceeds six hundred and fifty pounds for one inch of the clearest base width of all the tires said vehicle shall be operated on any highway the or part by width and no said road vehicle shall be operated on any highway the weight of which with its load exceeds seven hundred and fifty pounds for any inch of width of any tire of the load carrying wheels of said vehicle, or part thereof, the clearest base width of all the tires said thereon which all of such tires are in fact engaged; but no metal tired wagon, or vehicle resting on any more than two wheels, and no metal tired wagon, or vehicle resting on any metal tired wheels or other object or portion thereof in contact with the highway, metal tired wagon or other object or portion thereof in contact with the highway, shall be operated on any highway the weight of which with its load exceeds five hundred pounds for any inch of the width of the tire said thereon or other portion thereof coming in contact with the highway: *provided, however*, that traction engines or tractors the propelling power of which is exerted not through wheels resting upon the ground but by means of a flexible band or chain, known as a traction track, shall not be subject to the foregoing provisions upon permissible weights per inch of width of tire of the portions of the movable tracks in contact with the surface of the highway present plate surfaces: *and provided, further*, that when any of the highways present plate surfaces the state highway commissioner may permit or prohibit the operation thereon of any vehicle or combination of vehicles in excess of the weights hereinbefore or hereinafter specified whenever in his judgment any such vehicle or combination of vehicles will not injure the highway or highway structures, and may require such security as he may deem necessary to compensate for any injury that may be done to the highway or highway structures by the operation of such vehicle or combination of vehicles, and may issue a permit in writing authorizing the operation of such vehicle or combination of vehicles upon the highways or highway structures specified in such permit, subject to the restrictions, limitations and requirements contained in such permit, and every such permit may be revoked at any time by the commissioner. Any person, firm or corporation violating any of the provisions of this section shall be punished by a fine of not more than one hundred dollars for each offense.

(g) No solid rubber tire shall be used on any motor or other vehicle or contrivance for moving loads over any public highway or bridge unless such tire has rubber on its entire traction surface at least one inch thick above the edge of the flange.

The supervisors of any county shall have power to require a lighter load on county roads in their respective counties. Any person violating the provisions of this subsection shall be guilty of a misdemeanor and on conviction thereof shall be punished by a fine of not less than [illegible] dollars for each foot rim in excess of the maximum herein imposed, and any peace officer making the arrest of the owner or driver of any vehicle violating the provisions of this subsection shall keep said vehicle with its load in his custody until such time as said penalty shall have been paid: *provided*, that the owner or driver

of any such vehicle may give to said peace officer a bond in favor of the State of California in case of State highways, and in the name of the county in which the offense has occurred in the case of county roads, conditioned to secure the payment of said penalty within the time prescribed in said bond. Furthermore, any peace officer may require the owner or the driver to drive any such vehicle to the nearest public scales to be designated by such peace officer for the purpose of establishing the weight and the load of any such vehicle.

(e) No motor vehicle shall be operated or driven over any public highway or bridge drawing or having attached thereto more than two trailers; *provided*, that all four-wheeled trailers excepting light camping trailers shall be equipped with suitable brakes.

(f) Anything to the contrary herein notwithstanding, upon application in writing to the State Department of Engineering, said Department of Engineering in its discretion may issue a special permit to the owner or operator of any vehicle allowing heavier or wider loads than hereinabove in this section or elsewhere in this act permitted to be moved or carried over and on the public highways and bridges, or allowing more than two trailers to be drawn by a motor vehicle; and may also issue such special permit to increase the permissible weights per inch of width of tire and may also permit the use of corrugations on the periphery of the movable tracks of traction engines or tractors propelled not by wheels resting upon the ground but by flexible bands or chains. Such permits shall be in writing and they may limit the time of use and operation over the particular highways and bridges which may be traversed and may contain such special conditions and provisions and require such undertaking or other security as the said Department of Engineering shall deem to be necessary to protect the public highways and bridges from injury, or provide indemnity for any injury resulting from such operation. All such special permits shall be carried in the vehicles to which they refer and shall upon demand be open to the inspection of any peace officer, any authorized agent of the Department of Engineering or of the Motor Vehicle Department, or any officer or employee charged with the care or protection of the public highways. It shall be unlawful for any person to violate, or to cause or permit to be violated, the limitations or conditions of such special permits and any such violation shall be deemed for all purposes to be a violation of the provisions of this act.

(g) Anything to the contrary herein notwithstanding, the State Department of Engineering may in its discretion limit the maximum load to be carried over or on any public bridge, causeway, viaduct, trestle or dam, below the maximum established by law; *provided, however*, that in such event said Department of Engineering shall cause suitable signs to be erected and maintained, specifying such limitation of load, such signs to be placed at a distance of not less than one hundred feet nor more than one hundred fifty feet from the approaches to such bridge, causeway, viaduct, trestle or dam.

(h) Anything to the contrary in this act notwithstanding, the owner and the operator, driver or mover of any vehicle, object or contrivance over a public highway or bridge, shall be jointly and severally responsible for all damages which said highway or bridge may sustain as the result of so operating or driving or moving such vehicle and the amount of such damages may be recovered in an action at law by the authorities in control of such highway or bridge.

(i) After this act becomes effective no motor vehicle, tractor, trailer or semi-trailer shall be registered under the terms of this act where the actual weight thereof in pounds plus the manufacturer's rated load capacity exceeds the maximum load limits prescribed in this act; *provided, however*, that any motor vehicle, tractor, trailer or semi-trailer registered prior to the taking effect of this act may be authorized to be operated under a special permit issued by the State Highway Commission under the provisions of this section.

Provided, however, that any such motor vehicle, tractor, trailer or semi-trailer operating under such special permit may be re-registered from year to year during its life.

SEC. 7. Section 20 of said act is hereby amended to read as follows:

Sec. 20. (a) The driver or operator of any vehicle in or upon any public highway shall drive or operate such vehicle in a careful manner with due regard for the safety and convenience of pedestrians and of all other vehicles or traffic upon such highway, and wherever practicable shall travel on the right-hand side of such highway. Two vehicles which are passing each other in opposite directions shall have the right of way, and no other vehicle to the rear of either of such two vehicles shall pass or attempt to pass such two vehicles. On all occasions the driver or operator of any vehicle in or upon any public highway shall travel upon the right half of such highway unless the road ahead on the left-hand side is clear and unobstructed for at least one hundred yards ahead and in all cases while crossing an intersecting highway. For the purposes of this section and its subdivisions, an animal or animals attached to any conveyance shall, with such conveyance, be deemed to constitute one vehicle.

(b) Vehicles proceeding in opposite directions shall pass each other to the right, each giving to the other one-half the road as nearly as possible.

(c) Vehicles overtaking other vehicles proceeding in the same direction shall pass to the left thereof and shall not again drive to the right until reasonably clear of such overtaken vehicle.

(d) It shall be the duty of the driver, rider or operator of a vehicle about to be overtaken and passed to give way to the right in favor of the overtaking vehicle, on suitable and audible signal being given by or on behalf of the operator, driver or other person in charge and control of such overtaking vehicle if such overtaking vehicle be a motor vehicle.

(e) Vehicles must be operated so as to allow a safe distance between such vehicles and any persons, vehicles or animals preceding them upon the highway, and outside of the business district of any county, incorporated city and county, city or town, contiguous to a public highway as such business district is defined in this act, no vehicle shall, while in motion, be closer than fifteen feet to any vehicle, person or animal in front thereof.

(f) Excepting where controlled by such traffic ordinances or regulations as are permitted under this act the operator of a vehicle shall yield the right of way at the intersection of their paths to a vehicle approaching from the right unless such vehicle approaching from the right is further from the point of the intersection of their paths than such first named vehicle.

(g) Any vehicle traveling on a public highway which is divided longitudinally by a parkway or an isle of safety, shall keep to the right of such parkway or isle of safety unless otherwise directed by the provisions of any ordinance, rule or regulation of competent local authorities.

(h) It shall be the duty of the person operating or in charge of an overtaking vehicle to sound audible and suitable signal before passing a vehicle proceeding in the same direction.

(i) All vehicles approaching an intersection of a public highway, with the intention of turning thereat shall in turning to the right keep to the right of the center of such intersection, and in turning to the left shall run beyond the center of such intersection, passing to the right thereof, before turning such vehicle toward the left. For the purposes of this subdivision the "center of such intersection" shall be held to mean the meeting point of the medial lines of the two highways traversed by the vehicle making the turn.

(j) In all passing and overtaking such assistance shall be given by the occupants of each vehicle respectively to the other as the circumstances shall reasonably demand in order to obtain clearance and avoid accidents; every person having control or charge of any motor vehicle or other vehicle upon any public highway and approaching any vehicle drawn by a horse or horses, or any horse upon which any person is riding, shall operate, manage and control such motor vehicle or other vehicle in such manner as to exercise every reasonable precaution to prevent the frightening of any such horse or horses and to insure the safety and protection of any person riding or driving the same; and if such horse or horses appear frightened the person in control of such motor vehicle or other vehicle shall reduce its speed, and if requested by signal or otherwise by the driver or rider of such horse or horses shall not proceed further toward such animal or animals unless such movement be necessary to avoid accident or injury, until such animal or animals be under the control of the driver or rider thereof.

(k) The operator of any vehicle shall not operate or drive the same so as to pass or overtake any other vehicle going in the same direction at any street intersection unless directed so to do by a traffic or police officer.

(l) The person in control of any vehicle moving slowly along and upon any public highway shall keep such vehicle as closely as practicable to the right-hand boundary of the highway, allowing more swiftly moving vehicles reasonably free passage to the left.

(m) No person shall operate or drive any motor vehicle that is so covered, loaded or constructed as to obscure the driver's view of the highway to the rear, nor any vehicle which is so covered, loaded or constructed that any portion thereof to the rear of the driver projects more than twelve inches beyond the extreme left side of the driver's seat, unless there is placed on said vehicle a mirror so located as to reflect to the driver a view of the highway for at least two hundred feet behind such vehicle.

(n) The person in charge of any vehicle in or upon any public highway, before turning, stopping, or changing the course of such vehicle, and before turning such vehicle when starting the same, shall see first that there is sufficient space for such movement to be made in safety, and if the movement or operation of other vehicles may reasonably be affected by such turning, stopping or changing of course, shall give plainly visible signal to the persons operating, driving or in charge of such vehicles of his intention so to turn, stop, or change his course, either by the use of his hand and arm, which shall be visible from the rear, or by the use of an approved mechanical or electrical device. Any such device shall upon application to the motor vehicle department be tested and certified as adequate to give the signal herein required, in the same manner and upon the payment of the same fee as in the case of headlights.

When the signal required by this section is given by the use of the hand and arm the intention to turn such vehicle toward the right or the left shall be indicated by extending the hand and arm horizontally from and beyond the side of the vehicle toward which the turn is to be made or by extending the hand and arm vertically with the hand pointing upward from the side opposite the direction toward which the turn is to be made; when the signal to be given is to indicate the intention to stop a vehicle or to abruptly or suddenly check its speed, such signal if given with the hand and arm shall be given by extending the hand and arm out from and beyond either side of the vehicle and pointed in a downward direction.

(*o*) In passing any railroad, interurban or street car while passengers are alighting from or boarding the same, vehicles shall be operated or driven on the right-hand side of such cars and at a rate of speed not exceeding ten miles an hour and no portion thereof or of any load thereon shall come within six feet of the running board of steps of such cars, and shall at all times be operated with due care and caution so that the safety of such passengers shall be assured; *provided, however*, that where local authorities have plainly marked upon the surface of the highway safety zones for the protection of such passengers, vehicles shall not, at any time, be operated or driven within such zones; *provided, further*, that said safety zones shall only be marked at street corners or at other regularly established stations or stopping places of such railroad, or interurban, or street cars, and shall not extend beyond seven feet toward the boundary of the highway from the outer rail of such railroad, interurban or street car line.

(*p*) Every motor vehicle when moving in defiles, canyons, or mountain passes where the curvature of the road or highway prevents a clear view for a distance of one hundred yards shall be held under control and not permitted to coast and the operator thereof in approaching curves shall give a warning of his gong or other adequate signaling device.

(*q*) No vehicle except vehicles operated by the fire department or police department of any incorporated city and county, city or town, shall be turned so as to proceed in the opposite direction except at an intersection of the public highway. In so turning vehicles shall pass beyond and around the center of such intersection. This provision shall not apply except in a business district or closely built up territory, as such district and such territory are defined in this act.

(*r*) Police and fire department vehicles shall at all times be equipped with a siren and it shall be unlawful for any other vehicle to be equipped with or use such a device.

(*s*) Vehicles of the police or fire department of any incorporated city or county, city or town, shall in all cases while being operated as such, have right of way over all other vehicles with due regard to the safety of the public; but this provision shall not protect the driver or operator of any such vehicle or his employer or principal from the consequence of the arbitrary exercise of this right, nor shall it be construed as permitting the violation by the operators of any such vehicles of any of the provisions of section 22 of this act, except the operators of police vehicles when such vehicles are being operated in the chase or apprehension of violators of the law or of persons charged with or suspected of any such violation.

(*t*) Upon the approach of any police or fire department vehicle it shall be the duty of the operator of any street car, upon the sounding of a signal by such police or fire department vehicle, to stop such street car forthwith, unless at the time such street car is crossing an intersection of the public highways, in which event it shall be operated so as to clear the intersection of the highways and then stopped, and every other vehicle shall immediately be moved to a position as near as possible and parallel to the right-hand curb, and shall remain there until the police or fire department apparatus has passed such vehicle.

(*u*) No person shall hitch or leave standing, or cause or permit to be hitched or left standing, any animal, or leave standing or cause or permit to be left standing, any vehicle, or stop or cause or permit to be stopped any animal or vehicle at any time upon the public highway within fifteen feet of any public fire hydrant located upon the public highway or sidewalk, unless such animal is under the charge of some person capable of driving the same or unless such vehicle is in the charge of some person capable of operating or driving the same.

(*v*) No motor or other vehicle as defined in this act shall be operated or driven on or over any public highway or bridge if the outside width of tread exceeds one hundred twelve inches or if the total outside width of the bed of said vehicle and any load thereon shall exceed one hundred two inches, nor shall any pleasure type automobile be operated on or over any public highway or bridge if any luggage, package, trunk, crate, box or other load carried thereon extends to the left side more than twelve inches beyond the body of such automobile; *provided, however*, that any city now or hereafter organized under freeholders' charter may permit or prohibit an increase beyond the maximum hereinbefore prescribed of the total outside width of the beds of vehicles and any loads thereon, where such vehicles are operated or driven and said loads are carried wholly within the limits of said city, but where any such city shall not by proper and suitable ordinance or other regulation permit or prohibit such increased width, the regulations and limitations prescribed by this act shall not apply; *and provided*, that the regulations and limitations prescribed by this act relative to the maximum widths of vehicles and their loads shall not apply to

implements of husbandry temporarily drawn, propelled or moved upon the highway; *and provided, further*, that loads not exceeding ten feet in width of loosely-piled material not crated, baled, boxed, sacked or carried otherwise than loosely in bulk, may be carried upon vehicles on the highway; *provided*, that the extreme width of such vehicles, including any loading racks thereon, shall not exceed one hundred twenty inches, as hereinbefore prescribed.

(*w*) No person shall leave standing, or cause or permit to be left standing upon the main traveled portion of any public highway, a vehicle undergoing repair, or which has been stopped for the purpose of having repairs made thereon, or for the purpose of camping; *provided, however*, that this provision shall not apply to a vehicle which shall be disabled, while on such main traveled portion of the highway, in such manner and to such extent that it shall be impossible to avoid stopping such vehicle on said main traveled portion of the highway, and impracticable to remove the same therefrom until repairs shall have been made.

(*x*) The provisions of subdivisions (*a*), (*b*), (*c*), (*d*), (*e*), (*g*), (*j*), (*k*), (*l*) of this section shall be applicable to the rider of every horse, mule or other riding animal ridden upon the public highway, to the end and effect that the same duties, rules and regulations imposed thereon upon the drivers or operators of vehicles upon the public highway, including the care to be exercised in driving or operating vehicles, the portion of the highway upon which they shall travel, the right of way as between vehicles passing or overtaking each other, or upon approaching intersections, the duty of giving way in favor of overtaking vehicles, the manner of turning at intersections and at other places upon the highway and of stopping or changing the course of the vehicles and the duties imposed upon operators or drivers of vehicles in passing railroad, interurban or street cars, shall be imposed, and they are hereby imposed, upon the riders of animals upon the public highways.

(*y*) No person owning, or controlling the possession of, any horse, cow, mule, ass, sheep, goat, hog or other live stock, shall voluntarily or negligently permit such animal to stray upon or remain unaccompanied by a herder or other person in charge or control thereof upon a public highway, either side of which is adjoined by property which is separated from such highway by a fence, wall, hedge, sidewalk, curb, lawn or building, or shall permit the tether or any portion thereof to which such animal may be attached, to lie across or upon any public highway, and no person shall feed, pasture or camp any such live stock upon any public highway between the hours of sunset and sunrise without keeping a sufficient number of herders on continual duty to keep open the road so as to admit at all times of the ready passage of vehicles, and also keeping red lanterns or lights burning to warn the public of the presence of such stock.

(*z*) No person shall discharge any firearms on any public highway.

(*aa*) No vehicle shall be operated on any public highway unless it is so constructed as to prevent its contents from dropping, sifting, leaking, or otherwise escaping from such vehicle.

SEC. 8. Section 32 of said act is hereby amended to read as follows:

SEC. 32. (*a*) Excepting as in this act otherwise provided, or where a different penalty is expressly fixed by this act, any person violating any of its provisions, or knowingly making a false statement or knowingly concealing a material fact or otherwise committing a fraud in an application for the registration of a vehicle, or in an application for an operator's or chauffeur's license, shall be guilty of a misdemeanor, and upon conviction thereof, unless in this act otherwise provided, shall be punished by a fine not exceeding five hundred dollars or by imprisonment in the county jail not exceeding six months, or by both such fine and imprisonment.

(*b*) Immediately upon receipt by the department of information concerning the conviction of any person for the violation of section 17 of this act, or concerning the third conviction within one year of any person for the violation of any of the provisions of section 22 of this act, the department shall forthwith revoke the operator's or chauffeur's license issued to such person by the department and shall issue no operator's or chauffeur's license to any such person within one year thereafter.

A plea of guilty or a failure to appear in court or forfeiture of bail by a person charged with a violation of this act shall be deemed to constitute and be tantamount to conviction for the purposes of this subdivision.

Upon the suspension or revocation of any chauffeur's or operator's license, the department shall demand the surrender of the license certificate, and any duplicates thereof that may have been issued, and also the license badge, if any, and it shall be unlawful for any person whose license has been suspended or revoked as herein provided to fail or neglect forthwith to surrender to the department any such certificates or badge in his possession or under his control. Upon receiving within one year verified written complaints made by one or more persons of two or more separate instances of reckless, negligent or unlawful operation of a vehicle on any public highway in this State by any person to whom the department has issued a valid unrevoked operator's or chauffeur's license the department may, in the discretion of the superintendent thereof, fix a time and place for a hearing to determine whether or not the operator's or chauffeur's license held by such person should be revoked on the ground that such person is an unfit person to be so licensed. The

person so complained of shall be served with a written notice, at least ten days prior to the date of said hearing, to appear and show cause, at such hearing, why his license to operate a motor vehicle upon the public highways should not be suspended or revoked. Such hearing shall be held by the superintendent of the department or by any person or persons, not exceeding three, officers or employees of the department whom he may designate. If upon such hearing it is determined that there is good and sufficient reason therefor findings and an order shall be made by the superintendent or by the person or persons holding such hearing on his behalf to the effect that such license should be revoked. The department shall thereupon cause such person's license as an operator or chauffeur to be forthwith revoked if the findings hereinbefore provided for show or declare that such operator or chauffeur is a reckless or negligent driver or that he is incompetent or unfit to operate a motor vehicle because of mental or physical infirmities or disabilities.

If in any case the respondent shall fail to appear at the time and place fixed for any such hearing as is provided in this section, he shall be in default, and if in the opinion of the superintendent or of the person or persons holding such hearing on his behalf, there is sufficient reason therefor, the license of the respondent may be ordered revoked or suspended, whereupon the department shall upon notice of such order, revoke or suspend, as the case may be, such license.

The superintendent or the person or persons holding such hearing may summon witnesses in behalf of the State and may administer oaths and take testimony, may cause depositions to be taken, and may order the production of books, papers, agreements and documents.

The fees for the attendance and travel of witnesses shall be the same as for witnesses before the superior court, and shall be paid by the State upon demand by the department filed with the Controller.

The Supreme Court, any District Court of Appeal or any superior court shall have jurisdiction, upon the application, to enforce all lawful orders of the department under this section.

(c) In addition to any or all other punishments provided in this act and imposed by the court upon any person for violation of any of the provisions of this act, the court may in its discretion, suspend an operator's or chauffeur's license for a period of not to exceed thirty days, in which case the court shall take up the license certificate of such person together with, in case of a chauffeur the license badge, and shall forward them to the department.

(d) Upon the expiration of the period of suspension of any license as hereinbefore in this section provided for, the department shall return to the licensee his license certificate, or in its discretion may issue to him a new certificate, and such license shall be valid for the remainder of the current calendar year, subject to the other provisions of this act; and in like manner the department shall return to any chauffeur whose license badge may have been forwarded to the department upon suspension of his license, such license badge or issue to such licensee a new badge.

SEC. 9. Section 34 of said act is hereby amended to read as follows:

Sec. 34. There is hereby created in the State treasury a fund which shall be known as the "Motor Vehicle Fund". During each business day the department shall file with the State Controller and the State Treasurer a report of all transactions completed during the preceding business day, involving the collection of moneys under any of the provisions of this act, and shall at the time of the filing of such report deposit in the State treasury to the credit of the Motor Vehicle Fund, all moneys so reported as collected; *provided, however*, that there is also hereby created in the State treasury a fund which shall be known as the "Transfer and Operators' License Fund," and the moneys so deposited by the department for transfers and for operators' and chauffeurs' licenses shall not be credited to the Motor Vehicle Fund but to the said Transfer and Operators' License Fund. The unencumbered balance remaining in the "Operators' License Fund", created by chapter 218 of the Statutes of 1917, is hereby transferred and credited to the "Transfer and Operators' License Fund." One half of the net receipts under this act except those credited to the Transfer and Operators' License Fund shall be paid from the Motor Vehicle Fund to the counties from which the moneys were received, as determined by the places of residence of the persons to whom the registration certificates are issued, and all such amounts so returned shall be paid into the road funds of the several counties receiving the same, and shall be expended by such counties exclusively in the construction and maintenance of roads, bridges and culverts in said counties respectively. In the event that any county has not established a road fund, its proportion of said net receipts shall be retained by the State until provision for such road fund has been made, and it shall then be paid over. In the months of February and August of each year the department shall make to the Controller a report setting forth the gross and net receipts for the preceding six months, and thereafter the Controller shall draw his warrants upon the Motor Vehicle Fund in favor of the county treasurer of each county for the amount to which such county is entitled; *provided, nevertheless*, that the Controller shall not draw such warrant in favor of any county which theretofore shall not have established a road fund or which shall be delinquent in its annual report to the State Department of Engi-

neering as hereinafter required. Of the moneys in said Transfer and Operators' License Fund, when such action has been authorized by the Board of Control, the department may draw, without at the time furnishing vouchers and itemized statements, sums not to exceed in the aggregate ten thousand dollars, said sums so drawn to be used as a revolving fund where cash advances are necessary. At the close of each fiscal year, or at any other time upon demand of the Board of Control, the moneys so drawn must be accounted for and substantiated by vouchers and itemized statements submitted to and audited by the Board of Control and by the Controller. All moneys remaining in the Motor Vehicle Fund after the expenditure herein authorized, in addition to all sums that have been heretofore or that may be appropriated hereafter by the Legislature for the same purpose, shall be expended under the direction of the State Department of Engineering for the maintenance and improvement of the State roads and highways under the jurisdiction of said Department of Engineering, and for the maintenance and improvement of roads and highways in State parks subject to the approval of the official or officials charged by law with the management and control of such parks, such moneys to be so drawn from said Motor Vehicle Fund for the purpose of such maintenance and improvement upon warrants executed by the State Controller upon demand made by the State Department of Engineering, and allowed and audited by the Board of Control. The Transfer and Operators' License Fund and so much of the Motor Vehicle Fund as may be necessary is hereby appropriated to be expended by the department in carrying out the provisions of this act; *provided, however*, that the total so expended from the Motor Vehicle Fund during any license year shall not exceed fifteen per cent of the receipts of said fund less the amounts refunded therefrom during the same year; *and provided, further*, that the board of supervisors of each county in the State shall make an annual report to the State Department of Engineering not later than three months after the close of the county's fiscal year, upon forms to be provided by the State Department of Engineering, showing the amount of moneys received from the Motor Vehicle Fund during the preceding fiscal year and the disposition of said moneys, specifying in such detail as may be required by said Department of Engineering the roads, bridges and culverts constructed or maintained out of said moneys and the sums applied to the several items of such construction or maintenance; *and provided, further*, that whenever said report shall not have been duly filed in the manner and form hereby provided at or before the time hereinbefore specified, no further warrants shall be drawn upon the Motor Vehicle Fund in favor of the county treasurer of such delinquent county until said report has been furnished.

SEC. 10. Each and all of the provisions of this act except sections 6, 7, 8 and 9, and such other provisions of this act as relate to or require the preparation or purchase of forms and supplies or other work incident to the registration of motor vehicles and trailers and the licensing of operators and chauffeurs, shall go into effect at midnight on the thirty-first day of January in the year 1922.

SEC. 11. If any section, subsection, sentence, clause or phrase of this act is for any reason held to be unconstitutional such decision shall not affect the validity of the remaining portions of this act. The Legislature hereby declares that it would have passed this act, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more other sections, subsections, sentences, clauses or phrases be declared unconstitutional.

SEC. 12. All acts or parts of acts in any ways in conflict herewith are hereby expressly repealed."

Amendment adopted

Bill read second time ordered to print, and third reading.

Assembly Bill No. 1286—An act providing for the building of a bridge across the Klamath River in Del Norte County and making an appropriation therefor.

Bill read second time, and on file for third reading.

Assembly Bill No. 774—An act to amend section 395 of the Code of Civil Procedure, relating to the place of trial of actions.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, strike out the word "physical".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 6, of the printed bill, after the word "person" insert the words "other than for libel.".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 10, of the printed bill, after the word "action" insert the following: "In actions for damages for libel, the action must be tried in the county in which the plaintiffs, or defendants, or some of them reside at the commencement of the action".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 983—An act to amend section 1612 of the Political Code, relating to letting of contracts.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1316—An act to amend section 548 of the Penal Code, relating to the burning, destroying, abandoning, concealing or disposing of insured property.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1321—An act authorizing any city, city and county, town or political subdivision organized under the laws of this State to permit and regulate the use of space more than fifteen feet above and over the streets, alleys and public places of said city, city and county, town or other political subdivision of the State upon payment of compensation therefor to be fixed by ordinance.

Bill read second time, and ordered on file for third reading.

RECESS.

At five o'clock and five minutes p.m., on motion of Senator Breed, the Acting President declared the Senate at recess until the hour of eight o'clock p.m.

RECONVENED.

At eight o'clock p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

RE-REFERENCE OF ASSEMBLY BILL.

On motion of Senator Johnson, Assembly Bill No. 299 was ordered withdrawn from Committee on Roads and Highways, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 30—Relative to the adoption of the metric system by the Congress of the United States as the legal standards of weights and measures

Assembly Joint Resolution No. 30 ordered on file

ON ROADS AND HIGHWAYS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

Mr. President: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 1158, has had the same under consideration, and respectfully reports the same back and recommends that it be adopted.

Committee vote: Ayes, 4; absent, 1.

EDEN, Chairman.

Assembly Bills Nos. 1158, 308, 911, 674 and 294 ordered on file for second reading.

Mr. President: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 1158, has had the same under consideration, and respectfully reports the same back and recommends that it be amended as follows:

Committee vote: Ayes, 9; absent, 6. Same vote on all bills.

JOHNSON, Chairman.

Assembly Bills Nos. 1158, 308, 911, 674 and 294 ordered on file for second reading.

Mr. President: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 1158, has had the same under consideration, and respectfully reports the same back and recommends that it be amended as follows:

Committee vote: Ayes, 9; absent, 6. Same vote on all bills.

JOHNSON, Chairman.

Assembly Bills Nos. 785 and 1046 ordered on file for second reading

assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 27, 1919.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 2, line 11, strike out the words "The Assessor, when in his judgment" and insert in lieu thereof the following "When in the judgment of the Assessor".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 887—An act to amend section 825 of the Penal Code, relating to right of attorney to visit prisoner.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 9, after the word "prisoner" insert the following: "within the third degree of consanguinity".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 576—An act to amend section 1203 of the Penal Code, relating to probation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 2 of the title, strike out the period and insert in lieu thereof the following: "of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation and the disposition of such accusation after full compliance with the terms of probation and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties and fixing their compensation and duties and providing for adult probation boards in certain counties and cities and counties."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill as amended in the Assembly April 6, 1921, strike out all of line 13 following the comma, all of lines 14 to 26, both inclusive, all of pages 2, 3, 4, 5, 6, 7, 8, and lines 1 to 6, inclusive, on page 9, and all of line 7 of page 9 preceding the semicolon, and insert in lieu thereof the following: "and upon such notice to the adverse party as it may direct. At such specified time, if it shall appear from the report furnished by the probation officer, or otherwise, and from the circumstances, of any person over the age of eighteen years so having pleaded guilty, or having been convicted of crime, that there are circumstances in mitigation of the punishment, or that the ends of justice shall be subserved thereby, the court shall have power, in its discretion, to place the defendant upon probation in the manner following:

(*a*) The court, judge or justice thereof, may suspend the imposing, or the execution of sentence and may direct that such suspension may continue for such period of time not exceeding the maximum possible term of such sentence, except as hereinafter set forth, and upon such terms and conditions as it shall determine, which terms

and conditions may include, in the discretion of the court, the requirements of bonds for the appearance of the person released upon probation before the court, at any time that the court may require such appearance in the investigation of any alleged violation of said terms and conditions of probation and such bonds may be at any time by the court exonerated without affecting any of the other terms or conditions of such probation; and in case of such suspension of imposition or execution of sentence, the court shall place such person on probation and under the charge and supervision of the probation officer of said court, during such suspension: *provided, however*, that where the maximum possible term of such sentence is less than two years, then such period of suspension of imposition or execution of sentence may, in the discretion of the court, continue for not over two years. Where the offense consists of a violation of section 270 or 270*a* of the Penal Code of the State of California, such suspension of imposition or execution of sentence may, in the discretion of the court, continue for not over five years.

(*b*) If the judgment is to pay a fine, and the defendant be imprisoned until it be paid, the court, judge or justice, upon imposing sentence, may direct that the execution of the sentence of imprisonment be suspended for such period of time, not exceeding the maximum possible term of such sentence and on such terms as it shall determine, and shall place the defendant on probation, under the charge and supervision of the probation officer during such suspension, to the end that he may be given the opportunity to pay the fine; *provided, however*, that upon the payment of the fine being made, judgment shall be satisfied and the probation cease.

(*c*) At any time during the probationary term of the person released on probation, in accordance with the provisions of this section, any probation officer may, without warrant, or other process, at any time until the final disposition of the case, rearrest any person so placed in his care and bring him before the court, or the court may, in its discretion, issue a warrant for the rearrest of any such person and may thereupon revoke and terminate such probation, if the interest of justice so requires, and if the court, in its judgment, shall have reason to believe from the report of the probation officer, or otherwise, that the person so placed upon probation is violating the conditions of his probation, or engaging in criminal practices, or has become abandoned to improper associates, or a vicious life. Upon such revocation and termination, the court may, if the sentence has been suspended, pronounce judgment after the said suspension of the sentence for any time within the longest period for which the defendant might have been sentenced, but if the judgment has been pronounced and the execution thereof has been suspended, the court may revoke such suspension, whereupon the judgment shall be in full force and effect, and the person shall be delivered over to the proper officer to serve his sentence.

(*d*) The court shall have power at any time during the term of probation to revoke or modify its order of suspension, of imposition or execution of sentence. It may, at any time, when the ends of justice will be subserved thereby, and when the good conduct and reform of the person so held on probation shall warrant it, terminate the period of probation and discharge the person so held, but no such order shall be made without written notice first given by the court or the clerk thereof to the proper probation officer of the intention to revoke or modify its order, and in all cases, if the court has not seen fit to revoke the order of probation and impose sentence or pronounce judgment, the defendant shall, at the end of the term of probation, be by the court discharged.

(*e*) Every defendant who has fulfilled the conditions of his probation for the entire period thereof, or who shall have been discharged from probation prior to the termination of the period thereof, shall at any time prior to the expiration of the maximum period of punishment for the offense of which he has been convicted, dating from said discharge from probation or said termination of said period of probation, be permitted by the court to withdraw his plea of guilty and enter a plea of not guilty; or if he has been convicted after a plea of not guilty, the court shall set aside the verdict of guilty; and in either case the court shall thereupon dismiss the accusation or information against such defendant, who shall thereafter be released from all penalties and disabilities resulting from the offense or crime of which he has been convicted.

(*f*) The offices of adult probation officer, assistant adult probation officer and deputy adult probation officer are hereby created; *provided*, that except as hereinafter specified the probation officers, assistant probation officers and deputy probation officers appointed under an act known as the Juvenile Court Law and entitled "An act to be known as the Juvenile Court Law and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5,

1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, or under any laws amending or superseding the same, shall be ex officio adult probation officers, assistant adult probation officers and deputy adult probation officers respectively except in the case of offenses committed in any city and county and also in those counties not operating under a freeholder's charter, and having a population of more than three hundred thousand, as the same is determined by the federal census taken in the year Anno Domini 1920, in which counties and cities and counties the adult probation officers, assistant and deputy adult probation officers appointed under subdivision (*g*) of this section shall serve under this act; *provided, however*, that in all cases of offenses defined by section 21 of said act, known as the Juvenile Court Law and by section 270 of the Penal Code, the same probation officers, assistants and deputies shall serve under this act as are appointed under said Juvenile Court Law.

(*g*) In any city and county and in any said county having a population of more than three hundred thousand and not operating under a freeholder's charter, the judges presiding in the departments designated for the hearing and disposition of criminal cases and proceedings by a majority vote shall by order entered in the minutes of the court appoint seven citizens of good moral character to be known as the adult probation board and shall fill all vacancies occurring in such board. The clerk of said court shall immediately notify each person appointed on said board and thereupon said person shall appear before a judge of the superior court and qualify by taking an oath, which shall be entered in said court record, to perform faithfully the duties of such adult probation board. The members of such adult probation board shall hold office for four years and until their successors are appointed and qualify; *provided*, that of those first appointed one shall hold office for one year, two for two years, two for three years and two for four years, the terms for which the respective members shall hold office to be determined by lot as soon after their appointment as may be. When any vacancy occurs in any probation board by expiration of the term of office of any member thereof, the successor shall be appointed to hold office for the term of four years. When any vacancy occurs for any other reason the appointee shall hold office for the unexpired term of his predecessor. Any member of the probation board may be removed for cause at any time by an affirmative vote of four members of said board at a meeting called for the special purpose of considering the question of said removal and the subsequent written approval of a majority of the said judges designated for the hearing and disposition of criminal cases and proceedings, said written approval to be filed with the clerk of the court within thirty days after the written report of the said board has been received by said judges. Written notice as to said special meeting shall be served on each of the members of said board at least ten days prior to the date set therefor and shall specify the purpose thereof.

It shall be the duty of such adult probation board to exercise a friendly supervision of probationers when so directed by the court, to furnish the court information and assistance whenever required upon the request of the court and from time to time to advise and recommend to the court any changes or modification of the order made in the case of a probationer as may be for the best interests of such person.

Members of the adult probation board shall serve without compensation.

In any city and county there shall be one adult probation officer and eight assistant adult probation officers, who shall receive salaries as follows: adult probation officer, two hundred fifty dollars per month, one assistant adult probation officer, two hundred dollars per month, and seven assistant adult probation officers at one hundred forty dollars per month, each. In any county of more than three hundred thousand and not operating under a freeholder's charter, there shall be one adult probation officer, one assistant adult probation officer and two deputy adult probation officers who shall receive the following salaries: adult probation officer, three thousand dollars per annum; assistant adult probation officer, twenty-four hundred dollars per annum; one deputy adult probation officer, two thousand one hundred dollars per annum; one deputy adult probation officer, six hundred dollars per annum. One deputy adult probation officer in such county shall be a woman and shall be a competent stenographer and typist of sufficient ability to perform the clerical and stenographic work of the office in addition to her other duties. The salaries of the adult probation officer, assistant and deputies herein provided shall be paid out of the treasury of the county or city and county in which they are appointed in the same manner as the salaries of other county officers. The said adult probation officer, assistant and deputies shall be allowed such necessary incidental expenses incurred in the performance of their duties as required by any law of the State of California as may be authorized by a judge designated for the hearing and disposition of criminal cases and proceedings, or by the judge of a department to which criminal actions and proceedings are assigned, and the same shall be a charge upon the county and said expenses shall be paid out of the county treasury upon the written order of said judge, directing the county auditor to deliver

his warrant upon the treasurer for the specified amount of such expenses. The adult probation officer shall keep a list of expenses and file a copy monthly with the board of supervisors.

In any city and county and in said counties having a population of more than three hundred thousand and not operating under a freeholder's charter, the adult probation officer, assistant and deputies hereinbefore provided shall be nominated by the adult probation board and shall be appointed by majority vote of the judges presiding in the departments designated for the hearing and disposition of criminal cases. The term of office of the adult probation officer, assistant and deputies herein provided for shall be two years from the date of their appointment. The said officers may at any time be removed by vote of a majority of the judges presiding in the departments designated for the hearing and disposition of criminal cases and proceedings for good cause shown and on the filing of written charges by the said judge or judges with the adult probation board. Each adult probation officer, assistant and deputy shall give a bond in the sum of not more than two thousand dollars to be fixed and approved by the judges of the superior court presiding in the departments designated for the hearing and disposition of criminal cases, conditioned for the faithful discharge of the duties of said office. If said bonds are furnished by a surety company licensed to transact business in the State of California, the premium thereon shall be paid out of the county treasury.

The adult probation officer may appoint as many additional deputies as he may desire; *provided, however*, that such deputies shall not have authority to act until their appointment shall be approved by a majority vote of the adult probation board and by a majority vote of the judges presiding in departments designated for the hearing and disposition of criminal cases. The term of office of such deputies shall expire with the term of the adult probation officer making such appointment, but the adult probation officer may at any time in his discretion revoke and terminate such appointment. Such deputies, except as herein provided, shall serve without compensation. Boards of supervisors of cities and counties and of counties having a population of more than three hundred thousand and not operating under a freeholder's charter, shall provide and maintain at the expense of such county or city and county in a location in the vicinity of the county jail, suitable offices and quarters for the adult probation officer. Nothing contained in this subdivision shall apply to the offenses defined by section 21 of the said Juvenile Court Law and by section 270 of the Penal Code.

(*h*) Whenever any person is released upon probation under the provision of this act, the case may be transferred to any court of the same rank in any other county, or city and county, of this State in which such person resides, or to which such person may remove, and such court shall thereupon commit such person to the care and custody of the probation officer of the county, or city and county, to which such person has been transferred; such court shall thereafter have entire jurisdiction over such case, with like power to make transfer whenever to such court such transfer may seem proper.

(*i*) At the time of the plea or verdict of guilty of any crime of any person over eighteen years of age, the probation officer of the county of the jurisdiction of said crime shall, when so directed by the court, inquire into the antecedents, character, history, family environment, and offense of such person, and must report the same to the court, and file his report in writing in the records of said court. His report shall contain his recommendation for or against the release of such person on probation. If any such person shall be released on probation and committed to the care of the probation officer, such officer shall keep a complete and accurate record in suitable books or other form in writing, of the history of the case in court, and of the name of the probation officer, and his acts in connection with said case; also the age, sex, nativity, residence, education, habits of temperance, whether married or single, and the conduct, employment and occupation, and parents' occupation, and condition of such person so committed to his care during the term of such probation and the result of such probation. Such record of such probation officer shall be and constitute a part of the records of the court, and shall at all times be open to the inspection of the court, or of any person appointed by the court for that purpose, as well as of all magistrates, and the chief of police, or other head of the police, unless otherwise ordered by the court. Said books of record shall be furnished for the use of said probation officer of said county, and shall be paid for out of the county treasury.

(*j*) Every probation officer, within fifteen days after the thirtieth day of June, and within fifteen days after the thirty-first day of December, of each year, shall make in writing and file as a public document with the county clerk a report to the superior court of the county or city and county in which such probation officer is appointed to serve, and shall furnish a copy of such report to each judge in said county or city and county who has released any person on probation who at the time of such report remains on probation; and a further copy to the secretary of the State Board of Charities and Corrections. Such report shall state, without giving names, the exact number of persons, segregating male and female, and segregating misdemeanors and felonies, who have been released on probation to such probation officer as such number exists, deducting all cases of expiration, discharge, dismissal, and restoration of rights, on said thirtieth day of June and said thirty-first day of

December; and such report shall further segregate such person as having been released on probation, as the case may be, in 1903, 1904, 1905 and so on, up to and including the calendar year in which such report is made and filed.

(k) The probation officer shall furnish to each person who has been released on probation, and committed to his care a written statement of the terms and conditions of his probation unless such statement has been furnished by the court, and shall report to the court, judge or justice, releasing such person upon probation, any violation or breach of the terms and conditions imposed by such court on the person placed in his care.

(l) Such probation officer shall have, as to the person so committed to the care of said probation officer, the powers of a peace officer."

Amendment adopted.

Bill read second time, ordered to print, and third reading.

PRIVILEGE OF THE FLOOR.

On request of Senator Rominger, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. Leo V. Youngworth of Los Angeles.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Ingram asked for and was granted unanimous consent to take up Assembly Bill No. 474 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 474—An act to preserve and maintain interstate lakes and ponds and the outlets thereof.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Ingram moved to refer Assembly Bill No. 474 to Senator Johnson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On line 1, of the title, after the word "maintain" add the words "state and".

AMENDMENT NUMBER TWO.

On line 1, of the title, strike out the words "and ponds".

AMENDMENT NUMBER THREE.

On page 1, line 3, of the printed bill, after the word "any", after the word "of", insert the words "state or".

AMENDMENT NUMBER FOUR.

On page 1, line 23, of the printed bill, strike out all of section 3.

AMENDMENT NUMBER FIVE.

On page 1, line 23, of the printed bill, after the word "SEC.", strike out the figure 4, and insert in lieu thereof the figure "3".

AMENDMENT NUMBER SIX.

On page 2, line 2, of the printed bill, strike out the period after the word "dollars", and insert a semicolon and the following words: "*provided*, that the provisions of this act shall not apply to any agent or agency of the State of California engaged in executing works for the control of the waters of any state or interstate lake for public use".

AMENDMENT NUMBER SEVEN.

On page 2, line 5, of the printed bill, after the word "certain", add the words "state and".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 474, with instructions to amend, respectfully reports the same back, amended as per instructions.

JOHNSON, Special Committee.

Report read, and on motion of Senator Ingram adopted.

Bill ordered to print.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 407—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by amending section 1 thereof and by adding thereto two new sections to be numbered sections 7 and 8, relating to transportation companies, what they shall include, and providing for their regulation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

Strike out all of the title in the printed bill, and insert in lieu thereof the following:

"An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies, and providing for the supervision and regulation thereof by the railroad commission; providing for the enforcement of the provisions of this act and for the punishment for violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by adding thereto two new sections, to be numbered sections 6*a* and 6*b*".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 1, of the printed bill, beginning with the word "Section" after the period following the words "SECTION 1," strike out all of the remainder of line 1 and each line thereafter on said page, to and including line 21 thereof, and insert in lieu thereof the following:

"A new section is hereby added to said act to be numbered "Sec. 6*a*." and to read as follows:

SEC. 6*a*. Every transportation company shall annually furnish to the commission at such time and in such form as the commission may require a report in which the transportation company shall specifically answer all questions propounded by the commission upon or concerning which the commission may desire information. The commission shall have authority to require any transportation company to file monthly reports of earnings and expenses, and to file periodical or special or both periodical and special reports concerning any matter about which the commission is authorized by this or any other act to inquire or to keep itself informed, or which it is required to enforce. All reports shall be under oath when required by the commission."

Amendment adopted.

AMENDMENT NUMBER THREE.

Strike out all of page 2 of the printed bill and insert in lieu thereof the following:

"SEC. 2. A new section is hereby added to said act to be numbered "Sec. 6b," and to read as follows:

SEC. 6b. No transportation company subject to the provisions of this act shall, directly or indirectly, issue, give or tender any fare, ticket, free pass, or free or reduced rate transportation for passengers or freight between points within this state, except to such person or persons as common carriers under and in accordance with the provisions of the "Public Utilities Act," are permitted to issue such fare, ticket, free passes, or free or reduced transportation and except to officers or employees of transportation companies as defined under this act."

Amendment adopted.

Bill read second time, ordered to print, and third reading.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

ASSEMBLY CONCURRENT RESOLUTION No. 32.

Relative to protection of the State's interest in federal power sites.

WHEREAS, The federal power act grants to the State certain priorities in the issuance of permits and licenses for the use of power and reservoir sites located in the public domain, which priorities, in order to be secured, must be applied for prior to the granting of permits and licenses to private individuals; and

WHEREAS, The public interest requires that the State should avail itself of the rights granted under the said act to the end that the future needs of the people of the State may be provided for and that the resources of the State may be conserved; now, therefore, be it

Resolved by the Assembly of the State of California, the Senate concurring, That the Governor be requested to file, in the name of the State of California, applications with the federal power commission for such reservoir and power sites within the State, as will, in his judgment, best provide for its future development; also to suggest to this Legislature such measures as may be necessary to carry out the policy herein expressed.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 32 adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Godsil, Ingram, Inman, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rush, Sharkey, and Slater—21.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 32 ordered transmitted to the Assembly.

ASSEMBLY JOINT RESOLUTION No. 29.

Relative to the disposition to be made of the tolls collected from automobiles entering the Yosemite National Park.

WHEREAS, The roads in the Yosemite National Park leading to the Yosemite Valley mobile entering the Yosemite National Park, and the same is collected by the superintendent of the Yosemite National Park and by him sent to Washington to be placed in the general appropriation fund; and

WHEREAS, Under the present regulations five dollars is collected from each auto- and the Mariposa Big Trees are at times in very bad condition; therefore, be it

Resolved by the Assembly and the Senate, jointly, That our Senators and Representatives in Congress be requested to use every possible effort to have this regulation changed so that the five dollars collected from each automobile entering the Yosemite National Park shall be placed in a fund to be expended exclusively for repairs and upkeep of all roads in the park leading to the Yosemite Valley and Big Trees; be it further

Resolved, That the Chief Clerk of the Assembly is hereby instructed immediately on the adoption of this resolution to forward to each Senator and Representative in Congress now assembled in Washington, five copies each of this resolution.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 29 adopted by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Rigdon, Rominger, Rush, Sharkey, and Slater—25.
NOES—None.

Title read and approved.
Assembly Joint Resolution No. 29 ordered transmitted to the Assembly.

Assembly Bill No. 648—An act to add a new section, to be known as 9*a* 44, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 648 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 929—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 929 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Godsil, Inman, Johnson, Jones, King, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—23.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 645—An act to add a new section, to be known as 9*a* 52, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.
The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 645 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Ingram, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—24.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1190—An act to amend section 4248 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the nineteenth class.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1190 passed by the following vote:

AYES—Senators Allen Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—26.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 925—An act to amend section 4282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 925 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 505—An act to amend section 4260 of the Political Code, relating to the salaries, fees and expenses of officers, their clerks, deputies, stenographers and assistants, in counties of the thirty-first class.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 505 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Gates, Hart, Ingram, Inman, Johnson, Jones, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—24.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 73—An act to add a new section, to be known as 9*gg*, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 73 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 212—An act to add a new section, to be known as 9*ll*, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 212 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1234—An act to amend section 401 of the Civil Code, relating to extension of corporate existence, how made.

Assembly Bill No. 1234 passed on file.

Assembly Bill No. 98—An act to amend an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, as amended by an act approved May 11, 1917, by adding a new section thereto to be numbered 3*a*.

Assembly Bill No. 98 passed on file.

Assembly Bill No. 775—An act to add a new section to the Civil Code to be numbered 602*b*, authorizing the amendment of articles of incorporation of corporations sole, and providing the manner thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 775 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Osborne, Otis, Rigdon, Sample, Scott, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1228—An act to amend section 287 of the Civil Code, relating to the continuance of existence of corporations.

Assembly Bill No. 1228 passed on file.

Assembly Bill No. 1229—An act to amend sections 290*a*, 296, 297 and 299 of the Civil Code, relating to corporations.

Assembly Bill No. 1229 passed on file.

Assembly Bill No. 1231—An act to amend sections 653*d*, 653*j*, 653*o* and 653*r* of the Civil Code, relating to cooperative associations and corporations.

Assembly Bill No. 1231 passed on file.

Assembly Bill No. 1232—An act to amend section 359 of the Civil Code, relating to the issuance of stock or bonds creating or increasing bonded indebtedness or increasing or diminishing the capital stock of corporations.

Assembly Bill No. 1232 passed on file.

Assembly Bill No. 1233—An act to amend section 605 of the Civil Code, relating to religious, social, and benevolent corporations.

Assembly Bill No. 1233 passed on file.

Assembly Bill No. 1235—An act to amend section 362 and section 648*a* of the Civil Code, relating to the amendment of articles of incorporation, and filing thereof.

Assembly Bill No. 1235 passed on file.

SPECIAL ORDER SET.

On motion of Senator McDonald, Assembly Bill No. 1300 was made a special order for eleven o'clock and thirty minutes a.m., Thursday, April 28, 1921.

Assembly Bill No. 209—An act to recognize and declare valid all proceedings in and relative to the organization of Riverdale Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 209 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 210—An act to recognize and declare valid all proceedings in and relative to the organization of Laguna Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 210 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rominger, Sample, Scott, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 660—An act providing for the disposition of exhibits filed with the court in criminal cases.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 660 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Scott, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 116—An act to recognize and declare valid all proceedings in and relative to the organization of Lemoore Irrigation District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 116 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 258—An act repealing sections 1897, 1898, 1900, 1901, and 1902 of the Political Code, relating to the military roll.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 258 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Flaherty, Gates, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 686—An act to amend section 4268 of the Political Code, and to add a new section thereto to be numbered 4268*a*, relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirty-ninth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 686 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 752—An act to amend section 4278 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the forty-ninth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 752 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Inman, Irwin, Johnson, Jones, McDonald, Osborne, Otis, Rigdon, Reminger, Sample, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 535—An act to add a new section to be numbered section 19*c* 48 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 535 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 687—An act to add a new section to be numbered section 19*c* 39 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 687 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 121—An act to legalize bonds heretofore issued and sold, or to be issued and sold, by municipalities where authority for such issuance has already been given by a vote of not less than two-thirds of the electors of such municipality voting upon the question of incurring such indebtedness.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 121 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rominger, Sample, Scott, Sharkey, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1109—An act to amend section 20 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Assembly Bill No. 1109 passed on file.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At nine o'clock and ten minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assembly Bill No. 1336—An act to amend the title of an act entitled "An act to provide for the acquisition by municipalities of land for public park or public playground purposes by condemnation, and for the establishment of assessment districts and the assessment of property therein to pay the expense of acquiring such lands," approved April 22, 1909, as amended, and to add a new section thereto to be numbered 1*a*, providing for the establishment of assessment districts and the assessment of property therein to pay the expenses of improving such land for park or playground purposes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1336 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 874—An act to amend section 23 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks, within municipalities, and upon property and rights of way owned by municipalities and for establishing and changing the grades of such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of such street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to the relative priority of special assessment liens.

Assembly Bill No. 874 was passed on file.

Assembly Bill No. 895—An act to amend part II, title XI, chapter XII of the Code of Civil Procedure by adding thereto seventeen new sections, to be numbered and designated sections 927 to 927*p*,

inclusive, creating a small claims court, prescribing the procedure therein, and prescribing the method of appealing therefrom.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 895 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Gates, Hart, Ingram, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Scott, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 766—An act to amend section 1414 of the Code of Civil Procedure, relating to bond of special administrator.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 766 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 767—An act to repeal sections 1518, 1519, 1527, and 1780 of the Code of Civil Procedure, relating to sales of property of wards or decedents.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 767 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Osborne, Otis, Rigdon, Sample, Sharkey, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 768—An act to amend sections 1517, 1526, 1550, 1551, 1559, and 1598, of the Code of Civil Procedure, relating to the sale and conveyance of the property of decedents.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 768 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 765—An act to amend sections 1328 and 1329 of the Code of Civil Procedure, relating to contest of wills.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 765 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 865—An act to amend sections 1444, 1476, 1477, and 1478 of the Code of Civil Procedure, relating to appraisements of homesteads and of estates of decedents.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 865 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Hart, Ingram, Inman, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 866—An act to amend section 1592 of the Code of Civil Procedure, relating to investment of moneys of estates.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 866 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, and Scott—25.

NOES—Senators Sharkey, and Slater—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 79—An act to amend section 1523 of the Code of Civil Procedure, relative to sales of personal property by executors or administrators.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 79 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—Senator Ingram—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR RIGDON IN THE CHAIR.

At nine o'clock and thirty minutes p.m., Senator Rigdon of the Seventeenth District was called to the chair.

Assembly Bill No. 78—An act to amend section 1619 of the Code of Civil Procedure, relating to fees of attorneys of executors and administrators.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 78 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Dennett, Eden, Flaherty, Gates, Inman, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—24.

NOES—Senators Carr, F. M., Duncan, Ingram, and Irwin—4.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1308—An act to amend section 1348 of the Code of Civil Procedure, relating to corporations and associations acting as executors, administrators and testamentary trustees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1308 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Flaherty, Gates, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 85—An act to amend section 370 of the Code of Civil Procedure, relating to married women as parties to actions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 85 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Hart, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 218—An act to amend sections 3091, 3092, 3094, 3149, 3157, 3166, 3172, 3195, 3227, 3249, 3250 and 3266*d* of the Civil Code, relating to negotiable instruments.

Bill read third time.

On motion of Senator Otis, Assembly Bill No. 218 was passed on file.

Assembly Bill No. 762—An act to amend sections 1388, 1389, 1727, and 1754 of the Code of Civil Procedure, relating to bonds given by executors, administrators, and guardians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 762 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 270—An act to define collection agencies; to provide for the regulation, supervision, bonding and licensing thereof; to provide for the enforcement of said act and penalties for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 270 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Slater and Yonkin—25.

NOES—Senators Canepa, and Carr, F. M.—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 550—An act to amend section 4269 of the Political Code, relating to salaries of officers of counties of the fortieth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 550 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Dennett, Duncan, Eden, Flaherty, Hart, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Slater, and Yonkin—23.

NOES—Senators Canepa, Carr, F. M., Gates, Ingram, Inman, Rominger, and Sharkey—7.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 957—An act to amend section 4241 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twelfth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 957 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson,

King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—29.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 424—An act to amend section 4264 of the Political Code, relating to the compensation of officers of counties of the thirty-fifth class.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 424 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rominger, Sample, Scott, Sharkey, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 689—An act to amend section 4261 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirty-second class.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 689 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 751—An act to add a new section to be numbered section 19*c* 49 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts

or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 751 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 736—An act providing for the creation of county boards of trade and county chambers of commerce in the several counties of the State by the boards of supervisors thereof; providing for the appointment of the members of such boards; providing for the powers and duties of such boards and providing for the compensation and expenses of the members thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 736 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—26.

NOES—Senators Chamberlin, Duncan, and Sample—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1306—An act to amend section 11 of an act entitled "An act providing for a county engineer for each county in this State, providing for his appointment, manner of removal, qualifications, compensation and duties; transferring to such engineer certain powers, functions and duties heretofore vested in and performed by county surveyors and members of the board of supervisors; also authorizing the board of supervisors for each county to purchase and obtain all necessary equipment, materials and instrumentalities to carry out the objects of this act; to provide said county engineer with an office and necessary assistants; to provide for abolishing the office of county surveyor and for the fixing and levying of taxes for road purposes," approved May 27, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1306 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Rigdon, Rominger, Sample, Scott, Sharkey, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 543 An act amending the Political Code by amending section 4300*a* thereof, relating to the fees of the county clerk.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 543 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1276—An act to amend section 4132 of the Political Code, relating to indexes kept by recorders.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1276 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1142 An act to amend section 4041 of the Political Code, relating to the general powers of county boards of supervisors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1142 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 273—An act authorizing any county, city, city and county, town, district or political subdivision organized under the laws of this State to include, as part of a proposed bond issue, a sum for use in paying the principal and interest of such bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 273 passed by the following vote:

AYES—Senators Allen, Arbuckle, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—26.

NOES—Senator Crowley—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 694—An act to amend section 3897 of the Political Code, relating to the sale of property for delinquent taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 694 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, King, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 714—An act authorizing any county, city and county, city, town, district or political subdivision organized under the laws of this State to sell any unsold bonds thereof at a price netting the purchaser not more than six per cent per annum, payable semi-annually.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 714 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Irwin, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—29.

NOES—Senator Chamberlin—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 988—An act to amend section 3773 of the Political Code, relating to land sold for taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 988 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 156—An act to amend sections 1 and 2 of an act entitled "An act to provide for the formation of special municipal tax districts within municipalities for the acquisition, construction or operation of public improvements, works or utilities of local necessity or conveniences, or for the furnishing of special local service; and for the acquisition, construction or operation of such improvements, works or utilities, or the furnishing of such service by or for such districts," approved May 16, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 156 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Johnson, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, and Slater—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 776—An act to amend section 4245 of the Political Code, relating to compensation of officers in counties of the sixteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 776 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 880—An act to amend sections 4252*a* and 4253 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-fourth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 880 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Johnson, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, and Slater—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 978—An act to amend section 4246 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the seventeenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 978 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Inman, Johnson, King, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 991—An act to amend the title and to amend sections 1, 8, 9, 11, 12, 15, 18, and 23 and to repeal sections 13, 14, 16, 16*a*, 16*b*, 16*c*, 17, 19, 21, 22, 25 and 27 of an act entitled "An act to establish a school for the discipline, education, employment, reformation and protection of juvenile delinquents in the State of California,

to be known as 'The Whittier State School,'" approved March 11, 1889, as amended, and to add new sections thereto to be numbered 7*a*, 20*a* and 32.

Assembly Bill No. 991 passed on file.

Assembly Bill No. 705—An act to amend sections 1, 3*a*, 3*b*, and 4, of an act entitled "An act to enforce the educational rights of children and providing penalties for the violation of this act," approved March 29, 1903, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 705 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 709—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein.

Assembly Bill No. 709 passed on file.

Assembly Bill No. 847—An act to amend section 1751 of the Political Code, relating to qualifications for admittance to California high schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 847 passed by the following vote:

AYES—Senators Allen, Arbuckle, Canepa, Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 573—An act to add a new section to the Political Code, to be numbered section 1617*c*, relating to contracts between elementary school districts for the education of children.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 573 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 869—An act to amend section 1887 of the Political Code, relating to redemption of school bonds and to repeal an act entitled "An act to provide for the disposal of moneys remaining in the building fund of any school district, after all bonds and indebted-

ness shall have been paid and liquidated, arising from the construction of school buildings," approved March 13, 1883.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 869 passed by the following vote:

AYES—Senators Allen, Arbuckle, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 769—An act to provide for the organization and supervision of course in fire prevention in the elementary, secondary and normal schools of the State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 769 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 591—An act to amend section 1713 of the Political Code of the State of California, relating to school district libraries.

On motion of Senator Inman, Assembly Bill No. 591 was passed on file.

Assembly Bill No. 221—An act to amend section 1577 of the Political Code, relating to the formation of new school districts, the change of boundaries of school districts, and providing for the education of children and their transportation to the public schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 221 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Perkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 491—An act to provide for the establishment of classes for training in citizenship for applicants who have filed their declarations of intentions to become citizens of the United States and for other persons desiring such instruction.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 491 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rush, Scott, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 421—An act to amend section 1591*a* of the Political Code, relating to union and joint union school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 421 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Irwin, Johnson, Jones, King, Osborne, Otis, Purkitt, Rush, Sample, Scott, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 574—An act to amend section 1662 of the Political Code, relating to elementary schools.

Assembly Bill No. 574 passed on file.

Assembly Bill No. 772—An act to amend section 1733*a* of the Political Code, relating to high school districts.

Assembly Bill No. 772 passed on file.

Assembly Bill No. 335—An act to amend section 1741 of the Political Code, relating to powers and duties of high school boards.

Assembly Bill No. 335 passed on file.

Assembly Bill No. 173—An act to amend sections 1599, 1601 and 1602 of the Political Code, relating to school elections.

Assembly Bill No. 173 passed on file.

Assembly Joint Resolution No. 3—Relative to the adoption of an American policy in the purchasing of relief supplies.

Assembly Joint Resolution No. 3 passed on file.

Assembly Bill No. 1267—An act to prevent persons from unlawfully using or wearing the badge or other insignia of the Grand Army of the Republic or of the United Spanish War Veterans or of the American Legion or of the Veterans of Foreign Wars or of certain other organizations composed of veterans and descendants of veterans of wars in which the United States has been a participant, and repealing an act entitled "An act to prevent persons from unlawfully using or wearing the badge of the Grand Army of the Republic of this State," approved March 10, 1887.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1267 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Inman, Irwin, Johnson,

Jones, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 534—An act to amend section 4277 of the Political Code, relating to salaries and fees of officers in counties of the forty-eighth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 534 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 935—An act to add a new section to be known as 9a 31 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 935 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Johnson, Jones, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 96—An act concerning the water front of the city and county of San Francisco, and authorizing the State Harbor Commissioners to furnish oil tanks, conveyors and transit sheds in the port of San Francisco, and repealing an act entitled "An act concerning the water front of the city and county of San Francisco," approved April 30, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 96 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Johnson asked for and was granted unanimous consent to take up Assembly Bill No. 284 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 284—An act to amend section 475 of the Political Code, relating to clerks, phonographic reporter, service agent and stenographers of the Attorney General's office.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Johnson moved to refer Assembly Bill No. 284 to Senator Ingram, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, in line 4, strike out the word "six" and in lieu thereof insert the following: "seven".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 284, with instructions to amend, respectfully reports the same back, amended as per instructions.

INGRAM, Special Committee.

Report read, and on motion of Senator Johnson adopted.

Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Johnson asked for and was granted unanimous consent to take up Assembly Bill No. 286 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 286—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of assistants and deputies in such office.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Johnson moved to refer Assembly Bill No. 286 to Senator Ingram, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, in line 4, strike out the word "eight" and in lieu thereof insert the following: "nine".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, in line 11, strike out the words "three of" and in lieu thereof insert the following: "four of".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 286, with instructions to amend, respectfully reports the same back, amended as per instructions.

INGRAM, Special Committee.

Report read, and on motion of Senator Johnson adopted.

Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—[OUT OF ORDER].

Senator Duncan asked for and was granted unanimous consent to take up Assembly Bill No. 126 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 126—An act to amend sections 6, 8, 9, 12, 16, 17, 18, 19, 24, 25, 26, 28, 29, and 32 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915, and to add two new sections thereto, to be numbered 44 and 45.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Duncan moved to refer Assembly Bill No. 126 to Senator Dennett, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 6 of the printed bill, as amended April 18, 1921, in line 16, strike out the word "class" and insert in lieu thereof a comma and the following: "fifteenth, sixteenth, twenty-second, and thirty-fourth classes".

AMENDMENT NUMBER TWO.

On page 6, in line 20, strike out the word "class" and insert in lieu thereof a comma and the following: "fifteenth, sixteenth, twenty-second and thirty fourth classes".

AMENDMENT NUMBER THREE.

On page 6, in line 22, strike out the period and insert in lieu thereof a semicolon and the following: "*provided, further*, that in counties of the fifteenth, sixteenth, twenty-second and thirty-fourth classes the deputy sealers shall each receive as compensation the sum of five dollars per day for each day actually employed in the service of the county and shall also receive his actual and necessary traveling expenses."

AMENDMENT NUMBER FOUR.

On page 7, in line 6, strike out the period and insert in lieu thereof a semicolon and the following: "*provided, however*, that in counties of the fortieth and forty-first classes they shall be paid by the county wherein employed, five dollars a day for each day employed therein, which shall not exceed one hundred twenty days in any county in any one year, and they shall also receive from such county their actual traveling expenses."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 126, with instructions to amend, respectfully reports the same back, amended as per instructions.

DENNETT, Special Committee.

Report read, and on motion of Senator Duncan adopted.
Bill ordered to print.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 609—An act to amend section 4235 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the sixth class.

AMENDMENTS FROM THE FLOOR.

During second reading of the bill, the following amendments were offered and their adoption moved by Senator Jones:

AMENDMENT NUMBER ONE.

On page 2, line 5, of the printed bill, strike out the words "who shall be "copyist" and in line 6 strike out the quotation marks after the word "department".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 6, of the printed bill, strike out the word "two" and insert in lieu thereof the word "five".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3, line 17, of the printed bill, strike out the word "accountant" and insert in lieu thereof the following: "deputy auditor to serve as accountant".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 3, line 20, of the printed bill, strike out the words "six hundred twenty" and insert in lieu thereof the words "eight hundred".

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 3, line 20, of the printed bill, strike out the words "two additional", all of line 21 and of 22 up to and including the word "month" and insert in lieu thereof the following: "one redemption clerk who shall receive a salary of fifteen hundred dollars per annum".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 4, line 31, of the printed bill, strike out the word "five" and insert in lieu thereof the word "eight".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 5, lines 6 and 7, of the printed bill, strike out the words "two thousand seven hundred" and insert in lieu thereof the words "three thousand".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 6, line 29, of the printed bill, strike out the words "twenty-five" and insert in lieu thereof the words "thirty-seven and one-half".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 6, between lines 32 and 33 of the printed bill, insert the following:

"(2) In townships having a population of fifteen thousand and less than twenty thousand, justices of the peace shall each receive a salary of one hundred seventy-five dollars per month for all services rendered by them, except as hereinafter provided."

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 6, line 33, of the printed bill, strike out the figure "2" and insert in lieu thereof the figure "3".

Amendment adopted.

AMENDMENT NUMBER TEN AND ONE-HALF.

On page 6, line 34, of the printed bill, strike out the word "twenty" and insert the word "fifteen".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 6, line 38, of the printed bill, strike out the figure "3" and insert in lieu thereof the figure "4".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 6, line 43, of the printed bill, strike out the figure "4" and insert in lieu thereof the figure "5".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 6, line 48, of the printed bill, strike out the figure "5" and insert in lieu thereof the figure "6".

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 7, line 7, of the printed bill, strike out the figure "6" and insert in lieu thereof the figure "7".

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 7, line 11, of the printed bill, strike out the figure "7" and insert in lieu thereof the figure "8".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 7, between lines 30 and 31, of the printed bill, insert the following:

"(2) In townships having a population of fifteen thousand and less than twenty thousand, constables shall each receive the sum of one hundred dollars per month as salary for all services rendered by them in criminal cases. As compensation for all services rendered by them in civil cases and in all matters wherein they may charge fees for their services, constables in such townships may collect and retain for their own use such fees as are now or may hereafter be allowed by law."

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 7, line 31, of the printed bill, strike out the figure "2" and insert in lieu thereof the figure "3".

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 7, line 31, of the printed bill, strike out the word "five" and insert in lieu thereof the word "ten".

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 7, line 40, of the printed bill, strike out the figure "3" and insert in lieu thereof the figure "4".

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 7, line 49, of the printed bill, strike out the figure "4" and insert in lieu thereof the figure "5".

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 8, line 5, of the printed bill, strike out the figure "5" and insert in lieu thereof the figure "6".

Amendment adopted.

AMENDMENT NUMBER TWENTY-TWO.

On page 8, line 18, of the printed bill, strike out the figure "6" and insert in lieu thereof the figure "7".

Amendment adopted.

AMENDMENT NUMBER TWENTY-THREE.

On page 8, line 26, of the printed bill, strike out the figure "7" and insert in lieu thereof the figure "8".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

UNFINISHED BUSINESS—(RESUMED).

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 117—An act to amend section 4233 of the Political Code, relating to salaries and fees of officers of counties of the fourth class.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER ONE HUNDRED SEVENTEEN.

AMENDMENT NUMBER ONE.

On page 1, of the printed bill, strike out lines 1 to 5, inclusive, together with lines 1 to 52, inclusive, on page 2, and lines 1 to 6, inclusive, on page 3, being the entire act, and insert in lieu thereof the following:

"SECTION 1. Any and all persons, firms, corporations or associations engaged in the manufacture, packing, canning, bottling, buying or selling of any substance in containers with his or her name or names, or other marks or devices impressed or produced thereon; or whose equipment or supplies, owned by and used in his, her or its business, with a name or other mark or device impressed or produced thereon, may file in the office of the county clerk of the county in which his, her or its principal place of business is situate, or if such place of business is situate out of the State, then in the office of the county clerk of any county of the State, and also in the office of the Secretary of State, a description of the name or names, marks or devices so used; and also cause such description to be printed once a week for three successive weeks in a newspaper published in the county in which said description may have been filed as aforesaid.

SEC. 2. It is hereby declared unlawful for any person, firm, corporation or association, without the written consent of the owner, unless the same shall have been purchased from the owner, to use or to fill with any substance, any container so marked or distinguished as aforesaid, with or by any name, mark or device, of which a description shall have been filed and published, as provided in section 1 of this act, or to erase, obliterate or otherwise cover up or conceal such name, mark or device, or to sell, buy, give, take or otherwise traffic in the same without the written consent of the persons whose name, mark or device shall be or shall have been upon said container, or article of supply or equipment used in the said business or businesses aforesaid, unless the same shall have been purchased from the person, firm, corporation or association whose mark shall be or shall have been thereon.

SEC. 3. The use by any person other than the person, firm, corporation or association whose name, mark, or device shall be upon same, of any such container, supplies or equipment, without the written consent of the owner, unless the same shall have been purchased from the owner, or the having by any junk dealer, or dealer in second-hand articles, possession of any such containers, supplies or equipment, the description of the name, mark or device having been so filed and published as aforesaid, shall and is hereby declared to be presumptive evidence of unlawful use of or traffic in such containers, supplies or equipment.

SEC. 4. Whenever the owner or owners of said containers so marked or branded or of said equipment or supplies used in said business or businesses aforesaid, so marked or otherwise impressed, shall require taking or accepting of any sum of money as a deposit for security for the safekeeping and return of such article or articles, it shall not constitute a sale of such property, either optional or otherwise, in any proceeding under this act.

SEC. 5. Whenever any of said persons, firms or corporations mentioned in section 1 of this act, or the agent or agents of said persons, firms or corporations, shall make oath before any magistrate that he has reason to believe, and does believe, that any of the containers, supplies or equipment mentioned in section 1 of this act, are being unlawfully sold, filled or used, or are secreted in any place, the said magistrate shall issue a search warrant to discover and obtain the same, and may also cause to be brought before him, the person in whose possession such articles may be found, and if said magistrate finds that such person has been guilty of a violation of this act, he must impose the punishment herein prescribed, and also award the possession of the property taken upon such search warrant to the owner thereof.

SEC. 6. Any person, firm, corporation or association acquiring containers, supplies or equipment so marked, by purchase or other lawful means shall not be required to again file and publish said description, but may acquire as a part of said purchase all such benefit as the vendor has under this act.

SEC. 7. Every person, firm, corporation or association who finds or receives such property as mentioned in section 1 of this act in the regular course of business or in any other manner, shall make diligent effort to find the owner and restore said property.

SEC. 8. The violation of any of the provisions of this act shall constitute a misdemeanor, punishable for the first offense by imprisonment for not less than ten days nor more than six months or by a fine of fifty cents for each and every container, or article of supply or equipment so filled, sold, used, disposed of, held, bought or trafficked in, or by both such fine and imprisonment; and for each subsequent offense by imprisonment for not less than twenty days nor more than one year, or by a fine of not less than one dollar nor more than five dollars for each and every container, or article of supply or equipment so filled, sold, used, disposed of, held, bought or trafficked in, or by both such fine and imprisonment.

SEC. 9. An act to provide for the filing of names, marks or other devices used to indicate ownership, providing for certain benefits therefrom, and prescribing penal-

ties for violating the provisions hereof; repealing an act (approved March 21, 1911) entitled "An act to protect the owners of bottles, boxes, siphons and kegs used in the sale of olives, olive oil, salad oil, soda waters, mineral or aerated water, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, white beer or other beverages, repealing 'An act to protect the owners of bottles, boxes, siphons, and kegs used in the sale of soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer, or other beverages,' approved March 31, 1891, also repealing 'An act to amend an act entitled 'An act to protect the owners of bottles, boxes, siphons, and kegs, used in the sale of soda waters, mineral and aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer or other beverages (approved March 31, 1891) by adding thereto a new section after section 4 thereof relating to deposits, to be numbered as section 5 of said act, by renumbering section 5 of said act as section 6 thereof, and amending the same relating to assignments, and by renumbering section 6 of said act as section 7 thereof,' approved March 5, 1903", and all acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 117?

The roll was called, and Assembly amendment to Senate Bill No. 117 concurred in by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Slater, and Yonkin—26.

NOES—None.

Senate Bill No. 117 ordered to enrollment.

RE-REFERENCE OF ASSEMBLY BILL.

On motion of Senator Duncan, Assembly Bill No. 702 was ordered withdrawn from the file, and re-referred to Committee on County Government.

APPROVAL OF JOURNALS.

On motion of Senator Breed, the Senate Daily Journals of Monday, April 18; Tuesday, April 19; Wednesday, April 20; Thursday, April 21, and Friday, April 22, 1921, were approved as corrected.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Slater:

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to add a new section to the Political Code, to be numbered 737*m*, relating to the salaries of superior judges.

Request referred to Committee on Rules.

REQUEST FOR INTRODUCTION OF BILL.

The following request for permission to introduce a bill was presented:

By Senator Purkitt:

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: In accordance with the provisions of section 2, article IV of the constitution, I request that the permission of the Senate be granted for the introduction of the accompanying bill, the title of which is as follows, to wit:

An act to add a new section to the Political Code, to be numbered 737*d*, relating to the salaries of superior judges.

Request referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Assembly Bill No. 852—An act to provide for the assessment, levy and collection of taxes for the support of the State government for the seventy-third and seventy-fourth fiscal years—has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—13; committee vote: Ayes—7; absent 6.

KING, Chairman.

Assembly Bill No. 852 ordered on file for second reading.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 32—Relative to an investigation by the Department of Justice—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—3; absent 2.

EDEN, Chairman.

Assembly Joint Resolution No. 32 ordered on file.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Assembly Bill No. 236—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended, by amending sections 13, 18, and 22 thereof;

Also: Assembly Bill No. 216—An act to provide for suitable sanitary conditions in foundries and metal shops, and providing penalties for the violation thereof;

Also: Assembly Bill No. 309—An act to amend section 1618*a* of the Political Code, relating to health supervision of schools;

Also: Assembly Bill No. 513—An act to amend sections 6, 11, and 14 of an act entitled "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof," approved May 21, 1915, and to add a new section thereto to be numbered 6*a*, providing special licenses for limited dental operations;

Also: Assembly Bill No. 1122—An act to amend section 20 of an act entitled "An act to provide a central bureau for the preservation of records of marriages, births, and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict therewith," approved May 19, 1915;

Also: Assembly Bill No. 1325—An act to amend section 4143 of the Political Code, relating to the duties of the coroner;

Has had the same under consideration, and respectfully reports the same back, and recommends that it do pass.

Committee membership—11; committee vote: Ayes—8; absent—3. Same vote on all bills.

CROWLEY, Chairman.

Assembly Bills Nos. 236, 216, 309, 513, 1122 and 1325 ordered on file for second reading.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 447—An act to add a new section to be numbered section 19a 14 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 558—An act to amend section 21 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, approved July 22, 1919, as amended;

Also: Senate Bill No. 51—An act to make available for the use of the United States government suitable places in this State for the public defense, and for that purpose authorizing any county or municipal corporation now or hereafter organized to incur indebtedness, issue negotiable bonds, levy taxes to pay the principal and interest thereof, acquire by condemnation or otherwise land within the county or municipal corporation and in consideration of the benefits to be derived therefrom by such county or municipal corporation to convey the same to the United States; conferring on such counties and municipal corporations the power of eminent domain for the purposes of this act and providing the procedure therefor; granting the consent of the State to such conveyance and ceding exclusive jurisdiction to the United States over the land so conveyed;

Also: Senate Bill No. 98—An act to prevent, control, and eradicate tuberculosis in cattle in the State of California; to empower the Director of Agriculture to establish tuberculosis eradication or free areas; providing penalties for the violation hereof;

Also: Senate Bill No. 371—An act defining and permanently establishing the exterior boundaries of the city of Newport Beach;

Also: Senate Bill No. 734—An act to amend section 2210 of the Political Code, relating to the Women's Relief Corps Home of California;

Also: Senate Joint Resolution No. 21—Relative to the protection of American grown hops;

Also: Senate Bill No. 424—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors;

Also: Senate Bill No. 21—An act to add a new section to the Penal Code, to be numbered 164, relating to the practice of law by persons not licensed to practice law; to the furnishing of legal advice, services and counsel, and advertising in connection therewith; providing a penalty for violation of the provisions of this act, and making certain exemptions from the operation thereof;

Also: Senate Bill No. 231—An act to prevent the propagation of noxious weeds;

Also: Senate Bill No. 481—An act validating the formation and organization and proceedings of Glenn-Colusa Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition, or construction thereby of works for the irrigation of the lands embraced within such district, and, also, to provide for the distribution of water for irrigation purposes," as amended;

Also: Senate Bill No. 482—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," as amended;

Also: Senate Bill No. 654—An act to amend chapter I of title V of part III of the Political Code, relating to State hospitals, and the care, custody, apprehension and commitment of insane and other incompetent persons, by amending sections 2144, 2153, 2153*a*, 2167*a*, 2172, 2176, 2178, 2180, 2181, 2191, and 2192 thereof, and adding thereto new sections to be numbered 2141*a*, 2176*a*, 2178*a*, and 2181*b*;

Also: Senate Bill No. 721—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of the plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by amending section 33 thereof, the said amendment relating to the application of compensation to be made to any reclamation district, levee district, drainage district, municipal corporation, association, private corporation or person;

Also: Senate Bill No. 234—An act to provide for the registration of brands and earmarks, the licensing and regulating of cattle slaughterers and sellers of meat; prescribing duties of the Department of Agriculture in relation thereto, and penalties for the violation hereof;

Also: Senate Bill No. 236—An act providing for notice to the Director of Agriculture, of the proposed sale of estray, branded, bovine animals, providing a means for identifying estray animals, and declaring certain sales of such estrays null and void;

Also: Senate Bill No. 548—An act to amend section 1 of an act entitled "An act defining public weighmaster; describing his duties; providing for rules and regulations governing the performance of his duties; prescribing a bond and fixing the amount thereof; and providing penalties for any violation of the provisions of this act," approved June 8, 1915, as amended, and repealing all acts or parts of acts in conflict herewith;

Also: Senate Bill No. 288—An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses and hotels, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings in incorporated towns, incorporated cities and incorporated cities and counties, and the maintenance, use and occupancy of the premises and land on which such tenement houses, hotels and dwellings are erected or located, and to provide for its enforcement, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of tenement houses, and the maintenance, use and occupancy of the premises and land on which tenement houses are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof, and repealing an act entitled 'An act to regulate the building and occupancy of tenement houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof,' approved April 16, 1909, Statutes of California of 1909, page 948," approved April 10, 1911, Statutes of California of 1911, page 869, and approved June 13, 1913, Statutes of California, 1913, page 737, and approved May 29, 1915, Statutes of California, page 952, and all acts amendatory thereof," and approved May 31, 1917, Statutes of California of 1917, page 1473; and repealing an act entitled "An act to regulate the erection, construction, reconstruction, moving, alteration, maintenance, use and occupancy of hotels, and the maintenance, use and

occupancy of the premises and land on which hotels are erected or located, in all parts of the State of California, including incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof; and repealing an act entitled "An act to regulate the building and occupancy of hotels and lodging houses in incorporated towns, incorporated cities, and cities and counties, and to provide penalties for the violation thereof," approved June 16, 1913, Statutes of California of 1913, page 1429," and approved May 31, 1917, Statutes of California of 1917, page 1422; and repealing an act entitled "An act to regulate the construction, reconstruction, moving, alteration, maintenance, use and occupancy of dwellings, and the maintenance, use and occupancy of the premises and land on which dwellings are erected or located, in incorporated towns, incorporated cities, and incorporated cities and counties, and to provide penalties for the violation thereof," and approved May 31, 1917, Statutes of California of 1917, page 1461;

Also: Senate Joint Resolution No. 17—Authorizing the Attorney General to institute and prosecute such suits in equity, actions at law, or other appropriate proceedings as may be necessary to protect certain rights and enforce certain remedies of the State of California;

Also: Senate Bill No. 282—An act to amend section 4 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended; And reports that the same have been correctly enrolled, and presented the same to the Governor on this twenty-seventh day of April, 1921, at nine o'clock and thirty minutes a.m.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 465—An act authorizing the regents of the University of California to sell and convey certain land situate in Butte county, known as the Chico Forestry Station and directing that the proceeds of such sale shall become the property of the regents of the University of California;

Also: Senate Bill No. 164—An act to amend section 275 of the Code of Civil Procedure, relating to the admission of persons as attorneys and counselors in this State;

Also: Senate Bill No. 202—An act to amend section 2322 of the Political Code, relating to horticulture;

Also: Senate Bill No. 204—An act to amend section 2322*b* of the Political Code, relating to horticulture;

Also: Senate bill No. 203—An act to amend section 2322*d* of the Political Code, relating to horticulture;

Also: Senate Bill No. 216—An act to amend section 1 of an act entitled "An act to secure to native-born and naturalized citizens of the United States the exclusive right to be employed in any department of the State, county, city and county and city government in this State, except in certain schools, to validate certain acts, and to repeal all acts in conflict herewith," approved May 19, 1915;

Also: Senate Bill No. 217—An act to add a new section to the Civil Code, to be numbered 1716, relating to the payment and enforcement of claims against municipal corporations in certain cases;

Also: Senate Bill No. 220—An act authorizing the State Department of Engineering to exchange approximately one and five-tenths acres of land belonging to the State near Castaic station, Los Angeles County, for approximately three and nine-tenths acres of land belonging to the Newhall Land and Farming Company, a corporation, near Saugus in said county;

Also: Senate Bill No. 653—An act to amend section 345 of the Code of Civil Procedure, relating to the time of commencement of civil actions;

Also: Senate Bill No. 753—An act to amend section 3751 of the Political Code, relating to tax receipts;

Also: Senate Bill No. 782—An act to amend section 591 of the Political Code, relating to the maintenance of the office of the Insurance Commissioner;

Also: Senate Bill No. 959—An act to declare valid the formation, organization and existence of Fresno Irrigation District, and to ratify and confirm all proceedings on organization thereof;

Also: Senate Bill No. 283—An act to amend section 11 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Senate Bill No. 277—An act to provide for the sanitary inspection of slaughtering houses, the inspection of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof;

Also: Senate Bill No. 136—An act to add a new chapter to title XIV of part II of the Code of Civil Procedure, to be numbered chapter VIII, embracing sections 1060 to 1062, both inclusive, relating to declaratory relief;

Also: Senate Bill No. 174—An act to provide for the establishment and maintenance of municipal hospitals within cities of the fifth and sixth classes;

Also: Senate Bill No. 475—An act to amend section 634 of the Civil Code, relating to fees charged by building and loan associations;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this twenty-seventh day of April, 1921, at 5 o'clock p.m.

OSBORNE, Chairman.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON FISH AND GAME.

SENATE CHAMBER, SACRAMENTO, April 26, 1921.

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Assembly Bill No. 830—An act to amend section 628*a* of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 1246—An act to add a new section to the Penal Code of the State of California to be numbered section 632*a*, relating to the protection of salmon and steelhead trout;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

SHARKEY, Chairman.

Assembly Bills Nos. 830 and 1246 ordered on file for second reading.

ADJOURNMENT.

At eleven o'clock and twenty minutes p.m., on motion of Senator Breed, the Acting President declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Thursday, April 28, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—40.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Wednesday, April 27, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Duncan, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Frank B. Hopkins, instructor, and the following students of the United States history class of the Esparto Union High School, Esparto, Yolo County: Helen V. Rudolph, Lloyd W. Lourey, Cleo Perry, Tom Pierce, Edna Menasco, Bernice Cline, Dorothy Peterson, Wealthy Murphey, Zelma Bosse, Nelda Rackliff, Mabel McDonough, Will Jones, Helen Russell, Hazel Hopkins, Gladys Ender, Albert Taudy, Lowell Russell, Ernest Clooney, James Bosse.

On request of Senator Flaherty, the privilege of the floor of the Senate Chamber for the day was unanimously extended Judge Van Nostrand of San Francisco.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended Hon. John McCallum, Hon. James Hopkins, Hon. Arthur Burton and others of San Francisco.

On request of Senator McDonald, the privilege of the floor of the Senate Chamber for the day was unanimously extended Supervisors R. J. Welch, Charles Powers, Emmett Hayden of San Francisco.

On request of Senator Eden, the privilege of the floor of the Senate Chamber for the day was unanimously extended Mr. Flaherty, supervisor Riverside County.

On request of Senator Sharkey, the privilege of the floor of the Senate Chamber for the day was unanimously extended Mrs. M. Almeda, grand trustee of the Native Daughters of the Golden West, and Miss May Santos of Sacramento.

On request of Senator Osborne, the privilege of the floor of the Senate Chamber for the day was unanimously extended Mrs. G. Melvin Warren of Santa Clara.

CONSIDERATION OF DAILY FILE.

SECOND READING OF ASSEMBLY BILLS.

Assembly Bill No. 1129—An act to amend section 626*i* of the Penal Code, relating to the protection of deer.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 571—An act amending an act entitled "An act to provide a relief fund in the several counties or any city and county of the State for the needy blind, providing for and prescribing the powers and duties of boards of supervisors in every county or city and county," approved May 2, 1919, by amending section 4 thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 161—An act to provide for the treatment and surgical care of deformed, crippled or injured children by the State of California, in its general hospitals and institutions.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 476—An act to amend section 653*x* of the Civil Code, relating to nonprofit cooperative corporations.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1359—An act entitled "An act to insure the better education of practitioners of veterinary medicine, and to regulate the practice of veterinary medicine in the State of California, to provide for the creation of a board of five members who shall act under and in accordance with the provisions of this act; to provide for their appointment, and define their powers, duties and compensation; to define offenses committed by acts done contrary to the provisions of this act, and providing penalties for the violation thereof; providing for the revocation or suspension, in certain cases, of licenses issued hereunder, and to repeal an act entitled 'An act to regulate the practice of veterinary medicine and surgery in the State of California,' approved March 23, 1893, amended and approved March 20, 1903, and all other laws in conflict herewith," approved March 23, 1907, as amended.

AMENDMENTS FROM THE FLOOR.

During second reading of the bill, the following amendments were offered and their adoption moved by Senator King:

AMENDMENT NUMBER ONE.

In line 1 of the title preceding the word "entitled" insert the following: "to amend an act".

Amendment adopted.

AMENDMENT NUMBER TWO.

In line 16 of the title strike out the period and insert in lieu thereof a comma and the following: "and repealing all acts and parts of acts in conflict herewith."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 5 of the printed bill strike out all of lines 21 to 37, both inclusive, and insert in lieu thereof the following:

"SEC. 11. All acts or parts of acts in conflict with this act are hereby repealed."

Amendment adopted.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 247—An act to provide for the extension of the public works of the State of California during periods of extraordinary unemployment caused by temporary industrial depression, and regulating employment therein, and authorizing the Board of Control to enforce the provisions hereof; and repealing all acts inconsistent with the provisions hereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 459—An act to amend section 1 of an act entitled "An act to provide for the payment by the State or counties, or cities, or cities and counties, of the premium or charge on official bonds when given by surety companies," approved March 25, 1903.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 194—An act requiring State officers, boards, commissions and institutions of the State of California expending funds or for which funds are expended to make and file an itemized and classified report, providing for the publication of such reports and providing penalties for failure to make or file such reports.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 953—An act to amend sections 974 and 975 of the Code of Civil Procedure, relating to appeals to superior courts.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 952—An act to amend section 860 of the Code of Civil Procedure, relating to pleadings in justices' courts.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 862—An act to amend section 817 of the Penal Code, relating to peace officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 867—An act to amend section 4190 of the Political Code, relating to payment of fees into the law library fund, and to repeal an act entitled "An act to amend section 1 of an act entitled 'An act to establish law libraries,' approved March 1, 1891, and relating to the creation of a law library fund," approved March 1, 1897.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 315—An act to recognize and declare valid all proceedings in James Irrigation District.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 45—An act providing that one-half of the expense of maintenance of the fire boats "David Scannell" and "Dennis Sullivan," including salaries of the officers, firemen and crews thereof, shall be borne and paid by the State of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1274—An act to amend section 204c of the Code of Civil Procedure, relating to jury commissioners.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 871—An act to provide for the compilation, printing, binding, publishing, and distribution of a legislative manual and

State blue book, or roster, repealing all conflicting acts and making an appropriation to carry out the provisions hereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 95—An act making an appropriation for the prevention and extinguishment of fires in Tamalpais Forest Fire District.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1356—An act making an appropriation for the purpose of building a children's recreational, physical, mental and industrial training hall on the State prison grounds at San Quentin.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 392—An act providing for the collection and importation of parasitic and predacious insects from foreign countries and authorizing the employment of collectors and the payment of their subsistence and traveling expenses.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1298—An act to amend section 67*a* of the Code of Civil Procedure, relating to the superior court of Los Angeles County.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 327—An act to provide one additional judge of the superior court in the county of Fresno.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 11—An act to increase the number of judges of the superior court of the county of Riverside, and to provide for the appointment of an additional judge.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 558—An act making an appropriation for the construction of a suitable memorial commemorating the battle of San Pasqual.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1199—An act providing for the selection of an area within which the State Normal School at San Francisco shall be located; authorizing the board of trustees thereof to acquire by purchase, gift, condemnation or otherwise such tracts of land within said selected area as may be necessary for the uses of said school; authorizing the construction or reconstruction of suitable and necessary buildings and improvements thereon, and the purchase of necessary and appropriate furniture and equipment therefor; making an appropriation therefor, and repealing all acts or parts of acts inconsistent herewith.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1351—An act making an appropriation for the construction and equipment of buildings for the State Normal School at San Francisco.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1313—An act appropriating money to construct two cottages on the farm at the Stockton State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 857—An act making an appropriation to pay the claim of Charles R. Perkins against the State of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1324—An act granting rights of way for lines, roads, structures, levees, canals and excavations to the United States over the proprietary lands of this State.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1338—An act to add a new section to the Political Code, to be numbered 4161*a*, providing for the deposit of moneys for the cooperative construction of public roads with the federal government and prescribing the manner in which the deposit shall be made.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 536—An act to authorize counties to cooperate with the Secretary of Agriculture of the United States for the survey, construction and maintenance of roads and trails, and to pay part of the expenses thereof, pursuant to the provisions of section 8 of the act of Congress approved July 11, 1916, entitled "An act to provide that the United States shall aid the states in the construction of rural post roads and for other purposes."

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 674—An act directing the Department of Engineering, State of California, to investigate and report upon a proposed State road; with the necessary bridges connecting the city of Vallejo with the State highway at a point near Sears Point on the Black Point cut-off road in southern Sonoma County and establishing the same, a State highway.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 234—An act to provide for a system of landing fields for aeroplanes in the principal cities of California, such landing fields to be constructed, maintained and controlled by the State Highway Commission.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 911—An act providing for the taking over by the State of California of a certain road in the county of San Joaquin, and for the maintenance and improvement of the same as a State road under the supervision of the State Department of Engineering.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 785—An act amending the Political Code by repealing section 2643 thereof and adding two new sections to be numbered 2639 and 2640, relating to the powers and duties of boards of supervisors over the roads and highways of the county.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1046—An act to amend section 2 of an act entitled "An act to provide for maintenance of county highways, improved under bond issues in the counties of the State, and empowering the boards of supervisors to levy taxes therefor," approved May 1, 1911, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 852—An act to provide for the assessment, levy and collection of taxes for the support of the State government for the seventy-third and seventy-fourth fiscal years.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 236—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and

local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended, by amending sections 13, 18, and 22 thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 216—An act to provide for suitable sanitary conditions in foundries and metal shops, and providing penalties for the violation thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 309—An act to amend section 1618*a* of the Political Code, relating to health supervision of schools.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 513—An act to amend sections 6, 11, and 14 of an act entitled "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof," approved May 21, 1915, and to add a new section thereto to be numbered 6*a*, providing special licenses for limited dental operations.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1122—An act to amend section 20 of an act entitled "An act to provide a central bureau for the preservation of records of marriages, births, and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict therewith," approved May 19, 1915.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1325—An act to amend section 4143 of the Political Code, relating to the duties of the coroner.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 830—An act to amend section 628*a* of the Penal Code, relating to the protection of fish and game.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1246—An act to add a new section to the Penal Code of the State of California, to be numbered section 632*a*, relating to the protection of salmon and steelhead trout.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 77—An act to amend section 1469 of the Code of Civil Procedure, relating to administration of estate not exceeding $1500 in value.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 3 of the title add the letter "s" to the word "estate" and insert the following: "of a limited value."

Amendment adopted.

AMENDMENT NUMBER TWO.

Commencing with the word "not" in line 3 of the title strike out the remainder of said title.

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assistant Secretary G. Melvin Warren at the desk.

RESOLUTION.

The following resolution was offered:

By Committee on Contingent Expenses:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Senate in the sum of sixty-eight and 20/100 ($68.20) dollars to pay the amounts as itemized below, and the State Treasurer is hereby directed to pay the same:

To Thomas A. Brown, Sergeant-at-Arms—*Dr.*
In account with Hart's Lunch Room:

200 Sandwiches @ 15c	$30 00	
18 Pies @ 50c	9 00	
1 cs. Oranges	7 00	
6 Doz. Cookies @ 20c	1 20	
10 Gal. Coffee	10 00	
Taxi	4 00	
		$61 20
To H. Lill, Assistant Sergeant-at-Arms—*Dr.* To taxi hire, locating Senators, Friday night, April 22, 1921		7 00
Total		$68 20

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Inman, Irwin, Johnson, Osborne, Otis, Sample, Sharkey, Shearer, and Slater—21.

NOES—None.

REPORTS OF STANDING COMMITTEE—(OUT OF ORDER).

The following reports of standing committee were received and read, out of the regular order:

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 1157—An act to add a new section to the Political Code to be numbered 1527*a*, relating to retirement salaries of teachers employed in State schools and State institutions;

Also: Assembly Bill No. 1337—An act to amend section 1618*a* of the Political Code, relating to health supervision of schools;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.
Committee membership—15; committee vote: Ayes—9; absent—6. Same vote on both bills.

BOGGS, Vice Chairman.

Assembly Bills Nos. 1157 and 1337 ordered to second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 127—An act creating an institution to be known as the California School for the Blind; providing for the conduct and maintenance thereof; providing for the appointment of the board of trustees; investing said board with certain of the functions heretofore exercised by the board of directors of the California School for the Deaf and the Blind, authorizing the Board of Control to make a division of the property of the California School for the Deaf and the Blind;
Also: Assembly Bill No. 226—An act designating Frances E. Willard day in the public schools of this State, and requiring instruction and appropriate exercises relative to the life, history and achievements of Frances E. Willard;
Also: Assembly Bill No. 371—An act to amend section 1488 of the Political Code, relating to normal schools;
Also: Assembly Bill No. 600—An act to amend section 1543 of the Political Code, relating to the duties of superintendent of schools;
Also: Assembly Bill No. 984—An act to add a new section to the Political Code to be numbered 1612*a*, relating to school district budgets and school district taxes;
Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.
Committee vote: Ayes—9; absent—6. Same vote on all bills.

BOGGS, Vice Chairman.

Assembly Bills Nos. 127, 226, 371, 600 and 984 ordered to second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 1112—An act to amend section 1595 of the Political Code, relative to notices of election for school trustees—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.
Committee vote: Ayes—9; absent—6. BOGGS, Vice Chairman.

Assembly Bill No. 1112 ordered to second reading.

Also:

MR. PRESIDENT: Your Committee on Education, to which was referred Assembly Bill No. 1277—An act to provide that certain graduates of normal schools and teachers' colleges shall be required to qualify to give elementary instruction in agricultural subjects—has had the same under consideration, and respectfully reports the same back without recommendation.
Committee vote: Ayes—8; absent—7. HARRIS, Chairman.

Assembly Bill No. 1277 ordered to second reading.

MOTION.

Senator Breed moved that all Assembly bills reported in by committees this day be given second reading by unanimous consent, out of the regular order.

Motion carried.

Assembly Bill No. 1157—An act to add a new section to the Political Code to be numbered 1527*a*, relating to retirement salaries of teachers employed in State schools and State institutions.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1337—An act to amend section 1618*a* of the Political Code, relating to health supervision of schools.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 127—An act creating an institution to be known as the California School for the Blind; providing for the conduct and maintenance thereof; providing for the appointment of the board of trustees; investing said board with certain of the functions heretofore exercised by the board of directors of the California School for the Deaf and the Blind, authorizing the Board of Control to make a division of the property of the California School for the Deaf and the Blind.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 226—An act designating Frances E. Willard day in the public schools of this State, and requiring instruction and appropriate exercises relative to the life, history and achievements of Frances E. Willard.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 371—An act to amend section 1488 of the Political Code, relating to normal schools.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 600—An act to amend section 1543 of the Political Code, relating to the duties of superintendent of schools.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 984—An act to add a new section to the Political Code to be numbered 1612*a*, relating to school district budgets and school district taxes.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1112—An act to amend section 1595 of the Political Code, relative to notices of election for school trustees.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, after the figures "1595" strike out the words "Notices of election for school trustees".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 1277—An act to provide that certain graduates of normal schools and teachers' colleges shall be required to qualify to give elementary instruction in agricultural subjects.

Bill read second time, and ordered on file for third reading.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Committee on Contingent Expenses:

WHEREAS, An account of the State Purchasing Department against the contingent fund of the Senate, in the sum of two hundred seventy-nine and 95/100 dollars due for stationery and supplies furnished to the Senate of the State of California at the forty-third legislative session was inadvertently overlooked and unpaid by the Senate at said session, and still remains unpaid; and

WHEREAS, There remains unexpended approximately six thousand dollars of the moneys appropriated to pay the contingent expenses of the Senate at said session, from which the said account of the Purchasing Department should be paid; now, therefore, be it

Resolved, That the Controller be and he hereby is authorized and directed to draw his warrant against said unexpended balance in favor of the State Purchasing

Department for the said sum of two hundred seventy-nine and 95/100 dollars, and the Treasurer is hereby authorized and directed to pay the same.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Godsil, Ingram, Irwin, Johnson, King, Osborne, Otis, Purkitt, Rominger, Sample, Sharkey, Shearer, and Slater—23.

NOES—None.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 832—An act to amend section 634 of the Penal Code, relating to the protection of fish and game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 3, line 30, of the printed bill as amended in the Assembly April 19, 1921, strike out the period and insert in lieu thereof a semicolon and the following: "*provided, further*, that the provisions of this subsection shall take effect January 1, 1922".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 3, line 48, of the printed bill, after the word "twelve" strike out "twelve B".

Amendment adopted.

Bill read second time, and ordered to print, and third reading.

Assembly Bill No. 831—An act to amend section 636 of the Penal Code, relating to the protection of fish and game.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended in the Assembly April 18, 1921, and after the semicolon in line 21, insert the following: "*provided, further*, that it shall be lawful to use gill nets of not less than six and one-half inch mesh, in Fish and Game District Seven "A" from October 8, 1921, to December 7, 1921, both dates inclusive";.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 2, of the printed bill, after the word "inclusive" strike out the semicolon and insert in lieu thereof the following: ", *provided, however*, that in fish and game district twelve B gill nets having meshes measuring not less than seven and one-half inches may be used between June 1 and July 31 of any year, both dates inclusive, for the purpose of taking salmon only;".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3 of the printed bill strike out all of lines 39 and 40 and insert in lieu thereof the following: "to lower into the water any nets other than such bait dipnets within fish and game district twenty".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

CONSIDERATION OF DAILY FILE.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 69—An act to amend section 338 of the Code of Civil Procedure, relating to limitations of actions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 69 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rominger, Sample, Sharkey, Shearer, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1260—An act to add a new section to be known as 9a 30, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Assembly Bill No. 1260 passed on file.

Assembly Bill No. 735—An act to amend sections 2 and 3 of an act entitled "An act relating to ferries across navigable rivers separating counties, and empowering the boards of supervisors of such counties to establish and maintain ferries across such rivers, and to pay the expense thereof," approved March 16, 1903.

In the absence of Senator Inman, Assembly Bill No. 735 was passed on file.

Assembly Bill No. 1310—An act conveying certain tide lands and lands lying under inland navigable waters, situate in the bay of San Diego to the city of National City, in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1310 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Harris, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 897—An act to protect domestic live stock from contagious and infectious diseases, to prescribe the duties of officials to carry into effect the provisions of this act, to provide for the appointment of a veterinarian, and to repeal an act entitled "An act to protect domestic live stock from contagious and infectious diseases, to provide for the appointment and duties of officials to carry into effect the provisions of this act, and to provide an appropriation therefor," approved March 18, 1899, as amended.

Assembly Bill No. 897 passed on file.

Assembly Bill No. 902—An act to amend sections 24 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

On motion of Senator Sharkey, Assembly Bill No. 902 was passed on file.

Assembly Bill No. 903—An act amending section 3 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

On motion of Senator Sharkey, Assembly Bill No. 903 was passed on file.

Assembly Bill No. 449—An act to amend sections 1 and 5 of an act entitled "An act creating a Department of Agriculture, providing for its organization and declaring its functions; transferring to said department the powers and duties of various State agencies and the unexpended balances of their appropriations and funds; prohibiting certain acts, and prescribing penalties for violations of the provisions hereof," approved May 16, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 449 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Flaherty, Godsil, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 974—An act to amend the title of and to revise an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes and alleys not within the territory of incorporated cities or towns; for the incidental establishment of grades

thereof; for the construction therein or thereon of sidewalks, sewers, manholes, bridges, cesspools, gutters, tunnels, curbing and crosswalks; for the issue of bonds representing the costs and expenses thereof; for a special fund derived in part from the county road fund and in part by special assessment upon a district, and for the establishment of such districts," approved March 21, 1907, as amended, and to include therein provision for the doing of work adjacent to said public roads, streets, avenues, boulevards, lanes and alleys which is incidental to the work thereon.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 974 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 416—An act to amend section 5 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 416 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 446—An act to amend section 883 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 446 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 840—An act to amend section 2322*a* of the Political Code, relating to county horticultural commissioners.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 840 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Canepa, Chamberlin, Crowley, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF SPECIAL ORDER.

The hour having arrived for the consideration of the motion to reconsider the vote whereby Assembly Bill No. 1120 was passed, heretofore set as a special order for eleven o'clock a.m., the same was taken up for consideration.

Assembly Bill No. 1120—An act to add a new section to the Political Code to be numbered 4041*c*, providing for the acquisition and operation of works for the furnishing of materials and supplies used by counties, cities and districts.

The roll was called, and reconsideration of the vote whereby Assembly Bill No. 1120 was passed was refused by the following vote:

AYES—Senators Canepa, Chamberlin, Eden, Godsil, Lyon, Otis, Purkitt, Rominger, Sharkey, and Shearer—10.

NOES—Senators Allen, Anderson, Arbuckle, Boggs, Carr, W. J., Dennett, Duncan, Flaherty, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Rigdon, Rush, Sample, and Slater—21.

Title read and approved.

Bill ordered transmitted to the Assembly.

MOTION TO RECONSIDER.

Pursuant to his notice given on a previous day, Senator Dennett moved to reconsider the vote whereby Assembly Constitutional Amendment No. 25—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 8 of article XIII thereof, relating to taxpayers' statements of property—was adopted.

The roll was called on the motion to reconsider the vote whereby Assembly Constitutional Amendment No. 25 was adopted, and reconsideration granted, by the following vote:

AYES—Senators Arbuckle, Boggs, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Purkitt, Sharkey, Shearer, and Slater—21.

NOES—Senators Allen, Anderson Canepa, Chamberlin, King, Otis, Rominger, Sample, and Yonkin—9.

Assembly Constitutional Amendment No. 25 ordered to unfinished business.

HOUR OF RECESS EXTENDED.

At twelve o'clock and thirty minutes p.m., on motion of Senator Breed, the hour of recess was extended until one o'clock and fifty-five minutes p.m.

CONSIDERATION OF SPECIAL ORDER.

The hour having arrived for the consideration of Assembly Bill No. 1300, heretofore set as a special order for eleven o'clock and thirty minutes a.m., the same was taken up for consideration.

Assembly Bill No. 1300—An act to repeal an act entitled "An act to provide for the periodical inspection of steam boilers, with certain exceptions, operated in this State; requiring a permit, to be issued by the Industrial Accident Commission, for the operation of such boilers; making it a misdemeanor to operate such boilers without such permit; and allowing an injunction against such operation without such permit where dangerous to the life or safety of employees; providing for a hearing before the Industrial Accident Commission prior to refusal of a permit; providing for the determination of competency of inspectors making such inspection and requiring reports of inspections, and prescribing maximum fees for such inspections," approved May 9, 1917.

Bill read third time.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator McDonald moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—39.

The Secretary announced the absentee.

Time, one o'clock and twenty minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the name of the absentee, was directed to bring him to the bar of the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At one o'clock and twenty-one minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator McDonald.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Assembly Bill No. 1300 finally passed by the following vote:

AYES—Senators Anderson, Arbuckle, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Flaherty, Godsil, Inman, Irwin, Lyon, McDonald, Nelson, Otis, Purkitt, Rush, Scott, Shearer, Slater, and Yonkin—21.

NOES—Senators Allen, Boggs, Breed, Carr, W. J., Chamberlin, Dennett, Eden, Gates, Harris, Hart, Ingram, Johnson, Jones, King, Osborne, Rigdon, Rominger, Sample, and Sharkey—19.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Slater to introduce a bill entitled An act to add a new section to the Political Code, to be numbered 737*m*, relating to the salaries of superior judges—has had the same under consideration, and respectfully reports the same back and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—31.

NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Slater: Senate Bill No. 985—An act to add a new section to the Political Code to be numbered 737*m*, relating to the salaries of superior judges.

Bill read first time.

Without reference to committee.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON RULES.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Rules, to which was referred the request of Senator Purkitt to introduce a bill entitled—An act to add a new section to the Political Code to be numbered 737*d*, relating to the salaries of superior judges—has had the same under consideration, and respectfully reports the same back, and recommends that the request be granted.

Committee membership—5; committee vote: Ayes—5.

BREED, Chairman.

The question being on the adoption of the report.

The roll was called in accordance with the provisions of section 2 of article IV of the constitution, and the report adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Osborne, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Purkitt: Senate Bill No. 986—An act to add a new section to the Political Code, to be numbered 737*d*, relating to the salaries of superior judges.

Bill read first time.

Without reference to committee.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Breed:

Resolved, That Senate Bills Nos. 985 and 986 present a case of urgency, as that term is used in section 15 of article IV of the constitution, and the provision of that section requiring that the bills shall be read on three several days in each House is hereby dispensed with, and it is ordered that said bills be read the second and third times, and placed upon their passage.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and section 15 of article IV of the constitution suspended by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

NOES—None.

Whereupon the President declared the provisions of section 15 of article IV of the constitution suspended for the purpose of considering at this time Senate Bills Nos. 985 and 986.

SECOND READING OF SENATE BILLS—(RESUMED).

Senate Bill No. 985—An act to add a new section to the Political Code, to be numbered 737*m*, relating to the salaries of superior judges.

Bill read second time, ordered to print, engrossment, and third reading.

Senate Bill No. 986—An act to add a new section to the Political Code, to be numbered 737*d*, relating to the salaries of superior judges.

Bill read second time, ordered to print, engrossment, and third reading.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 985—An act to add a new section to the Political Code to be numbered 737*m*, relating to the salaries of superior judges;

Also: Senate Bill No. 986—An act to add a new section to the Political Code to be numbered 737*d*, relating to the salaries of superior judges;

And reports that the same have been correctly engrossed.

OSBORNE, Chairman.

RECOMMENDATION BY PRESIDING OFFICER.

In accordance with Joint Rule No. 35, I hereby recommend that the Senate grant permission to vote on Senate Bill No. 986, entitled "An act to add a new section to the Political Code to be numbered 737*d*, relating to the salaries of superior judges," and Senate Bill No. 985, entitled "An act to add a new section to the Political Code, to be numbered 737*m*, relating to the salaries of superior judges."

This permission is granted because of the very unusual circumstance of several bills having been consolidated into one bill, without the consent of the respective authors, and the Senate having voted to eliminate the amendments to the original bills.

Justice demands that the extra bills be permitted to be introduced.

C. C. YOUNG.

The question being: Shall the Senate grant permission to vote on Senate Bills Nos. 985 and 986?

The roll was called, and permission granted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—36.

NOES—None.

THIRD READING OF SENATE BILLS—(RESUMED.)

Senate Bill No. 985—An act to add a new section to the Political Code to be numbered 737*m*, relating to the salaries of superior judges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 985 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Senate Bill No. 986—An act to add a new section to the Political Code to be numbered 737*d*, relating to the salaries of superior judges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Senate Bill No. 986 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SPECIAL ORDER SET.

Senator Gates moved that Assembly Bill No. 851 be made a special order for three o'clock and thirty minutes p.m. of this day.

Motion carried.

COMMUNICATION.

The following communication was received and ordered printed in the Journal:

By the President:

MEXICO, April 27, via SAN FRANCISCO, April 28, 1921.

H. Presidente Camara de Senadores, President State Senate, Sacramento, California.

Num 3063 el Presidente de la republica me encarga haga saber a Vd. suplicandole que a su vez lo transmita a todos los miembros de esa honorable corporacion su agradecimientit personal y el agradecimiento del Pueblo Mexicano, por la prueda de amistad que la Legislature de Calif rnia ha dado a la Republica Mexicana al aprobabar la mocion que se felicita al Pueblo de Mexico con motivo de la eleccion de su Nuevo Gobierno s por los Terminos encomiasticos que en ese mocion se contienen asi como por haber enviado Copia de aquilla al Presidente del Senado a la Camara de Diputados de ese pais al orader oficial del Congresso y los Senadores y a los Diputados pur el Estado de California punto ruego a Vd se sirva aceptar las seguridades de mi consideracion mas distinguida srio relaciones

PANII

MEXICO, FEDERAL DISTRICT, April 27, 1921.

Honorable President Senatorial Body, State Senate, Sacramento, California.

The President of the Republic directs me to make known to you and requests you to transmit to all of the members of your honorable body his own great personal appreciation and the appreciation of the people of Mexico for this proof of friendship that the Legislature of the State of California has given to the Republic of Mexico in approving of the action and felicitating the people of Mexico in connection with the election of its new government and for the praise contained in your resolution; also for your action in sending a copy of the resolution to the President of the Senate, to the Speaker of the House of Representatives and to the Senators and Representatives in Congress of the State of California.

I pray you to accept the assurances of my deepest consideration of your distinguished service in the interest of friendly relations.

PANII.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 221—An act authorizing the conveyance to the county of Los Angeles of a right of way for a county road over land owned by the State of California near Castaic Station, Los Angeles County, California;

Also: Senate Bill No. 321—An act to amend section 1533 of the Political Code, relating to conventions of county and city superintendents;

Also: Senate Bill No. 408—An act to regulate the control of smallpox and vaccination and to repeal an act entitled "An act to encourage and provide for a general vaccination for all public and private schools of California, specifying the duties of certain officers and persons with relation thereto, making violations of its provisions a misdemeanor, providing penalties, and repealing an act entitled 'An act to encourage and provide for a general vaccination in the State of California,' approved February 20, 1889," approved March 7, 1911;

Also: Senate Bill No. 322—An act to amend section 1741 of the Political Code, relating to the powers and duties of high school boards;

Also: Senate Bill No. 355—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class;

Also: Senate Bill No. 419—An act to add a new section, to be known as 9*a* 36, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Senate Bill No. 617—An act to add a new section to be known as 9*a* 13 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and

parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Senate Bill No. 127—An act to amend section 4249 of the Political Code, relating to the compensation of officers in counties of the twentieth class;

Also: Senate Bill No. 128—An act to amend section 1901 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, and as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Senate Concurrent Resolution No. 15—Relative to the printing of copies of "California and the Oriental";

Also: Senate Concurrent Resolution No. 30—Relative to the display of the United States Flag on Mothers' Day;

Also: Senate Bill No. 287—An act to amend section 279 of the Code of Civil Procedure, relating to attorneys of other states admission;

Also: Senate Bill No. 334—An act to amend section 1880 of the Political Code, relating to the issuance of bonds by school districts for the erecting of buildings needed by the district.

Also: Senate Bill No. 494—An act to enable the State Board of Forestry to accept deeds and conveyances of land in the name of the people of the State of California, for park purposes, to manage and control the same, to consent to conditions attached to the grant thereof, prescribe regulations therefor, or prohibit violations thereof;

Also: Senate Bill No. 506—An act granting to the city of Los Angeles the swamp, overflowed and salt marsh lands of the State within the boundaries of the said city;

Also: Senate Bill No. 645—An act to add a new section to the Political Code to be numbered 3648*a*, relating to situs of property in transit;

Also: Senate Bill No. 722—An act to amend section 1 of an act entitled "An act to create a reclamation district to be called 'Reclamation District No. 833,' and providing for the control and management thereof," approved April 8, 1911;

Also: Senate Bill No. 814—An act to amend section 628*b* of the Penal Code, relating to the protection of fish;

Also: Senate Bill No. 908—An act to amend section 286 of the Penal Code, relating to the crime against nature;

Also: Senate Bill No. 964—An act validating the formation, organization and existence of San Luis Obispo High School District of San Luis Obispo County;

Also: Senate Bill No. 68—An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof and repealing an act entitled "An act to provide for the exclusion of any portion of the lands embraced within a subdivision or tract of land and for the alteration or vacation of recorded maps or plats thereof," approved May 7, 1919;

Also: Senate Bill No. 119—An act to restrict the running of dogs at large; to protect live stock from depredations of dogs; to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this act a misdemeanor and providing penalties therefor, and providing for the collection of damages by owners of live stock injured by dogs;

Also: Senate Bill No. 133—An act providing for publicity of contributions and expenditures made for the purpose of influencing electors for or against any proposition voted upon throughout the State and providing penalties for violation of the provisions hereof;

Also: Senate Bill No. 178—An act to amend section 1373 of the Code of Civil Procedure, relating to notice of petitions for letters of administration;

Also: Senate Bill No. 179—An act to add a new section to the Code of Civil Procedure, to be numbered 561, relating to attachment of personal property pending administration;

Also: Senate Bill No. 193—An act to amend section 23 of the "Water Commission Act," approved June 16, 1913, as amended, relating to fees upon applications for and issuance of permits to appropriate water;

Also: Senate Bill No. 286—An act to amend section 276*a* of the Code of Civil Procedure, relating to appointment, qualifications and compensation of Board of Bar Examiners;

Also: Senate Bill No. 526—An act to amend section 1092 of the Political Code, relating to inspection of public records;

Also: Senate Bill No. 919—An act to validate bonds of Maxwell Union High School District;

Also: Senate Bill No. 920—An act to validate bonds of Fairview Elementary School District;

Also: Senate Bill No. 54—An act to amend section 15 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds, approved June 16, 1913, as amended;

Also: Senate Bill No. 158—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of grand and trial jurors in such counties;

Also: Senate Bill No. 197—An act to amend sections 15 and 16 of the "Water Commission Act," approved June 16, 1913, as amended, relating to the powers and duties of the State Water Commission in acting upon applications to appropriate water and applications to change the place of use of water;

Also: Senate Bill No. 340—An act to amend sections 143, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code of the State of California, relating to schools and school revenues;

Also: Senate Bill No. 372—An act providing for and authorizing the Fullerton School District and Orangethorpe School District to ascertain the amount of and adjust the taxes lost to Orangethorpe School District by the inclusion of certain territory within the exterior boundaries of the city of Fullerton.

And reports that the same have been correctly enrolled, and presented the same to the Governor on this twenty-eighth day of April, 1921, at 9 o'clock and 30 minutes A. M.

OSBORNE, Chairman.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, passed the following:

Senate Bill No. 498—An act to add a new section to be numbered 25a to the act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, relating to tests for butter fat content of milk;

Also: Senate Bill No. 535—An act to amend sections 554, 1487, 1488, 1489, 1494, 1495, 1503, and 1507 of the Political Code of the State of California, relating to the State Normal Schools or Teachers Colleges, and to repeal sections 1497, 1501 and 1502 of the Political Code;

Also: Senate Bill No. 536—An act to amend sections 1518a and 1519 of the Political Code of the State of California, relating to the powers and duties of the State Board of Education;

Also: Senate Bill No. 549—An act relating to the ginning, baling and storage of cotton; defining cotton ginner; providing regulations governing the ginning and insurance of cotton in storage; providing for the maximum and minimum weight of a bale of cotton; providing penalties for any violation of the provisions of this act.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 498, 535, 536 and 549 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, passed the following:

Senate Bill No. 368—An act to amend an act entitled "An act providing for the improvement, development, or protection of any harbor, bay, inlet, or other arm of the sea existing within any county of this State, providing for the appointment of a harbor commission by the board of supervisors of any such county to have charge and control of the improvement, development, or protection thereof, and the voting, issuance and sale of the bonds of such county to pay the cost thereof," by amending section 2 thereof, and adding three new sections to be numbered sections 13, 14, and 15;

Also: Senate Bill No. 370—An act granting certain tidelands and submerged lands of the State of California to the city of Newport Beach, upon certain trusts and conditions;

Also: Senate Bill No. 374—An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions;

Also: Senate Bill No. 455—An act to amend section 1750c of the Political Code, relating to high schools;

Also: Senate Bill No. 456—An act to amend section 1552 of the Political Code, relating to the county superintendent of schools;

Also: Senate Bill No. 457—An act to amend section 1607 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 458—An act to amend section 1609 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education.

JEROME B. KAVANAUGH, Chief Clerk.
By C. W. BOOTH, Assistant Clerk.

Senate Bills Nos. 368, 370, 374, 455, 456, 457 and 458 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, passed the following:

Senate Bill No. 304—An act to amend section 402c of the Penal Code, relating to protection of labor engaged in the construction, alteration, repairing, painting or cleaning of houses, buildings or structures, by including provision for the enforcement thereof by the Industrial Accident Commission;

Also: Senate Bill No. 305—An act to amend an act entitled "An act to regulate the construction, operation and maintenance of elevators in buildings during the course of construction and providing for the inspection of same by the Bureau of Labor Statistics, and providing for a penalty for violation thereof" (chapter 275, Laws 1913), approved June 7, 1913, by amending sections 2 and 3 thereof;

Also: Senate Bill No. 306—An act to amend an act entitled "An act to regulate certain scaffolding or staging for the protection of workmen, requiring that in addition to the duties imposed by any law upon employers using or directing or permitting the use of scaffolding or staging swung or suspended from an overhead support such employers shall be subject to the provisions of this act; fixing penalties for a violation hereof to be the same as provided in section 402c of the Penal Code; and providing for the enforcement of this act by the Commissioner of the Bureau of Labor Statistics" (chapter 48, Laws 1913), approved April 22, 1913;

Also: Senate Bill No. 307—An act to amend an act entitled "An act to amend an act entitled 'An act to provide for temporary floors in buildings more than three stories high in the course of construction and for the protection of the life and limb of workmen employed in such buildings from falling through joists or girders, and from falling bricks, rivets, etc.,' approved March 6, 1909, and to make the act apply to buildings more than two stories high in the course of construction," approved April 26, 1911, by amending sections 1, 2, 3, 4 and 5 of said act, and repealing sections 6 and 7 thereof;

Also: Senate Bill No. 332—An act appropriating money for the construction of a building or buildings for manual arts and home economics and the equipping and furnishing of the same at the San Jose State Normal School.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 304, 305, 306, 307 and 332 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, passed the following

Senate Bill No. 947—An act declaring valid all assessments levied or to be levied in districts organized or existing under the California Irrigation District Act where such assessment was authorized by a vote of two-thirds of the electors voting at any election held in such district prior to March 1, 1921;

Also: Senate Bill No. 967—An act validating the proceedings on the formation and organization of Sewer District No. 1 of the city of Burbank, under the provisions of an act of the Legislature entitled "An act to provide for the division of municipalities into sewer districts, and for the construction of, or acquisition and maintenance of sewers therein, providing a system of district sewer bonds to pay the cost of such construction of, or acquisition and also for the payment of such bonds," approved April 14, 1911, as amended, and for the issuance of Sewer District No. 1 bonds of the city of Burbank, authorized at a special election held in said city, February 23, 1921, and establishing such sewer district.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 947 and 967 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, passed the following:

Senate Bill No. 3—An act to add a new section to the Political Code, to be numbered 1764*a*, relating to raising a high school tuition fund in counties in which there is no established high school;

Also: Senate Bill No. 137—An act to amend section 738 of the Code of Civil Procedure, relating to actions to quiet title to real and personal property;

Also: Senate Bill No. 138—An act to add a new chapter to title II of part III of division I of the Civil Code, to be numbered chapter III, embracing section 231, relating to actions to determine parental relation;

Also: Senate Bill No. 181—An act to amend sections 1412, 1413, 1415 and 1417 of the Code of Civil Procedure, relating to special administrators;

Also: Senate Bill No. 183—An act to amend section 1526 and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property;

Also: Senate Bill No. 184—An act to amend section 1561 of the Code of Civil Procedure, relating to return of probate sale;

Also: Senate Bill No. 185—An act to amend sections 1578 and 1579 of the Code of Civil Procedure, relating to probate petitions for leave to mortgage or lease.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 3, 137, 138, 181, 183, 184 and 185 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, passed the following:

Senate Bill No. 139—An act to add a new section to the Code of Civil Procedure, to be numbered section 526*b*, relating to actions to restrain the issuance, sale, offering for sale or delivery of bonds of any city, city and county, town, county, district or other political subdivision of the State of California;

Also: Senate Bill No. 169—An act to amend section 1724 of the Code of Civil Procedure, relating to the establishing of identity of heirs;

Also: Senate Bill No. 198—An act to amend section 32 of the "Water Commission Act," approved June 16, 1913, relating to fees to be paid upon submission of proof of appropriation of water;

Also: Senate Bill No. 224—An act to amend section 949 of the Code of Civil Procedure, relative to stay of proceedings upon filing and undertaking in case of an appeal;

Also: Senate Bill No. 338—An act to amend section 1838 of the Political Code, relating to the powers and duties of the governing boards of school districts in levying taxes for building and equipment purposes;

Also: Senate Bill No. 556—An act to amend section 1546 of the Political Code, relating to the powers and duties of the county superintendent of schools;

Also: Senate Bill No. 601—An act to amend sections 90 and 91 of the California Irrigation District Act, relating to the inclusion of land in irrigation districts.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 139, 169, 198, 224, 338, 556 and 601 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, passed the following:

Senate Bill No. 914—An act to amend sections 1, 3, and 4 of "An act to provide for the adoption of textbooks for use in the public high schools of the State, and for furnishing textbooks for the use of pupils of such schools," approved May 18, 1917, and to add a new section thereto to be numbered section 12, providing for free high school textbooks at the California Polytechnic School;

Also: Senate Bill No. 968—An act creating a reclamation district to be called and known as "Bay Farm Island Reclamation District," providing for the management and control thereof, and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation and winding up of any such said dissolved district;

Also: Senate Bill No. 978—An act to recognize and declare valid Reclamation District No. 1618, in the county of Kings, State of California.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 914, 968 and 978 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, passed the following:

Senate Bill No. 634—An act to add a new section to be known as 9*a* 34 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians in counties of the twenty-second and thirty-fourth classes;

Also: Senate Bill No. 669—An act to amend section 57 of the California Irrigation District Act, relating to compensation of officers;

Also: Senate Bill No. 786—An act to amend an act entitled "An act to provide for proceedings against and liquidation of delinquent insurance corporations and associations," approved April 30, 1919, by adding thereto a new section to be numbered 2*a*, relating to proceedings against and liquidation of delinquent insurance corporations and associations;

Also: Senate Bill No. 801—An act to amend section 628 of the Penal Code, relating to the protection of shrimp, spiny lobster and crab;

Also: Senate Bill No. 805—An act to amend sections 2, 3, 4, 5, 6, 7, 9, 11, 15 and 36 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917;

Also: Senate Bill No. 901—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a Reclamation Board and defining its powers," approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, by adding a new section thereto to be numbered section 36 relating to reapportionment of assessment when tracts of land may be divided into smaller parcels, providing for the giving of notice and the filing of lists of charges assessed against smaller parcels.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 634, 669, 786, 801, 805 and 901 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, passed the following:

Senate Bill No. 188—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property;

Also: Senate Bill No. 189—An act to amend section 1747 of the Code of Civil Procedure, relating to notice of petitions for letters of guardianship;

Also: Senate Bill No. 190—An act to amend section 1765 of the Code of Civil Procedure, relating to guardians of incompetent persons;

Also: Senate Bill No. 191—An act to repeal section 3752 of the Political Code, relating to the payment of taxes before distribution;

Also: Senate Bill No. 257—An act appropriating money for repairs and improvements to the buildings and grounds and equipment for the Santa Barbara State Normal School;

Also: Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies;

Also: Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies;

Also: Senate Bill No. 275—An act to amend section 29 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions, to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese, to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, and to repeal all acts and parts of acts inconsistent with this act.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 188, 189, 190, 191, 257, 269, 270 and 275 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, passed the following:

Senate Bill No. 590—An act to amend title XXI of part IV of division I of an act entitled "An act to establish a Civil Code," approved March 21, 1872, relating to nonprofit cooperative agricultural, viticultural and horticultural associations by amending sections 653*m*, 653*n*, 653*p*, 653*q*, 653*s* and by adding three new sections to be numbered section 653*sa*, section 653*sb* and section 653*sc*;

Also: Senate Bill No. 591—An act to amend title XXII of part IV of division I of an act entitled "An act to establish a Civil Code, approved March 21, 1872, relating to nonprofit cooperative corporations by amending sections 653*u*, 653*v*, 653*w*, 653*x*, 653*z*, 653*zb* and adding a new section to be numbered 653*zc*;

Also: Senate Bill No. 595—An act to provide for an acceptance by the State of California of the provisions of an act passed by the Congress of the United States known as the Smith-Lever Act, and entitled, "An act to provide for cooperative agricultural extension work between the agricultural colleges in the several states receiving the benefits of an act of Congress approved July 2, 1862, and of acts supplementary thereto, and the United States Department of Agriculture;" approved May 8, 1914;

Also: Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range;

Also: Senate Bill No. 618—An act to amend section 1582 of the Political Code, relating to the suspending or lapsing of elementary school districts.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 590, 591, 595, 606 and 618 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, adopted the following:

Senate Constitutional Amendment No. 13—A resolution proposing to the people of the State of California, an amendment to article XI of the constitution of the State, by adding a new section thereto, to be known as section 7½b of said article XI, relating to the annexation or consolidation of municipalities;

Also: Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article XIII thereof a new section, to be numbered 12½, relative to revenue and taxation.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Constitutional Amendments Nos. 13 and 31 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, adopted Senate Joint Resolution No. 14—Relative to the memorializing and petitioning the President of the United States and Congress to establish by proper legislation a Bureau or Department of Publicity.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Joint Resolution No. 14 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, adopted the following:

Senate Joint Resolution No. 18—Relative to the extension by Congress of the franking privilege;

Also: Senate Joint Resolution No. 22—Relative to H. R. Bill No. 13854, establishing the grade of Lieutenant General in the armies of the United States.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Joint Resolutions Nos. 18 and 22 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, adopted Senate Concurrent Resolution No. 28—Relative to approval of amendments to the charter of the city of San Diego.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Concurrent Resolution No. 28 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, adopted the following:

Senate Concurrent Resolution No. 29—Approving a certain amendment to the charter of the city of San Jose, county of Santa Clara, State of California, voted for and ratified by the electors of said city of San Jose at a special municipal election held therein on the twelfth day of April, 1921;

Also: Senate Concurrent Resolution No. 31—Approving an amendment to the charter of the city of Oakland, a municipal corporation in the county of Alameda, State of California, voted for and ratified by the qualified electors of said city at the nominating municipal election held therein on the nineteenth day of April, 1921;

Also: Senate Concurrent Resolution No. 32—Approving six certain amendments to the charter of the city of Monterey, county of Monterey, State of California, voted for and ratified by a majority of the qualified electors of said city of Monterey at the regular municipal election held therein on the eleventh day of April, 1921.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Concurrent Resolutions Nos. 29, 31 and 32 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 27, 1921, passed as amended, Senate Bill No. 112—An act to amend section 3817 of the Political Code, relating to redemptions of lands sold to the State of California for delinquent taxes;

Also: Senate Bill No. 263—An act to amend sections 2, 3, 756 and 856 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 291—An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof;

Also: Senate Bill No. 502—An act to provide for leasing by the State of certain classes of submerged lands;

Also: Senate Bill No. 537—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education.

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 112, 263, 291, 502 and 537 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 27, 1921, passed as amended, Senate Bill No. 130—An act to require the installation of certain sanitary facilities in the operating rooms of theatres and moving picture houses, and providing penalties for its violation;

Also: Senate Bill No. 412—An act amending section 8 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended, relating to certificates licensing the practice of medicine, drugless healing, and chiropody;

Also: Senate Bill No. 528—An act to add a new chapter to title IX of part III of the Political Code, to be numbered chapter IX thereof, embracing sections 3830 to 3855, both inclusive, providing for the levy and collection of poll taxes pursuant to the provisions of section 12 of article XIII of the State constitution as adopted November 2, 1920;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 130, 412, and 528 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 27, 1921, adopted as amended, Senate Constitutional Amendment No. 29—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article XI thereof a new section to be known as section 20;

Also: Senate Constitutional Amendment No. 32—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section to article IX thereof, to be known as section 6½, relating to formation of school districts situated in more than one county, and the issuance and payment of such bonds of such districts;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Constitutional Amendments Nos. 29 and 32 ordered to unfinished business.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 1320—An act appropriating money to pay the claim of Raymond Benjamin against the State of California;

Also: Assembly Bill No. 1345—An act appropriating money for the construction of a pathological laboratory at the Napa State Hospital;

Also: Assembly Bill No. 125—An act to amend section 3 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers, and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—17; committee vote: Ayes—14; absent—3. Same vote on all bills.

GATES, Chairman.

Assembly Bills Nos. 1320, 1345 and 125 ordered to second reading.

ON ROADS AND HIGHWAYS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Assembly Bill No. 259—An act declaring the public highway extending from Auburn in Placer County to the Sonora lateral at Sonora in Tuolumne County to be a State highway—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—15; committee vote: Ayes—9; absent—6.

JOHNSON, Chairman.

Assembly Bill No. 259 ordered to second reading.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 1194—An act to amend section 3706 of the Political Code, relating to the publication of delinquent tax list;

Also: Assembly Bill No. 1361—An act amending an act entitled "An act to authorize the counties of the State of California to establish retirement systems for their employees," approved May 20, 1919, by amending sections 2, 4 and 8 thereof, and repealing section 9 thereof;

Also: Assembly Bill No. 515—An act to amend section 4014 of the Political Code of the State of California, relating to township officers;

Also: Assembly Bill No. 904—An act to amend section 4290 of the Political Code, relating to fees and salaries of county officers;

Committee membership—11; committee vote: Ayes—11. Vote same on these four bills.

Also: Assembly Bill No. 944—An act to amend section 4049 of the Political Code, relating to the publication of the proceedings of boards of supervisors; Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee vote: Ayes 5; noes 3; absent 1.

DUNCAN, Chairman.

Assembly Bills Nos. 1194, 1361, 515, 904 and 944 ordered to second reading.

ON PRISONS AND REFORMATORIES

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 312—An act to amend section 107 of the Penal Code, relating to escapes;

Also: Assembly Bill No. 747—An act authorizing the use of convict labor on public roads and highways and prescribing the terms and conditions thereof;

Also: Assembly Bill No. 998—An act to amend section 1610 of the Penal Code, relating to a guard for the jail and for prisoners being transported;

Also: Assembly Bill No. 1016—An act to authorize the Preston School of Industry to maintain and conduct a reformatory department, to provide for the construction of buildings, and other improvements, and for equipment in connection therewith; to provide for the commitment and transfer of persons thereto and therefrom; and to provide for the conduct and administration thereof;

Has had the same under consideration, and respectfully reports the same back, and **recommends that they do pass.**

Committee membership 9; committee vote—Ayes 5, absent 4. Same vote on all bills.

YONKIN, Chairman.

Assembly Bills Nos. 312, 747, 998 and 1016 ordered to second reading.

Also:

MR. PRESIDENT: Your Committee on Prisons and Reformatories, to which was referred Assembly Bill No. 829—An act to be known as the Preston School of Industry Act and to amend sections 1, 10, 11, 12, 17, 18, 20 and 21, and to repeal sections 8, 13, 15, 16 and 22 of an act entitled "An act to establish a school of industry, to provide for the maintenance and management of the same, and to make an appropriation therefor," approved March 11, 1889—has had the same under consideration, and respectfully reports the same back, with amendments, and **recommends that it do pass, as amended.**

Committee vote: Ayes—5; absent—4.

YONKIN, Chairman.

Assembly Bill No. 829 ordered to second reading.

SECOND READING OF ASSEMBLY BILLS—(OUT OF ORDER).

Assembly Bill No. 1320—An act appropriating money to pay the claim of Raymond Benjamin against the State of California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1345—An act appropriating money for the construction of a pathological laboratory at the Napa State Hospital.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 125—An act to amend section 3 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1194—An act to amend section 3766 of the Political Code, relating to the publication of delinquent tax lists.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1361—An act amending an act entitled "An act to authorize the counties of the State of California to establish retirement systems for their employees," approved May 20, 1919, by amending sections 2, 4 and 8 thereof, and repealing section 9 thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 515—An act to amend section 4014 of the Political Code of the State of California, relating to township officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 904—An act to amend section 4290 of the Political Code, relating to fees and salaries of county officers.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 944—An act to amend section 4049 of the Political Code, relating to the publication of the proceedings of boards of supervisors.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 312—An act to amend section 107 of the Penal Code, relating to escapes.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 747—An act authorizing the use of convict labor on public roads and highways and prescribing the terms and conditions thereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 998—An act to amend section 1610 of the Penal Code, relating to a guard for the jail and for prisoners being transported.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1016—An act to authorize the Preston School of Industry to maintain and conduct a reformatory department; to provide for the construction of buildings, and other improvements, and for equipment in connection therewith; to provide for the commitment and transfer of persons thereto and therefrom; and to provide for the conduct and administration thereof.

Bill read second time, and ordered on file for third reading.

RECESS.

At one o'clock and fifty-five minutes p.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of two o'clock and thirty minutes p.m.

RECONVENED.

At two o'clock and thirty minutes p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 412—An act amending section 8 of an act entitled "An

act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended, relating to certificates licensing the practice of medicine, drugless healing, and chiropody.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER FOUR HUNDRED TWELVE.

AMENDMENT NUMBER ONE.

On page 2, line 16, of the printed bill, after the word "mechanical" strike out the word "and" and insert in lieu thereof the word "or"

AMENDMENT NUMBER TWO

On page 2, line 18, of the printed bill, before the word "application" insert the word "local".

AMENDMENT NUMBER THREE.

Strike out lines 21 to 28, inclusive, on page 2, and insert in lieu thereof the following: "mechanical treatment shall be held to be the employment of any forcible means for the corrections of any deformity of the foot or feet nor shall not permit the treatment of fractures of the bones of the foot or feet or the application of splints or casts, *provided, however*, that mechanical treatment shall not include the manufacture, the recommendation or sale of either corrective shoes or appliances for human feet."

AMENDMENT NUMBER FOUR.

On page 2, line 34, of the printed bill, after the comma following the word "foot" insert the following: "or the severing of any tendon."

AMENDMENT NUMBER FIVE.

On page 2, line 34, of the printed bill, strike out the word "nor" and insert in lieu thereof the word "or".

AMENDMENT NUMBER ONE.

On page 2, line 30, of the printed bill, after the word "include" insert the words "or prohibit".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 412?

The roll was called, and Assembly amendment to Senate Bill No. 412 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Irwin, Johnson, McDonald, Osborne, Otis, Sample, Scott, Sharkey, Shearer, and Slater—22.

NOES—None.

Senate Bill No. 412 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 502—An act to provide for leasing by the State of certain classes of submerged lands.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER FIVE HUNDRED TWO.

AMENDMENT NUMBER ONE.

In line 1 of the title strike out the words "the sale" and insert in lieu thereof the word "leasing".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill as amended, line 1, strike out all after the words "SECTION 1." down to and including all of line 25; also strike out all of pages 2 and 3 of said printed bill as amended, and insert in lieu thereof the following:

"Any person owning in fee any lands in this State heretofore surveyed and sold as tide lands may make written application to the Surveyor General of this State that adjoining lands owned by the State or inuring to it by virtue of its sovereignty and not heretofore sold, leased or otherwise disposed of, or contracted to be sold, leased or otherwise disposed of, lying below ordinary low water mark and submerged by salt tidal waters, be leased pursuant to this act. Such application shall be verified by the applicant, or if it be a corporation, by an officer thereof, and shall set forth the name and address of the applicant, a description of such tide lands owned by the applicant, the nature and extent of the applicant's interest therein, a reference to the patent or other source of the applicant's title thereto, a description by surveyed subdivisions (not less in any case than one-quarter section) of the submerged lands adjacent thereto which the applicant desires to lease, a statement of the term (which shall not exceed thirty five years from the date of the lease) for which a lease is desired by the applicant, and such other facts as will show that such lands are not excluded from lease by the provisions of section two of this act, and shall file with such application, in addition to the certified plat hereinafter required, a map or plat showing the submerged lands which the applicant desires shall be leased, the lands adjacent owned by the applicant, the depths of water on such submerged lands at low tide as shown, and so far as shown, by any map thereof issued (or if more than one has been issued, by the map most recently issued) by authority of the United States and the location of such harbor lines or pierhead lines if any as may have been established by authority of the United States.

SEC. 2. No lands shall be leased under the provisions of this act which are submerged to a depth of more than seven feet at ordinary low tide or which are located within one mile of the State Prison at San Quentin, or within the city and county of San Francisco or the city of Oakland, or the city of Los Angeles, or within five miles of the corporate limits of said city and county or either of said cities, or within any other incorporated city or town, or within two miles of the corporate limits thereof, or within the jurisdiction of any harbor commission created by or existing under any statute of this State, or which lie beyond (that is outside of) any harbor line or pierhead line established by authority of the United States, and only such lands shall be leased under the provisions of this act as lie adjacent and to the lands surveyed and sold as tide lands already owned by the applicant, and together with such lands constitute a united tract or area; nor shall more than five thousand acres of such lands be leased to any one person at any one time.

SEC. 3. Any person desiring to make application that there be leased pursuant to the provisions of this act any submerged lands which shall not have been surveyed by authority of the United States may apply to the surveyor or engineer of the county in which the whole or the greater portion of such lands is situated to have the same surveyed and such county surveyor or engineer shall thereupon at the the expense of the applicant make a survey thereof, under instructions from the Surveyor General, and make and certify a plat of such survey, and such plat so certified must be filed with the application for the lease of such lands. If such county surveyor or engineer shall fail to make such survey and furnish to the applicant a certified plat thereof within ninety days after application therefor, the Surveyor General shall upon request of the applicant designate another person to make such survey and to make and certify such plat and a survey made and plat certified by the person so designated shall have the same force and effect as if made by such county surveyor. All surveys made pursuant to the provisions of this section shall conform as nearly as practicable to the system adopted by the United States for the survey of public lands and wherever practicable shall connect with a United States survey.

SEC. 4. Within thirty days after the filing of any application that submerged lands be leased under the provisions of this act, the Surveyor General shall determine whether the whole of, or what part of, the submerged lands specified in such application is included in the class of submerged lands which may be leased according to the provisions of this act and shall indorse on such application his approval thereof with respect to all such lands (describing them) that are of the class which may be leased under the provisions of this act and his rejection thereof as to all other submerged lands described in such application. Whenever any such application is so approved with respect to any submerged lands described in it, the Surveyor General shall forthwith fix the annual rental per acre therefor (subject to the

approval of the State Board of Control) and he shall prepare in duplicate a lease of such lands from the State to the applicant and his or its successors or assigns, which lease shall be dated as of the date of the approval of such application and shall be for the term from and after its date specified in such application, but in no case exceeding thirty-five years. Each such lease shall by its terms provide (*a*) that the lessee or his or its successors or assigns shall pay annually in advance, as rental, to the State Treasurer for the general fund the amount per acre, fixed by the Surveyor General as above provided, for the area of submerged lands leased thereby, the first of such payments to be made on or before the delivery of such lease and the other installments of rental to be payable annually, during the continuance in force of such lease, upon or before the expiration of each successive year from and after its date; (*b*) that if any such annual installments of rental are not paid within thirty days after the same has become due and payable, the State acting through the Surveyor General at its option, by written notice addressed to the lessee and delivered at his or its address as set forth in the application (or if the lessee or his or its successors or assigns shall have specified another address by a notice filed with the Surveyor General, then at such other address) cancel such lease and terminate all future rights thereunder of the lessee and his or its successors or assigns; (*c*) that in consideration of the rental payable under such lease, the lessee or his or its successors or assigns may at any time and from time to time during the continuance in force of such lease, by dredging or otherwise alter the surface conformation of the leased lands and remove therefrom any earth or other materials of any kind contained therein and for any purpose use or redeposit any such materials on any portion of the leased lands or elsewhere, *provided*, that no such use shall be made of any of such leased lands by the lessee by his or its successors or assigns as will prevent the ebb and flow of tidal waters thereover or substantially lessen the depth of water thereon; and (*d*) that there is reserved from the operation of such lease, and that such lease is subject to, the public right and easement to use the waters over the leased lands for navigation and fishing.

Such lease when so prepared shall be forthwith signed in duplicate in the name and on behalf of the State by the Governor, attested by the Secretary of State, sealed with the Great Seal of the State, and countersigned by the Register of the State Land Office and when the same has been so signed, attested, sealed and countersigned, the Surveyor General shall forthwith give notice by registered mail to the applicant at his or its address as stated in the application that such lease is ready at the office of the Surveyor General for execution by and delivery to the applicant. Within thirty days after the mailing of such notice the applicant shall sign such lease in duplicate as lessee and pay to the State Treasurer for the general fund the installment of rental which by the terms of such lease is to be paid on or before its delivery and upon the issuance by the treasurer to the applicant and the filing with the Register of the State Land Office a certificate of such payment, the Surveyor General shall deliver one of the duplicates of such lease to the applicant and shall file the other duplicate thereof in the State Land Office, and such lease shall thereupon be in force and effect. If the applicant shall fail to sign such lease in duplicate or make such initial payment of rental, within thirty days after the mailing to the applicant of the notice herein provided for, that such lease is ready for signature by and delivery to the applicant, the applicant shall be deemed to have waived all right to obtain such lease upon the application theretofore filed and a lease of any submerged lands covered by such application shall not thereafter be made except upon another application for lease being filed and approved pursuant hereto.

SEC. 5. The leasing as permitted hereby, of submerged lands which may be leased under the provisions of this act is hereby determined and declared to be in aid of commerce and navigation. The word "person" as used in this act includes a corporation."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 502?

The roll was called, and Assembly amendment to Senate Bill No. 502 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Campa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gedsil, Harris, Hart, Irwin, Johnson, Jones, McDonald, Osborne, Ellis, Sample, Scott, Slater, and Yonkin—22.

NOES—None.

Senate Bill No. 502 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 537—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FIVE HUNDRED THIRTY-SEVEN.

AMENDMENT NUMBER ONE.

On page 1, line 21, of the printed bill, strike out the period and insert in lieu thereof a comma and the words "or to serve as principal of a junior high school".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 537?

The roll was called, and Assembly amendment to Senate Bill No. 537 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Irwin, Johnson, Jones, McDonald, Osborne, Otis, Sample, Scott, Slater, and Yonkin—23.

NOES—None.

Senate Bill No. 537 ordered to enrollment.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At two o'clock and fifty minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

The Senate took up for consideration Assembly amendment to Senate Bill No. 130—An act to require the installation of certain sanitary facilities in the operating rooms of theaters and moving picture houses; and providing penalties for its violation.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER ONE HUNDRED THIRTY.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, as amended, after line 21 add the following:

"SEC. 2. As used in this act the terms theaters, moving picture houses and moving picture show places include only such buildings or places as are used primarily as theaters or for the display of motion pictures."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 130?

The roll was called, and Assembly amendment to Senate Bill No. 130 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Jones, Nelson, Osborne, Otis, Scott, Slater, and Yonkin—22.

NOES—None.

Senate Bill No. 130 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 112—An act to amend section 3817 of the Political Code, relating to redemptions of lands sold to the State of California for delinquent taxes.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER ONE HUNDRED TWELVE.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 20, strike out the word "following" and substitute therefor the word "of".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 23, strike out the word "follow-" and substitute therefor the word "of".

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, line 24, strike out the words "ing the date" and insert the words "the year".

AMENDMENT NUMBER FOUR.

On page 2 of the printed bill, line 4, strike out the words "following the date" and substitute the words "of the year".

AMENDMENT NUMBER FIVE.

On page 2 of the printed bill, strike out lines 7 to 32, inclusive, and substitute the following:

"The county auditor shall, on the application of the person desiring to redeem, make an estimate of the amount to be paid, and shall give him triplicate certificates of the amount, specifying the several amounts thereof, which certificates the redemptioner shall deliver to the county treasurer, together with the money and the county treasurer shall give triplicate receipts, written or indorsed upon said certificates, one to the redemptioner, and two to the county auditor, who shall deliver one of the said receipts to the State Controller.

Upon consummation of the redemption and the delivery of the receipts aforesaid by the treasurer, the auditor shall report the same to the assessor, tax collector and recorder, and the recorder shall, without payment of fee, note on the margin of the record of the certificate of sale, or deed, if issued, the fact of such redemption, the date thereof, and by whom redeemed, which certificate of sale, or deed, shall become null and void, and all right, title and interest acquired by virtue of the tax sale, shall cease and determine.

The county treasurer shall settle for the moneys received as for other State and county moneys.

The State Controller shall, upon request of the auditor, issue a receipt which may be recorded in the recorder's office of the county in which said real estate is situated, in the book of deeds, and the record thereof shall have the same effect as that of a deed of reconveyance of the interest conveyed by such deed or certificate of sale".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 112?

The roll was called, and Assembly amendments to Senate Bill No. 112 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Chandler, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Sample, Scott, Slater, and Yonkin—22.

NOES—None.

Senate Bill No. 112 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 528—An act to add a new chapter to title IX of part III of the Political Code, to be numbered chapter IX thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes pursuant to the provisions of section 12 of article XIII of the State constitution as adopted November 2, 1920.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER FIVE HUNDRED TWENTY-EIGHT.

AMENDMENT NUMBER ONE.

In line 8, page 4, of the printed bill, after the word "assessor" strike out the period and insert in lieu thereof a semicolon and the following: "*provided, further*, that the auditor shall certify to the superintendent of schools of the county the amounts of such claims and in whose favor. The superintendent of schools of the county shall draw a requisition on the auditor in favor of the claimants against the unapportioned county school fund, the auditor shall draw his warrant against such fund and the treasurer shall pay the same."

AMENDMENT NUMBER TWO.

In line 16, page 11, of the printed bill, beginning with the word "proper", strike out the remainder of that line and the words "payment therefor" in line 17, page 11.

and insert in lieu thereof the following: "county treasurer to file with the superintendent of schools of the county an approved bill in which he shall give an itemized cost of such printing. The superintendent shall draw a requisition on the auditor in favor of the claimants against the unapportioned county school fund, the auditor shall draw his warrant against such fund and the treasurer shall pay the same".

AMENDMENT NUMBER THREE.

In line 1, page 12, of the printed bill, insert after the word "of" the following: "the superintendent of schools of the county to draw his requisition on the auditor in favor of the claimants against the unapportioned county school fund, and of".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 528?

The roll was called, and Assembly amendments to Senate Bill No. 528 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Sample, Scott, Sharkey, Slater, and Yonkin—24.

NOES—None.

Senate Bill No. 528 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Constitutional Amendment No. 29—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by adding to article XI thereof a new section to be known as section 20.

ASSEMBLY AMENDMENTS TO SENATE CONSTITUTIONAL AMENDMENT NUMBER TWENTY NINE.

AMENDMENT NUMBER ONE.

On page 2 of the printed bill strike out lines 16 to 19, inclusive, and insert in lieu thereof the following:

"The term "cities" as used in this section, shall include cities and cities and counties.

The powers granted by this section shall be in addition to all powers which may now or hereafter exist in cities, and nothing contained in this section shall in anywise limit any power now or hereafter granted to the State, or to any district, municipal corporation, or political subdivision of the State, by any other provision of the constitution, or in anywise apply to or affect the method of exercising the same."

AMENDMENT NUMBER TWO.

On page 2, line 18, of the printed bill, strike out the word "herein" and insert in lieu thereof the words "in this section".

The question being: Shall the Senate concur in Assembly amendments to Senate Constitutional Amendment No. 29?

The roll was called, and Assembly amendments to Senate Constitutional Amendment No. 29 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Senate Constitutional Amendment No. 29 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Constitutional Amendment No. 32—A resolution to propose to the people of the State of California an amendment to the constitution of said State by adding a new section to article IX thereof, to be known as section 6½, relating to formation of school districts situated in more than one county, and the issuance and payment of such bonds of such districts.

ASSEMBLY AMENDMENT TO SENATE CONSTITUTIONAL AMENDMENT NUMBER THIRTY-TWO.

AMENDMENT NUMBER ONE.

Beginning after the word "the" in line 5 of the title, strike out all of the matter in line 5 and line 6 and insert in lieu thereof the following: "formation of school districts situated in more than one county, and the issuance and payment of bonds of such districts."

The question being: Shall the Senate concur in Assembly amendment to Senate Constitutional Amendment No. 32?

The roll was called, and Assembly amendment to Senate Constitutional Amendment No. 32 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Caccpi, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Semple, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Senate Constitutional Amendment No. 32 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 263—An act to amend sections 2, 3, 756 and 856 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER TWO HUNDRED SIXTY-THREE.

AMENDMENT NUMBER ONE.

In line 1 of the title of the printed bill as amended April 15, 1921, strike out the words "Section two" and insert in lieu thereof the following: "sections 2, 3, 756 and 856".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill as amended April 15, 1921, in line 1 strike out the first comma and the words "three, seven hundred fifty-six," and in line 2 strike out the words "and eight hundred fifty-six".

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out all of line 4 of the title beginning with the words "and to"; also lines 5 and 6, inclusive.

AMENDMENT NUMBER TWO.

Beginning on page 3 of the printed bill strike out lines 45 to 52, both inclusive, together with all of page 4, and lines 1 to 50 on page 5.

AMENDMENT NUMBER THREE.

On page 5 of the printed bill, strike out the figure "4" following the word "Sec." in line 51, and insert in lieu thereof the figure "3".

AMENDMENT NUMBER FOUR.

On page 6 of the printed bill, in line 10, strike out the figure "5" following the word "Sec." and insert in lieu thereof the figure "4".

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title, after the word "two" insert the words "three, seven hundred fifty-six, and eight hundred fifty-six".

AMENDMENT NUMBER TWO.

On page 1, line 4, of the title, after the word "amended" strike out the period and insert in lieu thereof the following: ", and to add a new section thereto, to be numbered 7*a*, relative to the exclusion of land from a municipality."

AMENDMENT NUMBER THREE.

On page 3, line 8, of the printed bill insert the following:

"SEC. 2. Section 3 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, is hereby amended to read as follows:

SEC. 3. Such elections shall be conducted in accordance with the general election laws of the State, except as to nomination of officers which shall be done in accordance with the law applicable to the nomination of officers of cities of the class to which the same shall be found to belong, and no person shall be entitled to vote thereat unless he shall be a qualified elector of the county enrolled upon the state register thereof and shall have resided within the limits of such proposed corporation for at least thirty days next preceding such election. The board of supervisors shall meet on the Monday next succeeding such election, and proceed to canvass the votes cast thereat; and if, upon such canvass, it appears that the majority of the votes cast be for the incorporation, the board shall, by an order entered upon their minutes, declare such territory duly incorporated as a municipal corporation of the class to which the same shall belong, under the name and style of the city or town, as the case may be, of ..... (naming it), and shall declare the persons receiving, respectively, the highest number of votes for such several offices to be duly elected to such offices. Said board shall cause a copy of such order, duly certified, to be filed in the office of the Secretary of State; and from and after the date of such filing, such incorporation shall be deemed complete, and such officers shall be entitled to enter immediately upon the duties of their respective offices, upon qualifying in accordance with law, and shall hold such offices respectively only until the next general municipal election to be held in such city or town, or for such term as shall be hereafter provided for officers of cities of the class to which the same may belong, and until their successors are elected and qualified; and it shall not be necessary in any action, civil or criminal, to plead and prove the organization or existence of such corporation, and the courts shall take judicial cognizance thereof without proof.

SEC. 3. A new section is hereby added to this act to read as follows:

SEC. 7. Where a municipal corporation contains a center of population subdivided into town or villa lots and also an area of ranch land or unsubdivided acreage and the assessed value of such ranch land or unsubdivided acreage together with the assessed value of the improvements and personal property situated and assessed within such area is more than seventy-five per cent of the entire assessed valuation of all the assessable property within such municipality as shown by the last preceding annual assessment roll of the county in which such municipality is situated, and where the population of such area is less than fifteen per cent of the entire population of such municipality, such ranch land or unsubdivided acreage may be excluded from said municipality after proceedings had as required by this section.

The board of supervisors of the county or city and county wherein such municipal corporation is situated, upon receiving a written petition therefor containing a description of the exterior boundaries of the ranch land or unsubdivided acreage proposed to be excluded from said municipal corporation, and signed by not less than one-half of the number of the qualified electors residing at the time of filing said petition, within the boundaries of the area proposed to be excluded, shall without delay notify the legislative body of the municipal corporation from which it is proposed to exclude such territory of the fact of filing such petition. The board of supervisors shall cause a copy of such petition to be published at least two weeks before the time at which the same is to be heard in some newspaper printed and published in such county, together with a notice stating the time of the meeting at which the same will be heard. Any person interested may object to such exclusion by filing a written protest with the board of supervisors at or before the time fixed for the hearing of said petition. In the event that the owners of more than one-half of the land proposed to be excluded file remonstrances against such exclusion the proceedings shall be suspended by the board of supervisors and shall be a bar to any further proceedings for the exclusion of such territory for a period of one year.

The board of supervisors shall ascertain and determine the character of the land proposed to be excluded, the proportion which the assessed value of all assessable property within such boundaries bears to the assessed value of all assessable property within said municipality and also the proportion which the population of such area bears to the entire population of said municipality at the time of filing said petition; and such determination shall be final and conclusive.

The affidavit of a registered elector residing within the boundaries of the ranch land or unsubdivided acreage proposed to be excluded, filed with the petition, shall be prima facie evidence of the requisite number of signers to the petition, of the character of the land proposed to be excluded, of the proportion which the value of all assessable property within such area proposed to be excluded bears to the assessed value of all the property within said municipality, and of the proportion which the number of inhabitants within such area bears to the total number of inhabitants of said municipality.

If the board of supervisors shall, upon such hearing, determine that the land proposed to be excluded is ranch land or unsubdivided acreage and that the assessed value of all property within such area proposed to be excluded is more than seventy-five per cent of the assessed value of all property within said municipality as shown by the last preceding annual assessment roll of the county and that the population of such territory is less than fifteen per cent of the entire population of such municipality, the board of supervisors shall cause a report of such finding and determination to be entered upon its minutes. The clerk of said board of supervisors shall make and certify under the seal of said board of supervisors and transmit to the Secretary of State and to the clerk or other officer performing the duties of the clerk of such municipal corporation a copy of said report so entered upon its minutes. From and after the date of filing said document in the office of the Secretary of State the exclusion of such territory proposed to be excluded shall be deemed and shall be complete and thenceforth such excluded territory shall cease to be a part of the municipal corporation for all intents and purposes: *provided*, that nothing contained in this act shall be held to relieve in any manner whatsoever any part of said territory from any liability for any debt contracted by such municipality prior to such exclusion; *and provided, further*, that such municipal corporation is hereby authorized to levy and collect from any territory so excluded such taxes as shall be found due from the account of its just proportion of liability for the payment of principal or interest on such debts.

All proper expenses of proceedings for the exclusion of territory under this act whether such exclusion shall be made and completed or not shall be paid by the county wherein said municipality is situated.

Whenever any territory is excluded from a municipal corporation under the provisions of this act and such municipal corporation shall at such time be entitled to the payment to it of any moneys under the provisions of section 2656 of the Political Code any and all claims which it may have to unexpended highway taxes shall thereupon cease and terminate, and, pending a proceeding for exclusion of territory under this act, the right to collect the same shall be suspended *provided, however*, that the provisions of this section shall not apply to any ranch land or unsubdivided area where the assessed value of such land together with the assessed value of the improvements and personal property situated and assessed within such area has increased to seventy-five per cent of the entire assessed valuation of all the assessed property within such municipality subsequent to the incorporation of such territory or its annexation to the municipal corporation.

SEC. 4. Section 756 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, is hereby amended to read as follows:

SEC. 756. All elections in such city shall be held in accordance with the general election laws of the State, applicable to cities of the fifth class, and no person shall be entitled to vote at such election unless he shall be a qualified elector of the county, enrolled upon the great register thereof, and shall have resided in such city for at least thirty days next preceding such election.

SEC. 5. Section 856 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, is hereby amended to read as follows:

SEC. 856. All elections in such city or town shall be held in accordance with the general election laws of the State, applicable to cities of the sixth class, and no person shall be entitled to vote at such election unless he shall be a qualified elector of the county, enrolled upon the great register thereof, and shall have resided in such city for at least thirty days next preceding such election.

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 263?

The roll was called, and Assembly amendments to Senate Bill No. 263 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—29.

NOES—None.

Senate Bill No. 263 ordered to enrollment.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Flaherty asked for and was granted unanimous consent to take up Assembly Bill No. 426 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 426—An act to amend section 10 of the Political Code, to provide for the closing of the public schools on the first Monday in September for the proper observance of Labor Day and providing penalties for the violation hereof.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Flaherty moved to refer Assembly Bill No. 426 to Senator Crowley, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

Strike out all of line 1 of the title of the printed bill following the comma, and all of lines 2 to 4, inclusive, and insert in lieu thereof the following: "relating to holidays and prescribing penalties for violation thereof."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 426, with instructions to amend, respectfully reports the same back, amended as per instructions.

CROWLEY, Special Committee.

Report read, and on motion of Senator Flaherty adopted.

Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Gates asked for and was granted unanimous consent to take up Assembly Bill No. 947 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 947—An act appropriating money to meet the deficiency in the appropriation for the payment of compensation benefits accruing by reason of personal injury resulting from accident to State officers and employees while performing services accruing out of and incidental to their employment.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Gates moved to refer Assembly Bill No. 947 to Senator Carr, F. M., as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 1, of the printed bill, strike out the word "fifteen" and insert in lieu thereof the word "twenty-five".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Senate Bill No. 947, with instructions to amend, respectfully reports the same back, amended as per instructions.

CARR, F. M., Special Committee.

Report read, and on motion of Senator Gates adopted.

Bill ordered to print.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 388—An act to amend sections 412 and 413 of the Political Code, and to repeal section 414 of said code, relating to the salaries of the appointees of the Secretary of State.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out all of line 7 following the semicolon after the word "department" and insert in lieu thereof the following: "one registrar; one chief recording clerk; fourteen".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, line 20, after the semicolon insert the following: "of the registrar, two thousand one hundred dollars;".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill, line 22, strike out the word "fifteen" and insert in lieu thereof the word "fourteen".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 750—An act to reappropriate moneys appropriated by an act entitled "An act appropriating money for building a wing to the trades building at Preston School of Industry," approved June 7, 1913.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out all of line 1 and insert in lieu thereof the following:

"SECTION 1. Section 1 of an act entitled "an act appro-".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 1004—An act to amend sections 6 and 12 of an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including a minimum wage; providing for an appropriation therefor and fixing a penalty for violation of this act," approved May 26, 1913, as amended, and to add three new sections thereto to be numbered 12*a*, 12*b* and 12*c*, relating to rehearings and review of the orders of the commission.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 1 of the title strike out the word "eleven".

Amendment adopted.

AMENDMENT NUMBER TWO.

[illegible]

Amendment adopted.

AMENDMENT NUMBER THREE.

[illegible]

Amendment adopted.

AMENDMENT NUMBER FOUR.

[illegible]

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. [illegible]—An act to create the office of Public Defender, to provide for the election of such officers, and prescribing their duties and compensation.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

[illegible]

Amendment adopted.

AMENDMENT NUMBER TWO.

[illegible]

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. [illegible]—An act to amend section 872 of the Code of Civil Procedure, relating to judgment by default in justices' courts.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

[illegible]

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. [illegible]—An act [illegible] for repairs, improvements and equipment for Napa State Hospital.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

In line 1 strike out the word "sixty" and insert in lieu thereof the word "ninety-five".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 1315—An act appropriating money to pay the claim of Theodore Dierks and Company, Incorporated, against the State of California.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, line 3, strike out the words "not otherwise appropriated" and insert in lieu thereof "to the credit of the estates of deceased persons' fund account of Ferdinand Remmel".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 782—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In line 9 of the title of the printed bill as amended April 20, 1921, strike out the period and insert in lieu thereof the following: "; providing for an appropriation to defray the cost of administering this act."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2 of the printed bill as amended April 20, 1921, line 51, after the semicolon insert the following: "the land to be surveyed by the Surveyor General at the expense of the applicant for the permit in such form as the Surveyor General shall deem to be to the best interest of the State;".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3 of the printed bill as amended April 20, 1921, line 6, after the word "high" insert a comma.

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 3 of the printed bill as amended April 20, 1921, line 10, after the word "notice" insert a comma.

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 3 of the printed bill as amended April 20, 1921, line 34, strike out the word "specially" and insert in lieu thereof the word "specifically".

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 3 of the printed bill as amended April 20, 1921, strike out the period in line 35 and insert in lieu thereof the following: "; *provided, further, however*, that in no case shall permits or leases be granted covering tide, overflowed or submerged lands fronting on an incorporated city, or for a distance of one mile on either side thereof; *provided, further, however*, that in case of an application for a permit or a lease covering tide, overflowed or submerged land by anyone other than the littoral or riparian proprietor, said littoral or riparian proprietor shall have six months within which to file an application for a permit or lease, but if said littoral or riparian proprietor fails to comply with the requirements of this act and its rules and regulations made in pursuance hereof, his preferential rights shall thereupon cease and forever be terminated, and the original applicant shall be permitted to proceed with his application."

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 4 of the printed bill as amended April 20, 1921, line 45, strike out the semicolon and insert in lieu thereof the following: ", the surveyed land to be leased according to legal subdivisions, the unsurveyed land to be surveyed by the Surveyor General, at the expense of the lessee, in such form as the Surveyor General shall deem to be to the best interest of the State;".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 8 of the printed bill, as amended April 20, 1921, line 37, preceding the word "or" insert the word "lease".

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 8 of the printed bill as amended April 20, 1921, line 38, strike out the words "and the lease or permit".

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 8 of the printed bill as amended April 20, 1921, in line 43, strike out the word "are" and insert in lieu thereof the word "is".

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 9 of the printed bill as amended April 20, 1921, in line 30, strike out the word "five" and insert in lieu thereof the word "ten".

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 9 of the printed bill as amended April 20, 1921, beginning in line 31, strike out the following: ", which sum shall be returned to the general fund in the State treasury out of the first receipts from the operation of this act".

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 9 of the printed bill as amended April 20, 1921, strike out the figures "21" and insert in lieu thereof the figures "22".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

REPORTS OF STANDING COMMITTEE—(OUT OF ORDER).

The following reports of standing committee were received and read, out of the regular order:

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 1132—An act to add a new section to the Political Code to be numbered 4303, relating to fees of constables and peace officers—has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that it do pass, as amended.

Committee membership—11; committee vote—Ayes—11.

DUNCAN, Chairman.

Assembly Bill No. 1132 ordered to second reading.

Also:

MR. PRESIDENT: Your Committee on County Government, to which was referred Assembly Bill No. 1051—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors;

Also: Assembly Bill No. 195—An act to amend section 4017 of the Political Code, relating to consolidation of county offices;

Committee vote: Ayes—11. Same vote on both bills.

Also: Assembly Bill No. 860—An act to amend section 4307 of the Political Code, relating to county charges;

Committee vote: Ayes—10; noes—1;

Has had the same under consideration, and respectfully reports the same back, with amendments, and recommends that they do pass, as amended.

DUNCAN, Chairman.

Assembly Bills Nos. 1051, 195 and 860 ordered to second reading.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 259—An act declaring the public highway extending from Auburn in Placer County to the Sonora lateral at Sonora in Tuolumne County to be a State highway.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 19, of the printed bill, after the word "road" strike out the period and insert in lieu thereof a semicolon and the following: "*it is further provided*, that the boards of supervisors of each of the counties through which the above described State highway passes are hereby empowered to contribute the expenses of maintaining said State highway within its limits."

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 829—An act to be known as the Preston School of Industry Act and to amend sections 1, 10, 11, 12, 17, 18, 20, and 21, and to repeal sections 8, 13, 15, 16 and 22 of an act entitled "An act to establish a school of industry, to provide for the maintenance and

management of the same and to make an appropriation therefor," approved March 11, 1889.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the title of the printed bill, strike out the words "and twenty-one" and insert in lieu thereof the following: "twenty-one and twenty-three".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 4, after line 4, of the printed bill, insert a new section to read as follows:

"SEC. 7. Section 23 of this act is hereby amended to read as follows:

Sec. 23. It shall be lawful for any competent court to commit juvenile offenders to the said institution. In all such cases there shall be paid monthly to the State treasurer for each boy committed by the court to said school or to any other State school from which he may have been transferred to said school, the sum of twenty dollars by the county from which such boy is committed, for and during each month or part of month such person so committed remains in such State school, or in any other State school within this State to which he may be transferred.

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 3, line 30, of the printed bill, strike out the words "of the director".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 4, line 5, of the printed bill, strike out the figure "7" and insert in lieu thereof the figure "8".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 1132—An act to add a new section to the Political Code to be numbered 4303, relating to fees of constables and peace officers.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, after the word "and" strike out the word "convicts" and insert the following: "secures evidence which results in the conviction of".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 1051—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 4 of the printed bill strike out everything after the line 28 down to and including line 51.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 9 of the printed bill, after line 36, insert the following:
"40b. To levy a special tax which shall produce not to exceed two thousand five hundred dollars, to be used for the purpose of compiling a war history of the county."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 10 of the printed bill strike out everything after line 5.

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 195—An act to amend section 4017 of the Political Code, relating to consolidation of county offices.

COMMITTEE AMENDMENT.

During second reading of the bill, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, strike out the word "secretary" and insert "clerk".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 860—An act to amend section 4307 of the Political Code, relating to county charges.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended April 2, 1921, strike out lines 3 and 4 and insert in lieu thereof the following:
"4307. The following are county charges:
1. Charges incurred against the county by virtue of any of the provisions of this act."

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 2, line 10, of the printed bill, after the words "county auditors" insert the word "sheriffs,".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

INTRODUCTION, FIRST READING AND REFERENCE OF BILL—(OUT OF ORDER).

The following bill was introduced, out of the regular order:

By Senator Sharkey: Senate Joint Resolution No. 30—Relative to the treaty-making power.

Resolution referred to Committee on Federal Relations.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Assembly Bill No. 213—An act to make an appropriation for the construction and comple-

tion of a State highway connecting the counties of Trinity, Tehama and Shasta with the road system of Humboldt County;

Also: Assembly Bill No. 299—An act declaring and establishing a State highway between the present State highway at or near Ukiah, and the Ukiah State Hospital at Talmadge, Mendocino County, over existing county roads, and making an appropriation to carry out the provisions hereof;

Also: Assembly Bill No. 440—An act to appropriate money for the survey, location, and construction of a State highway connecting the town of Vacaville, Solano County, California, to the town of Winters, Yolo County, California;

Also: Assembly Bill No. 441—An act making an appropriation to grade, construct and pave with concrete and erect the necessary bridges on that certain highway as established by chapter 542, approved May 27, 1919, which said highway extends from the present paved highway in Butte County through Butte City and Glenn Post Office to Willows;

Also: Assembly Bill No. 482—An act to appropriate money for the use of the State Highway Commission of the State of California to augment the funds available for the construction of the State highway between San Bernardino and Yuma;

Also: Assembly Bill No. 551—An act making an appropriation for the survey and location of a State highway from Madera to the boundary of the Yosemite National Park near the Mariposa Big Trees;

Also: Assembly Bill No. 896—An act making an appropriation to pay the cost of making a survey and preparing plans and estimates for the construction of a highway from the town of Alturas in Modoc County to the Nevada-California state line by the most direct and practical route via Cedarville connecting with the proposed Nevada state highway;

Also: Assembly Bill No. 948—An act appropriating certain moneys for the improvement of the State highway between the present State highway at or near Mecca, Riverside County, and the Colorado River at Blythe, Riverside County;

Also: Assembly Bill No. 1060—An act making an appropriation for the construction of a State highway between Placerville, El Dorado County, and Coloma, El Dorado County;

Also: Assembly Bill No. 1289—An act making an appropriation for the improvement of the State highway between a point near the town of Hume, in the county of Fresno and the floor of the Kings River Canyon, at or near Cedar Grove Hotel in said county;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership, 17; committee vote: Ayes—16; absent 1. Same vote on all bills.

GATES, Chairman.

Assembly Bills Nos. 213, 299, 440, 441, 482, 551, 896, 948, 1060 and 1289 ordered to second reading.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 213—An act to make an appropriation for the construction and completion of a State highway connecting the counties of Trinity, Tehama and Shasta with the road system of Humboldt County.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 299—An act declaring and establishing a State highway between the present State highway at or near Ukiah, and the Ukiah State Hospital at Talmadge, Mendocino County, over existing county roads, and making an appropriation to carry out the provisions hereof.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 440—An act to appropriate money for the survey, location, and construction of a State highway connecting the town of Vacaville, Solano County, California, to the town of Winters, Yolo County, California.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 441—An act making an appropriation to grade, construct and pave with concrete and erect the necessary bridges on that certain highway as established by chapter 542, approved May 27,

1919, which said highway extends from the present paved highway in Butte County through Butte City and Glenn post office to Willows.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 482—An act to appropriate money for the use of the State Highway Commission of the State of California to augment the funds available for the construction of the State highway between San Bernardino and Yuma.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 551—An act making an appropriation for the survey and location of a State highway from Madera to the boundary of the Yosemite National Park near the Mariposa Big Trees.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 896—An act making an appropriation to pay the cost of making a survey and preparing plans and estimates for the construction of a highway from the town of Alturas in Modoc County to the Nevada-California State line by the most direct and practical route via Cedarville connecting with the proposed Nevada state highway.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 948—An act appropriating certain moneys for the improvement of the State highway between the present State highway at or near Mecca, Riverside County, and the Colorado River at Blythe, Riverside County.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1060—An act making an appropriation for the construction of a State highway between Placerville, El Dorado County, and Coloma, El Dorado County.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1289—An act making an appropriation for the improvement of the State highway between a point near the town of Hume, in the county of Fresno and the floor of the Kings River Canyon, at or near Cedar Grove Hotel in said county.

Bill read second time, and ordered on file for third reading.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, concurred in Senate amendments to Assembly Bill No. 4—An act to amend section 1662 of the Political Code, relating to public schools;

Also: Assembly Bill No. 39—An act to amend section 4153 of the Political Code, relating to the duties of the district attorney;

Also: Assembly Bill No. 54—An act to amend an act entitled "An act to provide for the classification of municipal corporations," approved March 2, 1883, as amended;

Also: Assembly Bill No. 114—An act to amend section 4190, 4198, 4201 and 4202 of the Political Code, relating to law libraries;

Also: Assembly Bill No. 380—An act to amend section 2319*i* and section 2319*j* of the Political Code, relating to issuance by the Director of Agriculture of licenses to sell nursery stock;

Also: Assembly Bill No. 411—An act to amend section 4243 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fourteenth class, and fixing their mileage and per diem of grand and trial jurors in such counties;

Also: Assembly Bill No. 439—An act to amend sections 1760 and 1761 of the Political Code, relating to the appropriation and apportionment of State high school funds;

Mr. Speaker, I am directed by the Committee on Judiciary to report favorably the bill (H. R. 7777) to amend section 1782 of the Revised Statutes of the United States, and I submit a report thereon.

The SPEAKER. The bill will be referred to the Committee of the Whole House on the state of the Union.

Mr. Speaker, I am directed by the Committee on Judiciary to report favorably the bill (H. R. 7778) to amend section 1783 of the Revised Statutes of the United States, and I submit a report thereon.

The SPEAKER. The bill will be referred to the Committee of the Whole House on the state of the Union.

Mr. Speaker, I am directed by the Committee on Judiciary to report favorably the bill (H. R. 7779) to amend section 1784 of the Revised Statutes of the United States, and I submit a report thereon.

The SPEAKER. The bill will be referred to the Committee of the Whole House on the state of the Union.

Mr. Speaker, I am directed by the Committee on Judiciary to report favorably the bill (H. R. 7780) to amend section 1785 of the Revised Statutes of the United States, and I submit a report thereon.

The SPEAKER. The bill will be referred to the Committee of the Whole House on the state of the Union.

the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 980—An act to amend section 1 of an act entitled "An act authorizing the investment and reinvestment and disposition of any surplus moneys in the treasury of any county, city and county or incorporated city or town," approved April 23, 1913;

Also: Assembly Bill No. 1005—An act to amend section 7 of the Civil Code, relating to holidays;

Also: Assembly Bill No. 1006—An act to amend section 10 of the Code of Civil Procedure, relating to holidays;

Also: Assembly Bill No. 1114—An act to amend section 632 of the Penal Code, relating to the protection of fish;

Also: Assembly Bill No. 1302—An act providing for the pasteurization of skim milk, whey, buttermilk, or other milk by-products used for feeding purposes for farm animals, and providing a penalty for the violation hereof.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, concurred in Senate amendments to Assembly Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution of said State by amending section 16½ of article XI thereof, relating to deposits of public moneys.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Arbuckle:

WHEREAS, The operation of initiative and referendum laws in force in California and other states is of general interest and importance, and reliable information concerning the practical working of such laws will be of great value to the voters of this State; now, therefore, be it

Resolved, by the Senate of California, That a special committee composed of State officials, viz: Attorney General, Secretary of State, Lieutenant Governor, State Controller, and Chairman of the State Board of Control, be requested to investigate the operation of initiative and referendum laws in the various states, such investigation to include the safeguards in effect governing the preparation, signing and filing of petitions, and the limitations, if any, placed upon the application of initiative measures affecting assessment and taxation; said committee to report by January 1, 1922;

Resolved, That said committee be requested, if any legislation may be deemed advisable for California to safeguard the preparation, signing and filing of initiative and referendum petitions, to recommend the nature of such legislation, and the limitations to be placed upon the application of initiative petitions affecting assessment and taxation.

Resolution read, and ordered printed in the Journal.

By Senator Sample:

WHEREAS, The Senate is far behind in its work at the present time; and

WHEREAS, The hour of adjournment is now close at hand and there remain hundreds of bills yet to be disposed of; and

WHEREAS, It is impossible to attend to the business of the Senate with dispatch, unless we are uninterrupted by persons who are not members of this body; now, therefore, be it

Resolved, That the Sergeant-at-Arms be and he is hereby instructed not to permit anybody on the floor of the Senate during the session thereof from now on until final adjournment, except members of the Legislature, their wives and children, Senate attaches, former members of the Legislature, State officers, and accredited newspaper correspondents; and that the Sergeant-at-Arms be further instructed not to permit any Senator to do any dictating during the hours of the session.

Resolution read.

SUBSTITUTE RESOLUTION.

The following substitute resolution was offered:

By Senator Duncan:

Resolved, That hereafter the Senate Chamber be kept clear of all persons except members and their families, officers at the desk and Sergeants-at-Arms, stenographers while actually engaged in taking dictation and only while thus engaged, members of the Assembly and their families, special guests of any Senator, and newspaper representatives.

Resolution read.

MOTION TO LAY ON TABLE.

Senator Crowley moved that the entire matter covered by Senators Sample and Duncan be laid on the table.

Motion carried.

SENATOR ARBUCKLE IN THE CHAIR.

At four o'clock and thirty minutes p.m., Senator Arbuckle, of the Twenty-fifth District, was called to the chair.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Inman asked for and was granted unanimous consent to take up Assembly Bill No. 1055 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 1055—An act to authorize and regulate the practice of osteopathic physicians and osteopathic physicians and surgeons; to establish the preliminary and professional-educational requirements of applicants for license, and the rights and duties of those licensed; to provide penalties for the violation of this act and to repeal all acts and parts of acts in conflict with this act.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During the third reading of the bill, Senator Jones moved to refer Assembly Bill No. 1055 to Senator Inman, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended in Senate April 27, 1921, beginning with line 25 strike out down to and including the quotation marks in line 38, and insert in lieu thereof the following:

"SEC. 9. The said legally constituted authority must approve every school which shall comply with the requirements of section 8 of this act and must admit to the examination every applicant who shall comply with the requirements of sections 7 and 8 of this act. Nothing in this act shall prohibit the said legally constituted authority from considering the quality of the course of instruction outlined in section 8 hereof. If any school should be disapproved by the said legally constituted authority or any applicant for examination rejected by it, then such school so disapproved or such applicant so rejected may commence an action in the superior court against said legally constituted authority to compel the said legally constituted authority to approve such school or to admit such applicant to examination or for any other appropriate relief. In any such action, the court shall have full power to investigate and decide all facts anew without regard to any previous determination of the said legally constituted authority thereon. Such action shall be speedily determined by said court and shall take precedence over all matters pending therein save and except criminal cases, applications for injunction or other matters to which special precedence may be given by law, and the judgment of the court therein shall not be stayed by an appeal."

AMENDMENT NUMBER TWO.

On page 4, line 39, of the printed bill as amended in Senate April 27, 1921, strike out the figure "9" following the word "Sec." and insert in lieu thereof the figure "10".

AMENDMENT NUMBER THREE.

On page 5, line 24, of the printed bill as amended in Senate April 27, 1921, strike out the figure "10" following the word "Sec." and insert in lieu thereof the figure "11".

AMENDMENT NUMBER FOUR.

On page 5 of the printed bill as amended in Senate April 27, 1921, strike out all of lines 38 to 50 inclusive.

AMENDMENT NUMBER FIVE.

On page 2, line 1, of the printed bill as amended in Senate April 27, 1921, following the word "least" strike out the words "two years" and insert in lieu thereof the words "one year".

AMENDMENT NUMBER SIX.

On page 1, line 14, of the printed bill as amended in Senate April 27, 1921, strike out the word "heretofore".

AMENDMENT NUMBER SEVEN.

On page 1, line 15, of the printed bill as amended in Senate April 27, 1921, strike out the word "issued".

AMENDMENT NUMBER EIGHT.

On page 5, line 24, of the printed bill as amended in Senate April 27, 1921, after the word "issued" insert a semicolon.

AMENDMENT NUMBER NINE.

On page 5, line 29, of the printed bill as amended in Senate April 27, 1921, remove the quotation marks which appear immediately before the word "second" and place them between the word "certificate" and the semicolon.

AMENDMENT NUMBER TEN.

On page 2 of the printed bill as amended in Senate April 27, 1921, strike out lines 28 and 29.

AMENDMENT NUMBER ELEVEN.

On page 2, lines 30, 36 and 37, of the printed bill as amended in Senate April 27, 1921, change the letters "(*d*)", "(*e*)" and "(*f*)" to "(*c*)", "(*d*)" and "(*e*)".

The question being on the motion to refer to a Special Committee of One.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Crowley, Inman, and Osborne. The roll was called, and the motion to refer carried by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Gates, Godsil, Harris, Hart, Inman, Irwin, Jones, King, McDonald, Nelson, Rominger, Sample, Scott, Shearer, and Yonkin—24.

NOES—Senators Anderson, Burnett, Canepa, Crowley, Flaherty, Ingram, Osborne, Otis, Purkitt, Rigdon, Sharkey, and Slater—12.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 1055, with instructions to amend, respectfully reports the same back, amended as per instructions.

INMAN, Special Committee.

Report read, and on motion of Senator Jones adopted.

Bill ordered to print.

RUSH ORDER TO PRINTER.

On motion of Senator Inman, the Secretary was directed to issue a rush order for printing Assembly Bill No. 1055.

CONSIDERATION OF SPECIAL ORDER.

The hour having arrived for the consideration of Assembly Bill No. 851, heretofore set as a special order for three o'clock and thirty minutes p.m., the same was taken up for consideration.

Assembly Bill No. 851—An act making appropriations for the support of the government of the State of California for the seventy-third and seventy-fourth fiscal years.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator King moved to refer Assembly Bill No. 851 to Senator Sample, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 15, line 19, of the printed bill, strike out the words "five hundred two thousand dollars" and insert in lieu thereof the words "four hundred seventy-six thousand nine hundred dollars".

AMENDMENT NUMBER TWO.

On page 15, line 23, of the printed bill, strike out the words "three hundred forty-one thousand dollars" and insert in lieu thereof: "three hundred twenty-three thousand nine hundred fifty dollars".

AMENDMENT NUMBER THREE.

On page 15, line 27 of the printed bill, strike out the words "six hundred forty-three thousand two hundred dollars" and insert in lieu thereof: "six hundred eleven thousand and forty".

AMENDMENT NUMBER FOUR.

On page 15, line 32, strike out the words "two hundred thirty-five thousand dollars" and insert in lieu thereof: "two hundred twenty-three thousand two hundred and fifty dollars".

AMENDMENT NUMBER FIVE.

On page 15, strike out lines 33, 34, 35 and 36.

AMENDMENT NUMBER SIX.

On page 15, line 46, strike out the words "five hundred forty-two thousand dollars" and insert in lieu thereof: "five hundred sixty-eight thousand nine hundred dollars".

AMENDMENT NUMBER SEVEN.

On page 15, line 44, strike out the words "five hundred thirty-eight thousand five hundred" and insert in lieu thereof: "five hundred eleven thousand five hundred and seventy-five".

AMENDMENT NUMBER EIGHT.

On page 15, line 49, strike out the words "six hundred seventy thousand dollars" and insert in lieu thereof: "six hundred thirty-six thousand five hundred dollars".

AMENDMENT NUMBER NINE.

On page 16, line 6, strike out the words "one hundred seventy-five thousand dollars" and insert in lieu thereof: "one hundred sixty-six thousand two hundred fifty dollars".

AMENDMENT NUMBER TEN.

On page 16, line 10, strike out the words "two hundred seventy-six thousand dollars" and insert in lieu thereof: "two hundred sixty-two thousand two hundred dollars".

AMENDMENT NUMBER ELEVEN.

On page 16, line 14, strike out the words "two hundred thirty thousand dollars" and insert in lieu thereof: "two hundred eighteen thousand five hundred dollars".

AMENDMENT NUMBER TWELVE.

On page 16 of the printed bill strike out lines 26, 27, 28 and 29.

The question being on the adoption of Amendments Nos. 1, 2, 3, 4, 7, 8, 9, 10, and 11.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Sharkey, Osborne, and Hart.

The roll was called, and the amendments adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Godsil, Harris, Hart, Inman, Irwin, Johnson, King, Lyon, McDonald, Purkitt, Rigdon, Rominger, Sample, Shearer, and Slater—24.

NOES—Senators Breed, Burnett, Crowley, Flaherty, Gates, Ingram, Jones, Nelson, Osborne, Otis, Rush, Scott, and Sharkey—13.

The question being on the adoption of Amendments Nos. 5 and 6.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Sharkey, Duncan, and Osborne.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Carr, W. J., moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—36.

The Secretary announced the absentees.

Time, five o'clock and twenty minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At five o'clock and thirty minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Carr, W. J.

The Secretary was directed to call the roll, on the adoption of Amendments Nos. 5 and 6, of the Senators who had not answered to their names.

The roll was called, and Amendments Nos. 5 and 6 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Burnett, Chamberlin, Crowley, Eden, Godsil, Hart, Inman, Irwin, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Sample, Sharkey, Shearer, Slater, and Yonkin—22.

NOES—Senators Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Flaherty, Gates, Harris, Ingram, Johnson, Lyon, Nelson, Rominger, Rush, and Scott—17.

SPECIAL ORDER SET.

On motion of Senator McDonald, Assembly Bill No. 698 was made a special order for ten o'clock and five minutes a.m., Friday, April 29, 1921.

CONSIDERATION OF ASSEMBLY BILL NUMBER EIGHT HUNDRED FIFTY-ONE (RESUMED).

The question being on the adoption of Amendment No. 12 to Assembly Bill No. 851.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Duncan, Purkitt, and Allen.

CALL OF THE SENATE.

The roll was called.

Pending the announcement of the vote, Senator Carr, W. J., moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—37.

The Secretary announced the absentees.

Time, five o'clock and fifty minutes p.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

MOTION.

Senator Carr, W. J., moved that all bills reported in this day by the Committee on Finance, making appropriations for roads, be re-referred to Committee on Finance.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Scott, Otis, and Crowley.

The roll was called, and the motion lost by the following vote:

AYES—Senators Carr, W. J., Dennett, King, and Rominger—4.

NOES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Johnson asked for and was granted unanimous consent to take up Assembly Bill No. 1074 for third reading at this time, out of the regular order, for purpose of amendment.

Assembly Bill No. 1074—An act to amend sections 2, 9, 15, 32 and 34 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration

fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 10, 1915, as amended.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Johnson moved to refer Assembly Bill No. 1074 to Senator Ingram, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 6, line 18, of the printed bill, strike out the word "tractors" and insert in lieu thereof the words "trailers or semi-trailers".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 1074, with instructions to amend, respectfully reports the same back, amended as per instructions.

INGRAM, Special Committee.

Report read, and on motion of Senator Johnson adopted.

Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Otis asked for and was granted unanimous consent to take up Assembly Bill No. 218 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 218—An act to amend sections 3091, 3092, 3094, 3149, 3157, 3166, 3172, 3195, 3227, 3249, 3250 and 3266*d* of the Civil Code, relating to negotiable instruments.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Otis moved to refer Assembly Bill No. 218 to Senator Canepa, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the printed bill, strike out the words "Terms when sufficient."

AMENDMENT NUMBER TWO.

On page 1, line 9, of the printed bill, strike out the words "Date, presumption as to."

AMENDMENT NUMBER THREE.

On page 1, line 15, of the printed bill, strike out the words "When date may be inserted."

AMENDMENT NUMBER FOUR.

On page 2, line 5, of the printed bill, strike out the words "Order in which indorsers are liable."

AMENDMENT NUMBER FIVE.

On page 2, line 13, of the printed bill, strike out the words "Presentment where principal debtor is dead."

AMENDMENT NUMBER SIX.

On page 2, line 20, of the printed bill, strike out the words "Time of maturity."

AMENDMENT NUMBER SEVEN.

On page 2, line 31, of the printed bill, strike out the words "Notice given by agent."

AMENDMENT NUMBER EIGHT.

On page 2, line 37, of the printed bill, strike out the words "When notice need not be given to drawer."

AMENDMENT NUMBER NINE.

On page 2, line 50, of the printed bill, strike out the words "On what days presentment may be made."

AMENDMENT NUMBER TEN.

On page 3, lines 7 and 8, of the printed bill, strike out the words "Presentment for payment to acceptor for honor; how made."

AMENDMENT NUMBER ELEVEN.

On page 3, line 19, of the printed bill, strike out the words "When delay in making presentment is excused."

AMENDMENT NUMBER TWELVE.

On page 3, line 25, of the printed bill, strike out the words "Application of act."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 218, with instructions to amend, respectfully reports the same back, amended as per instructions.

CANEPA, Special Committee.

Report read, and on motion of Senator Otis adopted.
Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Yonkin asked for and was granted unanimous consent to take up Assembly Bill No. 1074 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 1074—An act to amend sections 2, 9, 15, 32 and 34 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use

of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 10, 1915, as amended.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Yonkin moved to refer Assembly Bill No. 1074 to Senator Lyon, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

Immediately after line 19 on page 11 of the printed bill as amended April 18, 1921, insert a new paragraph to be known as section 35, and to read as follows:

"SEC. 35. (*a*) All fines and forfeitures collected in cases of conviction for violation of any of the provisions of this act, following arrests by any officer employed by any city or city and county, shall belong to the city or city and county employing the officer making the arrest.

(*b*) Any and all other fines and forfeitures collected by or in any court for violation of any of the provisions of this act, whether by justice of the peace, police court, city recorder's court, city justice of the peace, or otherwise, shall be paid to the treasurer of the county or city and county in which the court is held, and shall be used by such county or city and county solely in the construction of roads, streets, bridges and culverts within its limits, and for no other purpose.

SEC. 2. All acts and parts of acts in conflict with this act are hereby repealed."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 1074, with instructions to amend, respectfully reports the same back, amended as per instructions.

LYON, Special Committee.

Report read, and on motion of Senator Yonkin adopted.

Bill ordered to print.

MOTION TO RESCIND ACTION.

Senator Johnson moved that the Senate rescind the action whereby the amendment submitted by Senator Yonkin to Assembly Bill No. 1074 was this day adopted.

Motion carried.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 291—An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of

bakery products and fixing penalties for violation of the provisions thereof.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER TWO HUNDRED NINETY-ONE.

AMENDMENT NUMBER ONE.

On page 2, line 43, of the printed bill, after the period add the following: "The State Board of Health shall make all necessary rules for carrying into effect the foregoing section".

AMENDMENT NUMBER TWO.

On page 2, strike out all of lines 44, 45, 46, 47, 48, 49, and 50.

AMENDMENT NUMBER THREE.

On page 3 strike out all of lines 1, 2, 3, 4, 5, and 6.

AMENDMENT NUMBER FOUR

On page 3, line 7, after the period following the word "Sec" strike out the figure "5" and insert in lieu thereof the figure "4". In line 15, after the period following the word "Sec" strike out the figure "6" and insert in lieu thereof the figure "5". In line 31, after the period following the word "Sec" strike out the figure "7" and insert in lieu thereof the figure "6". In line 51, after the period following the word "Sec" strike out the figure "8" and insert in lieu thereof the figure "7". On page 4, line 39, after the period following the word "Sec" strike out the figure "9" and insert in lieu thereof the figure "8". On page 5, line 1, after the period following the word "Sec" strike out the figure "10" and insert in lieu thereof the figure "9". In line 7, after the period following the word "Sec" strike out the figure "11" and insert in lieu thereof the figure "10". In line 11, after the period following the word "Sec" strike out the figure "12" and insert in lieu thereof the figure "11"

AMENDMENT NUMBER FIVE.

At the end of the bill add the following:
"SEC. 12. All acts or parts of acts in conflict herewith are hereby repealed".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 291?

The roll was called, and Assembly amendments to Senate Bill No. 291 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Slater, and Yonkin—27.

NOES—None.

Senate Bill No. 291 ordered to enrollment.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Assembly Bill No. 301—An act to amend section 879 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Assembly Bill No. 1138—An act to amend section 9 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction or completion thereof," which became a law under constitutional provision without the Governor's approval February 25, 1901, as amended;

Has had the same under consideration, and respectfully reports the same back, and recommends that they do pass.

Committee membership—9; committee vote: Ayes—7; absent 2. Same vote on both bills.

CARR, F. M., Chairman.

Assembly Bills Nos. 301 and 1138 ordered to second reading.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 301—An act to amend section 879 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended.

Bill read second time, and ordered on file for third reading.

Assembly Bill No. 1138—An act to amend section 9 of an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction or completion thereof," which became a law under constitutional provision without the Governor's approval February 25, 1901, as amended.

Bill read second time, and ordered on file for third reading.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At six o'clock and twenty-five minutes p.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Carr, W. J.

The Secretary was directed to call the roll, on the adoption of Amendment No. 12 to Assembly Bill No. 851, of the Senators who had not answered to their names.

The roll was called, and Amendment No. 12 adopted by the following vote:

AYES—Senators Boggs, Burnett, Canepa, Chamberlin, Crowley, Eden, Godsil, Hart, Inman, Irwin, King, McDonald, Nelson, Osborne, Purkitt, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—21.

NOES—Senators Allen, Anderson, Arbuckle, Breed, Carr, F. M., Carr, W. J., Dennett, Duncan, Flaherty, Gates, Harris, Ingram, Johnson, Jones, Lyon, Otis, Rigdon, Rush, and Scott—19.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 851, with instructions to amend, respectfully reports the same back, amended as per instructions.

SAMPLE, Special Committee.

Report read, and on motion of Senator King, adopted.

Bill ordered to print.

RECESS.

At six o'clock and thirty minutes p.m., on motion of Senator Breed, the acting President declared the Senate at recess until the hour of eight o'clock and thirty minutes p.m.

RECONVENED.

At eight o'clock and thirty minutes p.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Secretary Grace S. Stoermer at the desk.

SECOND READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 328. An act to add a new section to the Political Code to be numbered 737*d*, relating to salaries of superior judges in Fresno County.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the printed bill, strike out the word "court" and insert the word "courts" in lieu thereof.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, strike out the word "county" and insert in lieu thereof the word "counties".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1, line 5, of the printed bill, after the word "Fresno" insert the words "and Sonoma".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

Assembly Bill No. 485.—An act to amend sections 1, 2, 6, 15, 17, 31, 35, 38, 39, 47 and 48 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, and to add four new sections, numbered $2\frac{1}{2}$, $14\frac{1}{2}$, $21\frac{1}{2}$, and $22\frac{1}{2}$, approved July 22, 1919, and to add a new section to be numbered $21\frac{3}{4}$.

COMMITTEE AMENDMENTS.

During second reading of the bill, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

In the title of the printed bill as amended April 14, 1921, in line 1 strike out the word "fifteen" and in line 2 strike out the word "thirty-eight".

Amendment adopted.

AMENDMENT NUMBER TWO.

In the title of the printed bill as amended April 14, 1921, in line 10 strike out the words "and to add four new"; also strike out lines 11 to 14 of the title, inclusive, and insert in lieu thereof the following: "as amended, and to add a new section thereto to be numbered $21\frac{3}{4}$."

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill as amended April 14, 1921, strike out lines 1 and 2 and the words "and forty-eight" in line 3 and insert in lieu thereof the following: "SECTION 1. Section 1".

Amendment adopted.

AMENDMENT NUMBER FOUR.

On page 1 strike out lines 10 to 12, inclusive, and insert in lieu thereof the following: "1917, as amended, is hereby amended."

Amendment adopted.

AMENDMENT NUMBER FIVE.

On page 2, between lines 31 and 32, insert the following:
"SEC. 2. Section 2 of said act is hereby amended to read as follows:"

Amendment adopted.

AMENDMENT NUMBER SIX.

On page 2, in line 46, following the letter "A" insert the following: "and twelve B".

Amendment adopted.

AMENDMENT NUMBER SEVEN.

On page 2, in line 52, strike out the words "twelve "A" and".

Amendment adopted.

AMENDMENT NUMBER EIGHT.

On page 3, between lines 29 and 30, insert the following:
"SEC. 3. Section 6 of said act is hereby amended to read as follows:"

Amendment adopted.

AMENDMENT NUMBER NINE.

On page 4, strike out all of lines 11 to 25, inclusive.

Amendment adopted.

AMENDMENT NUMBER TEN.

On page 4, between lines 25 and 26, insert the following:
"SEC. 5. Section 17 of said act is hereby amended to read as follows:"

Amendment adopted.

AMENDMENT NUMBER ELEVEN.

On page 5, between lines 2 and 3, insert the following:
"SEC. 6. A new section is hereby added to said act to be numbered 21¾ and to read as follows:"

Amendment adopted.

AMENDMENT NUMBER TWELVE.

On page 5, between lines 10 and 11, insert the following:
"SEC. 7. Section 31 of said act is hereby amended to read as follows:"

Amendment adopted.

AMENDMENT NUMBER THIRTEEN.

On page 5, between lines 20 and 21, insert the following:
"SEC. 8. Section 35 of said act is hereby amended to read as follows:"

Amendment adopted.

AMENDMENT NUMBER FOURTEEN.

On page 5 strike out all of lines 31 to 35, inclusive.

Amendment adopted.

AMENDMENT NUMBER FIFTEEN.

On page 5, between lines 35 and 36, insert the following:
"SEC. 10. Section 39 of said act is hereby amended to read as follows:".

Amendment adopted.

AMENDMENT NUMBER SIXTEEN.

On page 5, in line 42, strike out the words "Southern Pacific Railroad".

Amendment adopted.

AMENDMENT NUMBER SEVENTEEN.

On page 5, in lines 42 and 43, strike out the word "Sacramento" and insert in lieu thereof the word "Colusa."

Amendment adopted.

AMENDMENT NUMBER EIGHTEEN.

On page 6, between lines 2 and 3, insert the following:
"SEC. 11. Section 47 of said act is hereby amended to read as follows:".

Amendment adopted.

AMENDMENT NUMBER NINETEEN.

On page 6, between lines 7 and 8, insert the following:
"SEC. 12. Section 48 of said act is hereby amended to read as follows:".

Amendment adopted.

AMENDMENT NUMBER TWENTY.

On page 6 of the printed bill strike out all of lines 5, 6 and 7 and insert in lieu thereof the following: "waters along the northeasterly shore of said island lying between a line extending northeast from Southeast Rock and a line extending northeast from Lone Point".

Amendment adopted.

AMENDMENT NUMBER TWENTY-ONE.

On page 3 of the printed bill, as amended April 14, 1921, in line 39, after the comma following the word "nineteen" insert the word "twenty,".

Amendment adopted.

AMENDMENT NUMBER TWENTY-TWO.

On page 3 of the printed bill as amended April 14, 1921, in line 42, strike out the word "thirty" at the end of said line, also strike out the words "and thirty-six" in line 43, and insert in lieu thereof the following: "thirty-one to thirty-six, inclusive,".

Amendment adopted.

Bill read second time, ordered to print, and third reading.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1155—An act amending section 20 of an act to be known as "The Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons,

and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, Statutes 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1155 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1347—An act to repeal an act entitled "An act fixing the compensation of grand and trial jurors in counties of the twenty-eighth class," approved May 28, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1347 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Sample, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 825—An act to add a new section, to be numbered section 19*c* 30, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 825 passed by the following vote:

Ayes—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Osborne, Otis, Parkett, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—26.
Noes—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 868—An act to add a new section, to be numbered section 19z 15, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 868 passed by the following vote:

Ayes—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Osborne, Otis, Parkett, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—28.
Noes—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 386—An act to amend sections 4276 and 4276*a* of the Political Code, relating to the salaries and fees of officials, jurors and witnesses in counties of the forty-seventh class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 386 passed by the following vote:

Ayes—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Osborne, Otis, Parkett, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—28.
Noes—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 900—An act to amend section 4242 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the thirteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 900 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 901—An act to add a new section, to be numbered section 19*x* 13, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 901 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 738—An act to add a new section, to be numbered section 19*x* 21, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof;

providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 738 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 737—An act to amend sections 4249*a* and 4250 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-first class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 737 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 814—An act to amend section 4244 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifteenth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No 814 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 806—An act to add a section to the Political Code, to be numbered 4085*a*, relating to funds and appropriations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 806 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 805—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirtieth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 805 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 437—An act appropriating money for training school building or buildings and equipment for the same for the Santa Barbara State Normal School.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 437 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 510—An act appropriating money for the erection and equipment of quarters for employees at Agnews State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 510 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 511—An act appropriating money to increase production on the Agnews State Hospital farm by building additional buildings, improving the present structures and procuring a dairy herd.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 511 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 512—An act appropriating money for repairs, improvements and equipment at Agnews State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 512 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 519—An act appropriating money for alterations, additions and improvements for the Industrial Farm for Women.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 519 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 520—An act appropriating money for the erection of quarters for officers and employees at the Sonoma State Home and for the purchase of equipment and furnishings for the same.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 520 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 529—An act appropriating money for repairs, improvements and equipment for the Mendocino State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 529 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 530—An act appropriating money to improve the water supply at Mendocino State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 530 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 537—An act appropriating money for the purchase of live stock at Preston School of Industry.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 537 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Irwin, Johnson, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 538—An act appropriating money for the purchase of additional land for the Preston School of Industry.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 538 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 539—An act appropriating money to carry out the building and developmental program at the Preston School of Industry and to provide for repairs, improvements, equipment and furnishing.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 539 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 560—An act appropriating money for buildings, improvements and equipment for Pacific Colony.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 560 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, and Scott—25.
NOES—Senator Purkitt—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 561—An act appropriating money to develop the farm at Pacific Colony by the erection of various farm buildings and improvements to the land and the purchase of equipment and stock.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 561 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, McDonald, Nelson, Otis, Rigdon, Rush, Sample, Slater, and Yonkin—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 563—An act appropriating money for the purchase and installation of mechanical equipment at Pacific Colony.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 563 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 564—An act appropriating money for furnishings and equipment for the Pacific Colony.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 564 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—27.
NOES—Senators McDonald, and Purkitt—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 565—An act appropriating money for the erection of a kitchen building, store room and refrigeration plant for Pacific Colony.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 565 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Irwin, Johnson, Jones, Nelson, Otis, Rush, Sample, and Yonkin—22.
NOES—Senators McDonald, and Purkitt—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 566—An act appropriating money to augment, develop and improve the water supply and the water system at the Whittier State School.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 566 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, Slater, and Yonkin—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At eleven o'clock and fifteen minutes p.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assembly Bill No. 579—An act appropriating money to erect and equip a nurses' home for Napa State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 579 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, Scott, and Yonkin—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 582—An act appropriating money for power house, equipment and steam distribution system at Napa State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 582 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 583—An act appropriating money for the removal, disposal and care of bodies at the Napa State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 583 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 584—An act appropriating money for the construction and equipment of a power house building at the Veterans' Home at Yountville.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 584 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 585—An act appropriating money for repairs, improvements and equipment at the San Diego State Normal School.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 585 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 587—An act appropriating money for equipment for the Chico State Normal School.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 587 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 589—An act appropriating money for repairs, improvements and equipment for the California School for the Deaf and Blind.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 589 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 592—An act appropriating money for the reinstallation of the lighting system and field wires to such system upon the State Capitol Grounds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 592 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 593—An act appropriating money for the purchase of machinery, furniture and equipment for the State Printing Office.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 593 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 594—An act appropriating money for repairs and improvements to buildings and grounds at the State Fair Grounds in Sacramento.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 594 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 595—An act appropriating money for the purchase of additional land in connection with the State Fair Grounds at Sacramento.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 595 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Rush, Sample, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 596—An act appropriating money for the purchase of additional land for Folsom State Prison.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 596 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 597—An act appropriating money for the construction of five cottages for officers and employees at the Folsom State Prison.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 597 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 608—An act appropriating money for the erection and equipment of cottages at the Sonoma State Home.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 608 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin 27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 623—An act appropriating money for repairs, improvements and equipment at Southern California State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 623 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 624—An act appropriating money for the purchase of additional land for the Southern California State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 624 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Slater, and Yonkin—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 625—An act appropriating money for repairs, improvements, equipment and furnishings for the California School for Girls.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 625 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Inman, Johnson, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—22.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 626—An act appropriating money for the water supply at the California School for Girls.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 626 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Slater, and Yonkin—23.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 669—An act appropriating money for furnishings and equipment for the Stockton State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 669 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, and Slater—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 793—An act appropriating money to provide readers for the blind students in the University of California, junior colleges and other institutions of learning, and to assist deaf students attending the National College for the Deaf at Washington, D. C.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 793 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, and Slater—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 820—An act appropriating money for the completion of buildings, sundry improvements and purchase of equipment and furnishings for Norwalk State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 820 passed by the following vote.

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Slater, and Yonkin—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 821—An act appropriating money to increase the production of the farm at Norwalk State Hospital by providing additional buildings and improvements to the land and the purchase of additional equipment and live stock.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 821 passed by the following vote.

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, and Slater—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 823—An act making an appropriation to meet the expenses of compiling, printing and distributing constitutional amendments.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 823 passed by the following vote.

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 850—An act to pay the claim of George Milias, John Raden, and Louis Cupich for judgment rendered in their favor against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 850 passed by the following vote.

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 989—An act appropriating money for the erection of additional buildings at Norwalk State Hospital and equipping the same.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 989 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Sample, Scott, Slater, and Yonkin—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 996—An act appropriating money for buildings and equipment for the Industrial Home for the Adult Blind.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 996 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Johnson, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 975—An act to amend sections 2283, 2287, 2289, and 2290 of the Political Code, providing for State aid for orphans, half orphans, abandoned children, and the child or children of a father who is incapacitated for gainful work by permanent physical disability or is suffering from tuberculosis in such a stage that he cannot pursue a gainful occupation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 975 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 792—An act appropriating money for the construction and equipment of a physics building on the grounds of the University of California at Berkeley.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 792 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 791—An act appropriating money to be used toward the construction and equipment of a building for the school of education on the grounds of the University of California at Berkeley.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 791 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 723—An act to repeal an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instru-

ments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; to prevent the sale of goods, wares and merchandise by false weight or measure; authorizing counties, incorporated cities, incorporated towns, and incorporated cities and counties of the State of California to appoint sealers of weights and measures and to define the powers and duties of such sealers; to provide penalties for violation of the provisions of this act relating to the foregoing and for the admission in evidence of copies of the State's standard of weights and measures furnished under the provisions of this act," approved March 18, 1911.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 723 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J. Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Inman, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 724—An act to repeal an act entitled "An act creating and establishing a commission for investigating and gathering data and information concerning the subjects of forestry, water, the use of water, water power, electricity, electrical and other power, mines and mining, mineral and other lands, dredging, reclamation and irrigation and for revising, systematizing and reforming the laws of this State upon, concerning, regarding or appertaining to these said subjects; providing for the appointment of said commission to be known as the "Conservation Commission of the State of California"; prescribing the powers and duties of said commission and its members and providing for the expenses of said commission and appropriating money therefor," approved April 8, 1911.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 724 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 495—An act to repeal sections 2993 and 2994 of the Political Code, relating to vaccine agents.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 495 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman,

Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, and Slater—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 716—An act to repeal an act entitled "An act to enlarge the powers of the State Board of Forestry and to provide for the expenses of said board," approved March 7, 1887.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 716 passed by the following vote:

AYES—Senators Allen, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, and Slater—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 717—An act to repeal an act entitled "An act to provide for the removal of the mineral cabinet from the State Library," approved March 9, 1887.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 717 passed by the following vote:

AYES—Senators Allen, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, and Slater—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 718—An act to repeal an act entitled "An act to promote the better education of practitioners of nursing the sick in the State of California, to provide for the issuance of certificates of registration as a registered nurse to qualified applicants by the Board of Regents of the University of California, and to provide penalties for violation hereof," approved March 20, 1905.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 718 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Purkitt, Rush, and Slater—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 719—An act to repeal an act entitled "An act to create a Bureau of Highways, and prescribe its duties and powers, and to make an appropriation for its expenses," approved March 27, 1895.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 719 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Sharkey, and Slater—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 720—An act to repeal an act entitled "An act to establish a State Lunacy Commission, to provide a uniform government and management of the State hospitals for the insane, and to provide for the care, custody, and apprehension of persons believed to be insane, and the commitment of insane persons, and providing for the transfer of unexpended appropriations of moneys and properties," approved March 31, 1897.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 720 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, and Slater—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 721—An act to repeal an act entitled "An act to promote the horticultural interests of the State by providing county boards of horticulture, and repealing the act entitled 'An act to protect and promote the horticultural interests of the State,' approved March 14, 1881, and certain acts amendatory thereof, approved March 19, 1889, and March 31, 1891," approved March 31, 1897.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 721 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, and Slater—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 722—An act to repeal an act entitled "An act to insure the better education of practitioners of dental surgery, and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof, and to repeal an act now in force relating to the same and known as 'An act to insure the better education of practitioners of dental surgery and to regulate the practice of dentistry in the State of California, approved March 12, 1885,'" approved March 23, 1901.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 722 passed by the following vote:

Ayes—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Slater, and Yonkin—27.

Noes—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1346—An act to repeal an act entitled "An act to regulate the issuance of bonds of school districts in cities of the fifth class and school districts partly within and partly without such cities of the fifth class," approved March 20, 1909.

On motion of Senator Carr, W. J., Assembly Bill No. 1346 was passed on file.

Assembly Bill No. 363—An act to repeal an act entitled "An act creating a State Commission on Voting or Balloting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting or ballot machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the result at such elections, and providing for the punishment of all violations of the provisions of this act," approved March 20, 1903, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 363 passed by the following vote:

Ayes—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Slater, and Yonkin—27.

Noes—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 364—An act to repeal an act entitled "An act to provide a State Hospital and Asylum for Miners," approved March 14, 1881.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 364 passed by the following vote:

Ayes—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Slater, and Yonkin—27.

Noes—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 365—An act to repeal chapter I of title VII of part III of the Political Code, relating to immigration.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 365 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 366—An act to repeal an act entitled "An act to regulate the practice of pharmacy and sale of poisons in the State of California," approved March 15, 1901.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 366 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 368—An act to repeal an act entitled "An act to provide for a State Board of Arbitration for the settlement of differences between employers and employees, to define the duties of said board, and to appropriate the sum of twenty-five thousand dollars therefor," approved March 10, 1891.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 368 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 369—An act to repeal an act entitled "An act authorizing and providing for an investigation and report upon the matter of revenue and taxation, and making an appropriation therefor," approved May 10, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 369 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 370—An act to repeal an act entitled "An act to provide for analyzing the minerals, mineral waters, and other liquids, and the medicinal plants of the State of California, and of foods and drugs, to prevent the adulteration of the same," approved March 9, 1885.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 370 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canona, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Elkin, Fidlebury, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rush, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 373—An act to repeal an act entitled "An act authorizing the Governor to appoint a commission to investigate and advise the Legislature concerning the adoption of a system of social insurance, and to make a report to the forty-third session of the Legislature and making an appropriation therefor," approved May 14, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 373 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Carr, W. J., Crowley, Dennett, Duncan, Elkin, Fidlebury, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 355—An act to repeal an act entitled "An act providing for the examination, certification and registration of plumbers, prescribing powers and duties of the State Board of Health in reference thereto, and penalties for a violation of the provisions hereof," approved April 6, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called and Assembly Bill No. 355 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canona, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Elkin, Fidlebury, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 356—An act to repeal an act entitled "An act for the regulation of the practice of medicine and surgery in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation," which became a law without the Governor's approval February 27, 1901.

Bill read third time.

The question being on the passage of the bill.

The roll was called and Assembly Bill No. 356 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 357—An act to abolish the committee to investigate the date of the discovery of gold appointed under the provisions of Assembly Concurrent Resolution No. 15, filed with the Secretary of State, April 19, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 357 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 358—An act to repeal article XV of chapter III of title I of part III of the Political Code, relating to inspectors of gas meters.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 358 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Sharkey, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 361—An act to repeal an act entitled "An act to establish the California State Reformatory; to provide for purchase of land therefor, and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor," approved April 24, 1911.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 361 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 362—An act to repeal an act entitled "An act to provide for the obtainment, preservation, and distribution of vaccine matter," approved March 27, 1852.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 362 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 9—An act to provide for the reforestation, constructing and maintaining of fire lanes and fire trails on the Angeles National Forest, and to make an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 9 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1279—An act to add a new section to the Political Code to be numbered 737*e*, relating to the salaries of superior judges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1279 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 50—An act appropriating money to provide for the grading, paving, curbing, guttering and drainage of that portion of Oxford street, Berkeley, California, fronting upon property of the University of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 50 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Crowley, Eden, Flaherty, Gates, Harris, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 80—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings and empowering the State Board of Forestry to receive in the name of the people of the State of California gifts of land and to receive contributions from any source toward the purchase of or the care and maintenance of lands.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 80 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, Slater, and Yonkin—25.

NOES—None.

TITLE AMENDED.

Senator Nelson moved to amend the title of Assembly Bill No. 80 as follows:

AMENDMENT NUMBER ONE.

In line 2, of the title, strike out the word "county" and insert in lieu thereof the following: "and Mendocino counties."

Motion carried.

Title as amended read and approved.

Bill ordered to print, and transmitted to the Assembly.

Assembly Bill No. 131—An act making an appropriation to pay the claim of the county of Siskiyou against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 131 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Chamberlin, Crowley, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Slater, and Yonkin—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Otis asked for and was granted unanimous consent to take up Assembly Bill No. 274 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 274—An act creating a Board of Retirement to keep, invest, maintain and control a certain fund for the payment of benefits and annuities to the officers and employees of the Napa State Hospital, Stockton State Hospital, Agnews State Hospital, Mendocino State Hospital, Southern California State Hospital, Norwalk State Hospital, the Sonoma State Home, San Quentin State Prison, and Folsom State Prison; providing for the creation of said fund, investments

thereof, the payments to be made therefrom, and for the general government of said Board of Retirement.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Carr, W. J., moved to refer Assembly Bill No. 274 to Senator Flaherty, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, in the title of the printed bill, strike out all of lines 7 and 8, and insert in lieu thereof the following: "Quentin State Prison and Folsom State Prison; providing for".

AMENDMENT NUMBER TWO.

On page 3, line 5, of the printed bill, strike out the words "shall have been".

AMENDMENT NUMBER THREE.

On page 4 of the printed bill, strike out all of lines 20 and 21, and strike out all of lines 22 to 29, inclusive, [illegible] the following: "Home, San Quentin State Prison and Folsom State Prison.".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 274, with instructions to amend, respectfully reports the same back, amended as per instructions.

FLAHERTY, Special Committee.

Report read, and on motion of Senator Carr, W. J., adopted.

Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Osborne asked for and was granted unanimous consent to take up Assembly Bill No. 991 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 991—An act to amend the title and to amend sections 1, 8, 9, 11, 12, 15, 18, and 23 and to repeal sections 13, 14, 16, 16a, 16b, 16c, 17, 19, 21, 22, 25, and 27 of an act entitled "An act to establish a school for the discipline, education, employment, reformation and protection of juvenile delinquents in the State of California, to be known as 'The Whittier State School,'" approved March 11, 1889, as amended, and to add new sections thereto to be numbered 7a, 20a, and 32.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Osborne moved to refer Assembly Bill No. 991 to Senator Gates, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, at the end of line 3, strike out the word "six", and at the beginning of line 4 strike out the word "teen".

AMENDMENT NUMBER TWO.

On page 1, line 11 of the printed bill, strike out the words "and thirty-two", and insert in lieu thereof a [illegible] and the words "thirty-two and thirty-three".

AMENDMENT NUMBER THREE.

On page 2, of the printed bill, after line 8, insert the following: "The said school is hereby declared to be a corporation."

AMENDMENT NUMBER FOUR.

On page 3, of the printed bill, between lines 18 and 19, insert the following:

"If there is created a department of the government of the State of California known as the Department of Institutions, the said department shall succeed to all the duties, powers, purposes, responsibilities and jurisdiction of the board of trustees of the Whittier State School and of the several officers, deputies and employees of the same."

AMENDMENT NUMBER FIVE.

On page 5, of the printed bill, between lines 4 and 5, insert the following:

"SEC. 32. The Whittier State School may admit boys over eight years of age who are wards of the juvenile court under any of the subdivisions of section 1 of the Juvenile Court Law as approved June 5, 1915, as amended. In any such case, instead of committing any such boy to the Whittier State School, the judge of the juvenile court may place such boy on probation in the care of said school, and for such time, as may be agreed upon by said judge and said school. Each boy so admitted shall be subject to the rules and regulations of said school.

Any such boy who absents himself from said school without proper permission first obtained from said school shall have violated his probation, and upon a repetition of such absence shall be deemed an habitual truant within the meaning of subdivision 10 of section 1 of said Juvenile Court Law.

The provisions of section 11 of the Juvenile Court Law approved June 5, 1915, as amended, providing for payments by the county to the State, and for payments to the county by the parent, parents, guardian or person liable for the custody of any such boy who has been made a ward of the juvenile court under any of the provisions of section 1 of said Juvenile Court Law, shall apply in the case of each of such boys admitted to Whittier State School the same as if he had been committed to the Whittier State School by the juvenile court. The judge placing such boy on probation to said school shall issue such orders as may be necessary to authorize and require such payments being made.

SEC. 15. A new section is hereby added to said act to be numbered section thirty-three and to read as follows:"

AMENDMENT NUMBER SIX.

On page 5, line 5, of the printed bill, strike out the figure "32" and insert in lieu thereof the figure "33".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 991, with instructions to amend, respectfully reports the same back, amended as per instructions.

GATES, Special Committee.

Report read, and on motion of Senator Osborne adopted.

Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Johnson asked for and was granted unanimous consent to take up Assembly Bill No. 1074 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 1074—An act to amend sections 2, 9, 15, 32 and 34 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to

prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 10, 1915, as amended.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Johnson moved to refer Assembly Bill No. 1074 to Senator Ingram, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 10 of the printed bill strike out lines 39 and 40 thereof, and insert in lieu thereof the following:

"The board of supervisors of any county shall have the power to require a lighter load, or permit a heavier load, weight of vehicle included, than the weights provided by this section, on any county road within the limits of its county."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 1074, with instructions to amend, respectfully reports the same back, amended as per instructions.

INGRAM, Special Committee.

Report read, and on motion of Senator Johnson adopted.

Bill ordered to print.

ADJOURNMENT.

At eleven o'clock and fifty-five minutes p.m., on motion of Senator Slater, the President pro tempore declared the Senate adjourned.

IN SENATE.

SENATE CHAMBER,

SACRAMENTO, Friday, April 29, 1921.

The Senate met at ten o'clock a.m.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

ROLL CALL.

The roll was called, and the following members answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart,

Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—39.

Quorum present.

PRAYER.

Prayer was offered by the Chaplain, Rev. Bryant Wilson.

READING OF THE JOURNAL.

During the reading of the Journal of Thursday, April 28, 1921, the further reading was dispensed with, on motion of Senator Rush.

PRIVILEGE OF THE FLOOR.

On request of Senator Otis, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Geo. W. Christensen of San Francisco.

On request of Senator Shearer, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Hon. Willard Done of Sacramento, member of Utah Legislature, session of 1903.

On request of Senator Inman, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Fred F. Bebergall of San Francisco, State Adjutant, American Legion, Department of California.

On request of Senator Scott, the privilege of the floor of the Senate Chamber for the day was unanimously extended to Mrs. Robert Weir, Mrs. Paul McCormick, Miss Belle Kincaid and Burnell S. Weir, all of San Francisco.

CONSIDERATION OF DAILY FILE.

THIRD READING OF ASSEMBLY BILLS.

Assembly Bill No. 1260—An act to add a new section to be known as 9*a* 30, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1260 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Carr, W. J., Crowley, Duncan, Godsil, Ingram, Irwin, Johnson, King, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 735—An act to amend sections 2 and 3 of an act entitled "An act relating to ferries across navigable rivers separating counties, and empowering the boards of supervisors of such counties to establish and maintain ferries across such rivers, and to pay the expense thereof," approved March 16, 1903.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 735 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Crowley, Duncan, Gates, Godsil, Ingram, Irwin, Johnson, King, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—22.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 826—An act to amend sections 1617, 1663, 1720, 1750, and 1750*a*, of the Political Code, relating to public schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 826 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Dennett, Duncan, Godsil, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Rominger, Rush, Sample, Scott, Shearer, and Slater—21.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 992—An act to amend "An act authorizing the board of trustees of the Whittier State School to maintain a department for the clinical diagnosis of inmates of the school and other institutions, and to inquire into the causes and consequences of delinquency and mental deficiency, and related problems," as approved May 11, 1917, by adding thereto new sections numbers 3, 4, 5 and 6.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 992 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Dennett, Duncan, Godsil, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Shearer, and Slater—22.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR JONES IN THE CHAIR.

At ten o'clock and one minute a.m., Senator Jones of the Twenty-eighth District was called to the chair.

Assembly Bill No. 126—An act to amend sections 6, 8, 9, 12, 16, 17, 18, 19, 24, 25, 26, 28, 29, and 32 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the

provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915, and to add two new sections thereto, to be numbered 44 and 45.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 126 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Carr, W. J., Chamberlin, Dennett, Duncan, Godsil, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

ASSEMBLY JOINT RESOLUTION No. 17.

Relative to the compensation of counties containing land in national forest reserves exempt from local taxation.

WHEREAS, By national law and under national regulations many thousand acres of land in California have been placed in national forests; and

WHEREAS, The counties in which such lands are situated derive no revenue therefrom in the form of taxation, yet give the same fire, police and health protection; and

WHEREAS, These national forests are set apart for the use and enjoyment of all of the people of the United States; therefore, be it

Resolved by the Assembly and Senate, jointly, That it is just and equitable that the national government recompense the counties in which such lands are situated by reason of the inability of these counties to secure revenue therefrom in the form of taxation; and be it further

Resolved, That the Senators and Representatives from California in Congress be memorialized to use their influence to secure the enactment of such national laws as will secure to the counties affected just compensation in this matter; and be it further

Resolved, That the Clerk of the Assembly be and he hereby is directed to forward copies of these resolutions to the Secretary of Agriculture of the United States, and to each member of the Congress of the United States, from the State of California.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 17 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Carr, W. J., Chamberlin, Dennett, Duncan, Godsil, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 17 ordered transmitted to the Assembly.

Lieutenant Governor in the chair.

At ten o'clock and two minutes a.m., Lieutenant Governor C. C. Young, President of the Senate, in the chair.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 19.

A resolution to propose to the people of the State of California to amend the constitution of said State by adding to article XII thereof a new section to be numbered 5½, relative to the regulation of the business of issuing guarantees or policies of insurance upon the title to real or personal property.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its regular session commencing on the third day of January, 1921, two-thirds of the members elected to each of the two houses of said Legislature voting in favor thereof, hereby proposes to amend the constitution of said State by adding to article XII thereof a new section, to be numbered 5½ and to read as follows:

Sec. 5½. The Legislature may provide for the classification by population, of counties (including any city and county) for the purpose of regulating the business of issuing guarantees or policies of insurance upon the title to real or personal property.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 19 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—30.

NOES—Senators Anderson, and Otis—2.

Title read and approved.

Assembly Constitutional Amendment No. 19 ordered transmitted to the Assembly.

Assembly Constitutional Amendment No. 34—A resolution to propose to the people of the State of California to amend section 23 of article IV of the constitution of said State, relating to the compensation of members of the Legislature.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 34 refused adoption by the following vote:

AYES—Senators Godsil, McDonald, and Scott—3.

NOES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Sample, Shearer, and Slater—28.

Assembly Bill No. 1234—An act to amend section 401 of the Civil Code, relating to extension of corporate existence, how made.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1234 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rominger, Sample, Scott, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 98—An act to amend an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for non-

compliance," approved May 10, 1915, as amended by an act approved May 11, 1917, by adding a new section thereto to be numbered 3*a*.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 98 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1228—An act to amend section 287 of the Civil Code, relating to the continuance of existence of corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1228 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Rigdon, Rominger, Sample, Scott, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1229—An act to amend sections 290*a*, 296, 297 and 299 of the Civil Code, relating to corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1229 passed by the following vote:

AYES—Senators Allen, Anderson, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Jones, Lyon, McDonald, Nelson, Rigdon, Sample, Scott, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1231—An act to amend sections 653*d*, 653*i*, 653*o* and 653*r* of the Civil Code, relating to cooperative associations and corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1231 passed by the following vote:

AYES—Senators Allen, Anderson, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, Lyon, McDonald, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1232—An act to amend section 359 of the Civil Code, relating to the issuance of stock or bonds creating or increasing bonded indebtedness or increasing or diminishing the capital stock of corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1232 passed by the following vote:

AYES—Senators Allen, Arbuckle, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Jones, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Scott, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1233—An act to amend section 605 of the Civil Code, relating to religious, social and benevolent corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1233 passed by the following vote:

AYES—Senators Allen, Anderson, Burnett, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1235—An act to amend section 362 and section 648*a* of the Civil Code, relating to the amendment of articles of incorporation, and filing thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1235 passed by the following vote:

AYES—Senators Allen, Anderson, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1109—An act to amend section 20 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1109 passed by the following vote:

AYES—Senators Allen, Arbuckle, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Scott, Slater, and Yonkin—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 851—An act making appropriations for the support of the government of the State of California for the seventy-third and seventy-fourth fiscal years.

Bill read third time.

Section 7, setting forth the urgency clause, read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency section passed, by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—31.
NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 851 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Jones asked for and was granted unanimous consent to take up Assembly Bill No. 38 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 38—An act providing for the suppression, eradication and control of tuberculosis among cattle.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Assembly Bill No. 38 to Senator Nelson, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill strike out all of lines 13 to 39, both inclusive.

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 38, with instructions to amend, respectfully reports the same back, amended as per instructions.

NELSON, Special Committee.

Report read, and on motion of Senator Jones adopted.

Bill ordered to print.

CONSIDERATION OF SPECIAL ORDER.

The hour having arrived for the consideration of Assembly Bill No. 698, heretofore set as a special order for ten o'clock and five minutes a.m., the same was taken up for consideration.

Assembly Bill No. 698—An act granting in trust to the city and control and management of the harbor of San Francisco, as described county of San Francisco the interest of the State in and to, and the in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 698 refused passage by the following vote:

AYES—Senators Arbuckle, Burnett, Canepa, Chamberlin, Crowley, Flaherty, Godsil, Hart, Lyon, McDonald, Rigdon, Rominger, Sample, Scott, and Yonkin—15.

NOES—Senators Allen, Anderson, Boggs, Breed, Carr, W. J., Dennett, Duncan, Eden, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rush, Sharkey, Shearer, and Slater—22.

Assembly Bill No. 874—An act to amend section 23 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks, within municipalities, and upon property and rights of way owned by municipalities and for establishing and changing the grades of such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of such street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended, relating to the relative priority of special assessment liens.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 874 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 218—An act to amend sections 3091, 3092, 3094, 3149, 3157, 3166, 3172, 3195, 3227, 3249, 3250 and 3266*d* of the Civil Code, relating to negotiable instruments.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 218 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Sharkey, Shearer, and Yonkin—26.

NOES—Senators Godsil, and McDonald—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 709—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 709 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rominger, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 591—An act to amend section 1713 of the Political Code of the State of California, relating to school district libraries.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 591 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, Slater, and Yonkin—27.

NOES—Senators Godsil, and McDonald—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 772—An act to amend section 1733*a* of the Political Code, relating to high school districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 772 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 574—An act to amend section 1662 of the Political Code, relating to elementary schools.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator King moved to refer Assembly Bill No. 574 to Senator Gates, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2 of the printed bill as amended April 26, 1921, after the word "Indian", in line 6, insert the words "children, or", and also strike out the comma after the word "Indian".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 574, with instructions to amend, respectfully reports the same back, amended as per instructions.

GATES, Special Committee.

Report read, and on motion of Senator King adopted.

Bill ordered to print.

Assembly Bill No. 335—An act to amend section 1741 of the Political Code, relating to powers and duties of high school boards.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 335 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Eden, Flaherty, Harris, Hart, Ingram, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Slater, and Yonkin—24.

NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 426—An act to amend section 10 of the Political Code, to provide for the closing of the public schools on the first Monday in September for the proper observance of Labor Day and providing penalties for the violation hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 426 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Jones, King, Lyon, Nelson, Otis, Rigdon, Rominger, Sample, Scott, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 173—An act to amend sections 1599, 1601 and 1602 of the Political Code, relating to school elections.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 173 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Gates, Harris, Hart, Ingram, Johnson, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Shearer, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

ASSEMBLY JOINT RESOLUTION No. 3.

Relative to the adoption of an American policy in the purchasing of relief supplies.

WHEREAS, The Legislature of the State of California is in full accord with the principle of extending relief to the distressed countries of Europe and earnestly urges upon the citizenry of this State a hearty cooperation in all relief measures; and

WHEREAS, The American people as a whole have generously contributed in the past to all worthy relief enterprises; and

WHEREAS, It is evident that in so far as it is practicable the money raised in the United States should be spent in the United States for supplies produced in the United States and its insular possessions; and

WHEREAS, Such a policy of purchasing should be and become an established American policy; now, therefore, be it

Resolved by the Assembly and Senate, jointly, That the Legislature of the State of California hereby endorse and recommend that such an American policy be promulgated by the Congress of the United States; and be it further

Resolved, That our Senators and Representatives in Congress be and they hereby are requested to take such steps as may be necessary to provide for such promulgation; and be it further

Resolved, That the Clerk of the Assembly be and he hereby is directed to forward copies of these resolutions to the President of the Senate of the United States, the Speaker of the House of Representatives, and each of California's Senators and Representatives in Congress.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 3 adopted by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Johnson, King, Lyon, Nelson, Osborne, Rigdon, Rominger, Scott, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 3 ordered transmitted to the Assembly.

Assembly Bill No. 822. An act providing for farm and home aid for veterans, defining the powers and duties of the Veterans' Welfare Board in respect thereto and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 822 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Scott, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1185—An act appropriating money to complete the payment on the purchase of land and water rights for the Riverside Farm School by the University of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1185 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Rigdon, Rominger, Scott, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 525—An act to amend section 633 of the Political Code, relating to the licensing of insurance and surety agents and solicitors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 525 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Johnson, Lyon, Nelson, Otis, Rigdon, Scott, Shearer, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 526—An act to amend section 633*b* of the Political Code, concerning insurance and surety companies, agents and brokers, requiring that policies or contracts of insurance, or surety bonds shall show the correct premium consideration and the risks insured thereunder; prohibiting the giving or receiving of rebates on insurance or surety bonds and providing penalty therefor, and for the suspension of certificate of authority of any insurance or surety company and the revoking or suspension of the license of any agent or broker violating the same, and prescribing the powers and duties of the Insurance Commissioner in relation thereto and providing a penalty for misrepresenting the pay roll upon which an insurance premium is based or for accepting a pay roll, which is known to be false, upon which a premium is based, and restricting the time of credit for the payment of premiums.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 526 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Eden, Gates, Harris, Hart, Ingram, Johnson, King, Lyon, Nelson, Otis, Rigdon, Scott, Shearer, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 524—An act to add a new section to the Political Code, to be numbered 633*d*, relating to the countersigning of insurance

policies and surety bonds by representatives of the insurers resident in this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 524 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Duncan, Eden, Flaherty, Gates, Harris, Hart, Johnson, King, Lyon, Nelson, Otis, Rigdon, Scott, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 527—An act to amend section 633*a* of the Political Code, relating to licensing of insurance and surety brokers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 527 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Dennett, Eden, Flaherty, Gates, Harris, Hart, Lyon, Nelson, Otis, Rigdon, Scott, Shearer, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 53—An act to amend section 103 of the Code of Civil Procedure, relating to salaries of city justices;

Also: Assembly Bill No. 55—An act to amend section 103½ of the Code of Civil Procedure, said amendments relating to clerks of justices' courts in cities or towns of the second and one-fourth, second and one-half, second and three-fourths and third classes, and appointments, salaries and duties of same;

Also: Assembly Bill No. 82—An act to amend section 1770 of the Political Code, relating to duties of county boards of education;

Also: Assembly Bill No. 96—An act concerning the water front of the city and county of San Francisco, and authorizing the State Harbor Commissioners to furnish oil tanks, conveyors and transit sheds in the port of San Francisco, and repealing an act entitled "An act concerning the water front of the city and county of San Francisco," approved April 30, 1919;

Also: Assembly Bill No. 100—An act to provide for work in and upon highways, streets, avenues, lanes, courts, places and sidewalks in the unincorporated territory of counties, and upon property and rights of way owned by counties, and for establishing and changing the grades of any such highways, streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of highway improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds;

Also: Assembly Bill No. 156—An act to amend sections 1 and 2 of an act entitled "An act to provide for the formation of special municipal tax districts within municipalities for the acquisition, construction or operation of public improvements, works or utilities of local necessity or convenience, or for the furnishing of special local service; and for the acquisition, construction or operation of such improvements, works or utilities, or the furnishing of such service by or for such districts," approved May 16, 1919;

Also: Assembly Bill No. 381—An act to amend section 4254 of the Political Code, relating to the salaries and fees of officers of the counties of the twenty-fifth class.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 456. An act to amend sections 443, 461, 1532, 1543, 1618, 1817, 1818, and 1858 of the Political Code, relating to schools and school revenues;

Also: Assembly Bill No. 486. An act to amend the Code of Civil Procedure by adding thereto three new sections to be numbered 689*a*, 689*b*, and 689*c*, all relating to the manner of levying attachment or execution upon personal property in the possession of the buyer under a contract for its purchase;

Also: Assembly Bill No. 491. An act to provide for the establishment of classes for training in citizenship for applicants who have filed their declarations of intentions to become citizens of the United States and for other persons desiring such instruction;

Also: Assembly Bill No. 502.—An act to amend section 35 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities, approved March 18, 1885;

Also: Assembly Bill No. 505.—An act to amend section 4260 of the Political Code, relating to the salaries, fees and expenses of officers, their clerks, deputies, stenographers and assistants, in counties of the thirty-first class;

Also: Assembly Bill No. 531.—An act to amend section 4277 of the Political Code, relating to salaries and fees of officers in counties of the forty-eighth class;

Also: Assembly Bill No. 588.—An act to amend section 1618 of the Political Code, relating to special classes for the deaf and crippled children;

Also: Assembly Bill No. 686.—An act to amend section 4268 of the Political Code, and to add a new section thereto to be numbered 4268*a*, relating to the salaries, fees and expenses of officers, and the fees and mileage of jurors in counties of the thirty-ninth class.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 705. An act to amend sections 1, 3*a*, 3*b*, 3*c* and 3*d* and 4, of an act entitled "An act to enforce the educational rights of children and providing penalties for the violation of this act," approved March 29, 1903, as amended;

Also: Assembly Bill No. 741. An act to amend section 42 of the act known as the "Improvement Act of 1911," approved April 7, 1911, as amended;

Also: Assembly Bill No. 749. An act to amend sections 6, 8, 11 and 12 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, and to add a new section thereto to be numbered section 19x 45, said section relating to the salaries of probation officers;

Also: Assembly Bill No. 753. An act providing for the establishment and administration of industrial farms or industrial road camps in the counties of the State and the commitment thereto and discipline of persons charged with or convicted of public offenses;

Also: Assembly Bill No. 755.—An act to provide for the organization, incorporation, and government of municipal utility districts, authorizing such districts to incur bonded indebtedness for the acquisition and construction of works and property, and to levy and collect taxes to pay the principal and interest thereon;

Also: Assembly Bill No. 776. An act to amend section 1245 of the Political Code, relating to compensation of officers in counties of the sixteenth class.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 794—An act to amend section 2255 of the Political Code, relating to the powers and duties of the board of directors of the California School for the Deaf and the Blind;

Also: Assembly Bill No. 795—An act to amend section 2239 of the Political Code, relative to extending the benefits of the California School for the Deaf and Blind to persons not residents of this State;

Also: Assembly Bill No. 847—An act to amend section 1751 of the Political Code, relating to qualifications for admittance to California high schools;

Also: Assembly Bill No. 880—An act to amend sections 4252*a* and 4253 of the Political Code, relating to the salaries, fees and expenses of officers and jurors in counties of the twenty-fourth class;

Also: Assembly Bill No. 909—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors;

Also: Assembly Bill No. 929—An act to amend section 4255 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twenty-sixth class;

Also: Assembly Bill No. 957—An act to amend section 4241 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the twelfth class;

Also: Assembly Bill No. 978—An act to amend section 4246 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the seventeenth class;

Also: Assembly Bill No. 1110—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of way in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 1142—An act to amend section 4041 of the Political Code, relating to the general powers of county boards of supervisors;

Also: Assembly Bill No. 1273—An act declaring the existence of inflammable vegetable matter constituting a fire menace to be a public nuisance; providing for its abatement, and prescribing the manner of collecting the expense thereof;

Also: Assembly Bill No. 1336—An act to amend the title of an act entitled "An act to provide for the acquisition by municipalities of land for public park or public playground purposes by condemnation, and for the establishment of assessment districts and the assessment of property therein to pay the expense of acquiring such land," approved April 22, 1909, as amended, and to add a new section thereto to be numbered 1*a*, providing for the establishment of assessment districts and the assessment of property therein to pay the expenses of improving such land for park or playground purposes.

JEROME B. KAVANAUGH, Chief Clerk.
By VERNON W. LILLEY, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, refused passage to the following:

Senate Bill No. 736—An act to provide for the alteration of county boundary lines and for the adjustment of county debts and liabilities when such boundaries are changed;

Also: Senate Bill No. 723—An act to provide for the safety and protection of railroad employees by prohibiting railroads from requiring employees to ride on top of moving freight cars except in certain cases; and prescribing penalties for violation of the provisions hereof.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, passed the following:

Senate Bill No. 766—An act to amend section 1860 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding house and lodging house keepers;

Also: Senate Bill No. 770—An act providing for the organization and establishment, management and maintenance of institutes of technology, by counties, cities, cities and counties, and combined high school districts or junior college districts of the State; and for the organization of technical education districts for such purposes;

Also: Senate Bill No. 819—An act to amend section 1454 of the Code of Civil Procedure, relating to collecting money in banks;

Also: Senate Bill No. 854—An act to amend section 170 of the Code of Civil Procedure, relating to disqualification of judges;

Also: Senate Bill No. 859—An act to provide for the consolidation of districts organized or existing under the California Irrigation District Act;

Also: Senate Bill No. 945—An act to amend section 600 of the Civil Code, relating to corporations;

Also: Senate Bill No. 956—An act to amend section 1742 of the Political Code, relating to high schools;

Also: Senate Bill No. 961—An act concerning the waterfront of the city and county of San Francisco.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 766, 770, 819, 854, 859, 945, 956 and 961 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, passed the following:

Senate Bill No. 347—An act to amend section 515 of the Political Code, relating to the salaries of assistants in the office of the Superintendent of Public Instruction;

Also: Senate Bill No. 361—An act appropriating money for the erection of cottages for employees for San Quentin State Prison;

Also: Senate Bill No. 390—An act making an appropriation to meet the deficiency in the appropriation for the salaries of State Senators for the seventy-first and seventy-second fiscal years;

Also: Senate Bill No. 403—An act appropriating money for repairs, improvements and equipment at the California Redwood Park;

Also: Senate Bill No. 425—An act to appropriate money to be expended by and under the direction of the Department of Engineering for the purpose of rectifying and improving the channels of the Sacramento, San Joaquin and Feather rivers and such other waters of the State as the Department of Engineering may determine; improving the navigability of such waters and acquiring land for necessary rights of way therefor; making surveys, investigations and report upon the feasibility of canalizing the rivers of the State and constructing canals for navigation, and making surveys, investigations and plans for flood control; the examination and supervision of dams and the investigation of rainfall, snowfall, runoff, and stream flow affecting navigation, flood control or irrigation and preventing and repairing damage in certain cases.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 347, 361, 390, 403 and 425 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, passed the following:

Senate Bill No. 553—An act to amend an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to repeal chapter 595 of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917, by amending section 20 hereof;

Also: Senate Bill No. 555—An act appropriating the sum of seventy-five thousand dollars to defray the expense, during the seventy-third and seventy-fourth fiscal years, of organizing, controlling, equipping, instructing and maintaining the high school cadet companies in the State of California and for promoting rifle practice in said companies and to further carry out the purposes of an act entitled "An act to provide for the organization, control and equipment of high school cadet companies and for the promotion of rifle practice therein, and appropriating the sum of five thousand dollars therefor";

Also: Senate Bill No. 564—An act appropriating money to pay the cost of printing, publishing and distributing State textbooks free to the school children of the State in accordance with the provisions of the constitution;

Also: Senate Bill No. 648—An act to amend sections 2 and 4 of an act entitled "An act to provide for the formation, organization, and classification of new counties, for locating county seats, for the election and appointment of officers and for the adjustment and the fulfillment of the rights and obligations arising between such new counties and other counties," approved March 15, 1907, and amended 1909;

Also: Senate Bill No. 660—An act to regulate and license the business of automobile and auto truck transportation in the State of California and providing penalties for the violation of the provision thereof.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 553, 555, 564, 648 and 660 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, passed the following:

Senate Bill No. 433—An act appropriating money to cover rental and other expense necessary toward the maintenance of offices for State departments in Sacramento and Los Angeles;

Also: Senate Bill No. 434—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather Rivers of the State of California, by controlling the floods, removing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1910, and transmitted to the Speaker of the House of Representatives of the United States by the Secretary of War on June 27, 1911, and printed in House of Representatives document No. 81 of the first session of the sixty-second United States Congress, as modified by the report of said commission submitted February 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee document No. 5, sixty-third United States Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs; and making an appropriation for such work; and providing for the continuance of such work as provided by section 2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917;

Also: Senate Bill No. 462—An act to amend section 1158 of the Civil Code, relating to instruments that may be recorded;

Also: Senate Bill No. 472—An act to amend sections 2 and 3 of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons affected with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended.

Also: Senate Bill No. 497—An act appropriating money for improvements to streets and grounds at Fresno State Normal School.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 433, 434, 462, 472 and 497 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, passed the following:

Senate Bill No. 299—An act to repeal section 2013 of the Civil Code, relating to time of service;

Also: Senate Bill No. 333—An act appropriating money for repairs and improvements including a new well and equipment at the San Jose State Normal School:

Also: Senate Bill No. 337—An act appropriating money for repairs, improvements and equipment for Sonoma State Home;

Also: Senate Bill No. 357—An act appropriating money for the completion of buildings, improvements to grounds and the purchase of equipment at the Humboldt State Normal School;

Also: Senate Bill No. 362—An act appropriating money for repairs, improvements, machinery and equipment for San Quentin State Prison;

Also: Senate Bill No. 416—An act appropriating money for repairs, improvements and equipment for the California Polytechnic School at San Luis Obispo;

Also: Senate Bill No. 426—An act to amend section 565 of the Penal Code, relating to certain rights and remedies of stockholders in California corporations;

Also: Senate Bill No. 430—An act appropriating money for office furniture and equipment for the Secretary of State's office;

Also: Senate Bill No. 432—An act making appropriation for the purchase of a building site and the erection of a building for the State Printing Office.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 299, 333, 337, 357, 362, 416, 426, 430 and 432 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, passed the following:

Senate Bill No. 148—An act to authorize the payment of the claim of John Brenner Company, a corporation, against the State of California, and making an appropriation therefor;

Also: Senate Bill No. 155—An act to provide for the organization and government of public cemetery districts;

Also: Senate Bill No. 172—An act to add a new section to the Civil Code to be numbered 402, relating to the determination of the identity of directors of dissolved corporations and settlement of affairs of such corporations;

Also: Senate Bill No. 200—An act creating a cash revolving fund for the use of the State Water Commission in making determinations of water rights as provided by the "Water Commission Act," approved June 16, 1913, making an appropriation therefor;

Also: Senate Bill No. 205—An act to provide for the acceptance of the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States of America, in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise; to empower and direct the board designated as the State Board for Vocational Education to cooperate with the Federal Board for Vocational Education in carrying out the provisions of said federal act; to prescribe its powers and duties in carrying out the provisions of this act; to provide for a plan of cooperation between the State Board for Vocational Education and the Industrial Accident Commission; to provide for the appointment of a custodian of all moneys received by the State from appropriations made by the Congress of the United States and from other sources for the purpose of promoting vocational rehabilitation; to create a Vocational Rehabilitation Fund and making an appropriation therefor;

Also: Senate Bill No. 209—An act to amend sections 2, 3, 4, 5 and 6 of an act known as "the Building and Loan Association Act", approved April 5, 1911.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 148, 155, 172, 200, 205 and 209 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, passed the following:

Senate Bill No. 25—An act to amend sections 4295 and 4297 of the Political Code, relating to official services and fees;

Also: Senate Bill No. 63—An act to provide for the completion of the restoration of the Mission San Francisco del Solano, in the city of Sonoma, State of California, and making an appropriation therefor;

Also: Senate Bill No. 69—An act to amend section 10 of the Political Code, relating to holidays;

Also: Senate Bill No. 70—An act making an appropriation for the care, maintenance and repair of the California State Building at the site of the Panama-California International Exposition;

Also: Senate Bill No. 107—An act appropriating money to pay the claim of the county of Sacramento against the State of California;

Also: Senate Bill No. 110—An act validating applications for a sixteenth or thirty-sixth section which was not surveyed at date application was filed therefor;

Also: Senate Bill No. 113—An act making an appropriation to pay the claim of Miller & Lux Incorporated, against the State of California;

Also: Senate Bill No. 134—An act to amend an act entitled "An act creating a revolving fund for the purchase of ballot paper, prescribing its use and appropriating money therefor," approved June 7, 1913;

Also: Senate Bill No. 144—An act appropriating money for repairs, improvements and alterations Capitol building and grounds.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 25, 63, 69, 70, 107, 110, 113, 134 and 144 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, passed, as a case of urgency, the following:

Senate Bill No. 893—An act authorizing the Governor of California to appoint a representative of the State of California to serve upon a joint commission composed of representatives of the states of Arizona, California, Colorado, Nevada, New Mexico, Utah, Wyoming and the United States of America, and constituted for the purpose of negotiating and entering into an agreement between the several states hereinabove mentioned and between said states and the United States of America, subject to the consent of Congress, respecting further use and disposition of the waters of the Colorado River and streams tributary thereto, and fixing and determining the rights of each of said states and rights of the United States in and to the use, benefit and disposition of the waters of said stream and its tributaries;

Also: Senate Bill No. 927—An act to add a new title to part IV of division I of the Civil Code to be known as title XI*b*, relating to corporations for the purpose of receiving and maintaining a fund or funds, and applying the income and principal thereof to promote the well being of mankind.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 893 and 927 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 27, 1921, passed the following:

Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks;

Also: Senate Bill No. 789—An act to amend section 15 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 11, 1915, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 53 and 789 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, passed the following:

Senate Bill No. 211—An act to amend section 1207 of the Civil Code relating to defectively acknowledged instruments;

Also: Senate Bill No. 214—An act to amend section 16 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended;

Also: Senate Bill No. 219—An act to amend section 1 of an act entitled "An act to fix the salaries of the State Forester, Deputy Forester and Assistant Forester," approved March 22, 1909, as amended;

Also: Senate Bill No. 261—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court;

Also: Senate Bill No. 262—An act to amend section 751½ of the Political Code, relating to the salary of the stenographer for the Clerk of the Supreme Court;

Also: Senate Bill No. 264—An act to amend section 1751 of the Political Code, relating to qualifications for admittance to California high schools;

Also: Senate Bill No. 265—An act to amend section 628f of the Penal Code of the State of California, relating to the protection of fish and game.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 211, 214, 219, 261, 262, 264 and 265 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, passed the following:

Senate Bill No. 594—An act creating a Veterans' Welfare Board and defining its powers and duties and making an appropriation in aid of its operations;

Also: Senate Bill No. 649—An act authorizing the State Treasurer and the Board of Control to enter into agreements to pay commissions on the sale of certain bonds of the State of California and providing for the funds from which such commissions shall be paid;

Also: Senate Bill No. 650—An act appropriating the sum of one hundred thousand dollars to carry out the purposes of an act entitled "An act authorizing the State Treasurer and the Board of Control to enter into agreements to pay commissions on the sale of certain bonds of the State of California, and providing for the funds from which such commission shall be paid," as adopted at the forty-fourth session of the Legislature;

Also: Senate Bill No. 679—An act to amend an act entitled "An act providing for the management of the California Redwood Park and creating a board of five commissioners with power to manage said California Redwood Park," approved February 6, 1911, by amending section two of said act, relative to the compensation of the warden;

Also: Senate Bill No. 706—An act authorizing and instructing the State Controller and the State Treasurer to accept from the directors of the Sixth District Agricultural Association as full satisfaction and in complete compliance with the terms of that certain act entitled "An act to appropriate money to be used as a revolving fund by the Sixth District Agricultural Association for the purpose of creating, installing and maintaining special expositions at Exposition Park, Los Angeles," approved June 1, 1917, the sum of eleven thousand four hundred thirteen dollars and ninety-four cents, in cash already deposited in the State treasury, and the inventory of permanent improvements made upon the State's property at Exposition Park, Los Angeles, from funds of the revolving fund provided in the above mentioned act;

Also: Senate Bill No. 710—An act to amend section 21 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 594, 649, 650, 679, 706 and 710 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, passed the following:

Senate Bill No. 429—An act appropriating money for the creating of a revolving fund for Engineering Department in lieu of that created by chapter 108 of Statutes of 1913, chapter 355 of Statutes of 1915 and chapter 419 of Statutes of 1917;

Also: Senate Bill No. 431—An act appropriating money for repairs, improvements and the completion of buildings and extension of the wall at the Folsom State Prison;

Also: Senate Bill No. 540—An act to amend section 457 of the Political Code;

Also: Senate Bill No. 554—An act to amend section 460 of the Political Code;

Also: Senate Bill No. 592—An act to authorize the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to carry on the operations of the Veterans' Welfare Board in accordance with the provisions of the California Veterans' Welfare Act enacted at the forty-fourth session of the Legislature of the State of California, and also in accordance with the provisions of the Veterans' Farm and Home Purchase Act enacted at the forty-fourth session of the Legislature of the State of California, or either of them enacted at the forty-fourth session of the Legislature of the State of California, and of any and all acts amendatory or supplemental to said acts, or either of them; to provide ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; to create a Veterans' Welfare Finance Committee the members of which are to serve without compensation; to define the powers and duties of said Veterans' Welfare Finance Committee and of other State officers in relation to this act; to appropriate money for the expense of preparing and of advertising the sale of the bonds herein authorized to be issued; and to provide for the submission of this act to a vote of the people at the general election to be held in the month of November, 1922;

Also: Senate Bill No. 750—An act to amend sections 1927 and 2086 of the Political Code, relating to officers and employees in the Adjutant General's office.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 429, 431, 540, 554, 592 and 750 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on April 28, 1921, adopted the following:

Senate Concurrent Resolution No. 18—Relative to leaves of absence of the Governor, Lieutenant Governor and the members of the Senate and Assembly of the forty-fourth session of the Legislature of the State of California;

Also: Senate Concurrent Resolution No. 27—Relative to the examination of denuded areas, and directing the State Board of Forestry to examine such areas and to report to the Legislature, at its next regular session, the situation and approximate acreage of such areas as are most valuable for reforestation or recovering with other protective cover, together with a plan for such reforestation or covering with other protective cover.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Concurrent Resolutions Nos. 18 and 27 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 28, 1921, passed as amended, Senate Bill No. 662—An act to add a new section to the Political Code to be numbered section 2171*a*, relating to temporary confinement, treatment and observation in psychopathic hospitals of persons of doubtful sanity;

Also: Senate Bill No. 670—An act to amend sections 1608 and 1830 of the Political Code, and to add a new section to said code to be numbered 1608*a*, relating to powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 704—An act to amend section 1578 of the Political Code, relating to the formation of new elementary school districts;

Also: Senate Bill No. 767—An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding or lodging house keepers;

Also: Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*b*, embracing sections 361 to 361*d*, both inclusive, relating to a Department of Agriculture;

Also: Senate Bill No. 939—An act to amend sections 2, 3, 4, 8, 11, 13 and 15 of an act entitled "An act defining mattresses; regulating the making, remaking and sale thereof; prohibiting the use of insanitary and unhealthy materials therein; requiring that materials used shall be accurately described and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 662, 670, 704, 767, 895 and 939 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 28, 1921, passed as amended, Senate Bill No. 284—An act to amend section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith, approved June 5, 1915, as amended;

Also: Senate Bill No. 335—An act to amend section 1608 and section 1830 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 478—An act to amend sections 2 and 3 of an act entitled "An act to regulate the work and hours of employees engaged in selling at retail drugs and medicines, and compounding physicians' prescriptions, and providing a penalty for the violation thereof," approved February 28, 1905, as amended;

Also: Senate Bill No. 647—An act declaring bonds negotiable instruments;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 281, 335, 478 and 647 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 28, 1921, passed as amended, Senate Bill No. 90—An act to provide for retirement of employees of the State of California on account of permanent physical or mental disability after twenty-five years of continuous service, and for retirement after twenty-five years of continuous service of employees who may then be more than seventy years of age, with one-half pay thereafter during life; to provide means and methods for the payment of retired salaries, and for the filling of vacancies caused by such retirements, and creating a Board of Retirement regarding the same;

Also: Senate Bill No. 175—An act to be known as the "Inheritance Tax Act," to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the "Inheritance Tax Act," and to repeal all acts and parts of acts in conflict with this act;

Also: Senate Bill No. 215—An act to amend the Code of Civil Procedure, by adding thereto a new section to be numbered 1871, relating to experts, their appointment by

the court, or a judge thereof, and providing for their compensation and manner of examination as witnesses;

Also: Senate Bill No. 260—An act to amend an act entitled "An act to provide for the periodical inspection of elevators operated in places of employment in this State; to require a permit for such operation; to make it a misdemeanor to operate such elevator without such permit; and to provide for an injunction against such operation if dangerous to the life or safety of employees, to vest in the Industrial Accident Commission the power to make such inspections and determine the competency of inspectors and require reports of inspections and to issue such permits and prescribe maximum fees therefor," approved April 6, 1917, by amending sections 1, 3, 4 and 5;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 90, 175, 215 and 260 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on April 28, 1921, passed as amended, Senate Bill No. 271—An act to amend section 2322*d* of the Political Code, relating to the salaries of Horticultural Commissioner, deputy and inspectors;

Also: Senate Bill No. 593—An act to provide educational opportunities for persons who served in the Army, Navy or Marine Corps of the United States in time of war, and making an appropriation therefor;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 271 and 593 ordered to unfinished business.

RECESS.

A ten o'clock and ten minutes a.m., on motion of Senator Breed, the President declared the Senate at recess until the hour of ten o'clock and fifteen minutes a.m.

RECONVENED.

At ten o'clock and fifteen minutes a.m., the Senate reconvened. Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 662—An act to add a new section to the Political Code to be numbered section 2171*a*, relating to temporary confinement, treatment and observation in psychopathic hospitals of persons of doubtful sanity.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER SIX HUNDRED SIXTY-TWO.

AMENDMENT NUMBER ONE.

Strike out the title and insert in lieu thereof the following: "An act to add a new section to the Political Code to be numbered section 2171*a*, relating to temporary confinement, treatment and observation in psychopathic hospitals of persons of doubtful sanity."

AMENDMENT NUMBER TWO.

On page 1 of the amended printed bill strike out all of lines 1 to 17, inclusive, and insert in lieu thereof the following:

"SECTION 1. A new section is hereby added to the Political Code, to be numbered section 2171*a*, to read as follows:

2171*a*. When in accordance with the provisions of sections 2168 to 2171 of the Political Code, in a hearing as to the sanity or insanity of any person, it shall be

made to appear to the court that on account of doubt as to the sanity or insanity of such person an order of commitment is inadvisable, or if in the opinion of the court and the medical examiners the case presents complicated mental or nervous diseases which may be treated in the psychopathic department of any State hospital or other hospital or sanitarium holding an unrevoked license from the State, or which may hereafter receive and hold such license for the care and treatment of the mentally deranged, and by such treatment the mental or nervous disability may be cured or benefited, the court may continue the hearing for a period not to exceed thirty days, and direct that such person be sent to such hospital or sanitarium as a public or private patient, to be confined, observed and treated during said period not to exceed thirty days. Before the expiration of this period, the director of the hospital or sanitarium in which such person has been so treated shall report to the judge before whom said proceedings are pending the results of his observation and treatment of said patient and shall state whether in his opinion said patient is sane or insane. If such observation shows that the patient is probably insane, and the court so decides, the court shall proceed as in other cases. If the results of such observation and treatment show and it is the opinion of the director that such person is not insane and the court so decides, then the order of confinement, observation and treatment shall be vacated and the patient discharged therefrom."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 662?

The roll was called, and Assembly amendments to Senate Bill No. 662 concurred in by the following vote:

AYES—Senators Arbuckle, Boggs, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Johnson, King, Lyon, Nelson, Purkitt, Rominger, Rush, Sample, and Slater—23.

NOES—None.

Senate Bill No. 662 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 670—An act to amend section 1608 and section 1830 of the Political Code, and to add a new section to said code to be numbered 1608*a*, relating to powers and duties of boards of school trustees and city boards of education.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER SIX HUNDRED SEVENTY.

AMENDMENT NUMBER ONE.

On page 1, line 20, of the printed bill, strike out the words "capital stock or mutual insurance company authorized to do business in this State", and insert in lieu thereof the following: "solvent capital stock insurance company authorized to do business in this State or in any mutual insurance company organized under the laws of this State".

AMENDMENT NUMBER ONE.

Amend the title to said act by adding after the word "eight" in line 1 of the title, the following: "and section 1830."

AMENDMENT NUMBER TWO.

Strike out lines 20, 21 and that portion of line 22 ending with the period following the word "State" on page 1, and insert in lieu thereof the following: "insurance to be written in any capital stock or mutual insurance company authorized to do business in this State."

AMENDMENT NUMBER THREE.

In line 9, page 2, following the word "build" add the words "or lease".

AMENDMENT NUMBER FOUR.

Following line 52 on page 2 of the printed bill add the following:

"SEC. 3. Section 1830 of the Political Code is hereby amended to read as follows:

1830. The board of school trustees of any district may, prior to the fifteenth day of August in any year, when in their judgment it is advisable, call an election, and submit to the electors of the district the question whether a tax shall be raised to furnish additional school facilities for the district, or to maintain any school in such district or for building one or more schoolhouses, or for building a residence in which to house employees of the school district, or to purchase equipment for transportation of pupils, or for any two or all of these purposes; *provided*, that where a tax has been collected for the purpose of building a schoolhouse, and the erection of said school-

house shall not have been commenced within two years from the time said tax was collected, the custodian of said money shall return the same to the parties from whom said tax was collected."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 670?

The roll was called, and Assembly amendments to Senate Bill No. 670 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Harris, Hart, Ingram, Johnson, King, Lyon, Nelson, Purkitt, Rominger, Rush, Sample, and Slater—22.

NOES—None.

Senate Bill No. 670 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 704—An act to amend section 1578 of the Political Code, relating to the formation of new elementary school districts.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER SEVEN HUNDRED FOUR.

AMENDMENT NUMBER ONE.

On page 2, lines 3 to 5, beginning with the words "board of supervisors" on line 3, strike out all reading matter down to and including line 5, and insert in lieu thereof the following: "superintendent of schools and the board of supervisors may in their discretion appeal to the State Board of Control for a hearing on the matter, and said State Board shall review the evidence as presented to it and approve or disapprove of the formation of the district; whereupon, the board of supervisors may in its discretion establish or refuse to establish the new district as hereinafter provided; but no State monies shall be apportioned to a district established hereafter under the provisions of this section unless its establishment has been approved by the superintendent of public instruction or, upon appeal, by the State Board of Control."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 704?

The roll was called, and Assembly amendment to Senate Bill No. 704 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, King, Lyon, Nelson, Purkitt, Rush, Sample, Slater, and Yonkin—22.

NOES—None.

Senate Bill No. 704 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 767—An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding or lodging house keepers.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER SEVEN HUNDRED SIXTY-SEVEN.

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, strike out the word "miscellaneuos" and insert in lieu thereof the word "miscellaneous".

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed bill, strike out the words "one hundred" and insert in lieu thereof the words "two hundred and fifty".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 767?

The roll was called, and Assembly amendments to Senate Bill No. 767 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Lyon, Purkitt, Rigdon, Rominger, Rush, Sample, Slater, and Yonkin—25.
NOES—None.

Senate Bill No. 767 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 281—An act to amend section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith, approved June 5, 1915, as amended.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER TWO HUNDRED EIGHTY-ONE.

AMENDMENT NUMBER ONE.

On page 2, line 14, of the printed bill, strike out the period and insert in lieu thereof the following: "; *provided*, that in counties having freeholders' charters the said petition shall be issued by the district attorney."

AMENDMENT NUMBER ONE.

Strike out all of the last line of the title and insert in lieu thereof the following: "thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended."

AMENDMENT NUMBER TWO.

On page 2, line 8, of the printed bill, strike out the word "therewith" and insert in lieu thereof the word "herewith".

AMENDMENT NUMBER THREE.

On page 2, line 26, of the printed bill, strike out the word "than" and insert in lieu thereof the word "then".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 281?

The roll was called, and Assembly amendments to Senate Bill No. 281 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, King, Lyon, Nelson, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—28.
NOES—None.

Senate Bill No. 281 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 335—An act to amend section 1608 and section 1830 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER THREE HUNDRED THIRTY-FIVE.

AMENDMENT NUMBER ONE.

On page 1, lines 20 and 21, of the printed bill, strike out the words "or mutual insurance company authorized to do business in this State" and insert in lieu thereof the following: "insurance company authorized to do business in this State or in any mutual insurance company organized under the laws of this State".

AMENDMENT NUMBER ONE.

On page 2, after line 13, insert the following paragraph:

"*Sixth*—In their discretion, to grade, pave, sewer, or otherwise improve streets and other public places in front of real property owned or controlled by them, and appropriate money to pay the cost and expense of such improvements whether made by said boards, under contracts executed by said boards, or under contracts made in pursuance of any of the general laws of the State respecting street improvements, or under contracts made in pursuance of the charter of any municipality, and appropriate money to pay that portion of the cost and expense of opening, widening or extending streets or other public places in front of real property under any of the general laws of the State, or under the charter of any municipality, governing such proceedings."

AMENDMENT NUMBER ONE.

Amend the title of said bill No. 335 to read as follows: "An act to amend section 1608 and section 1830 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education."

AMENDMENT NUMBER TWO.

Strike out all of lines 20 and 21 and that portion of line 22 to and including the period following the word "State", on page 1, and insert in lieu thereof the following, to wit: "Insurance to be written in any capital stock or mutual insurance company authorized to do business in this State."

AMENDMENT NUMBER THREE.

On page 2, line 8, strike out the words "to build" and insert in lieu thereof the following: "or to build or lease".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 335?

The roll was called, and Assembly amendments to Senate Bill No. 335 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Rigdon, Rominger, Rush, Shearer, Slater, and Yonkin—29.

NOES—None.

Senate Bill No. 335 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 478—An act to amend sections 2 and 3 of an act entitled, "An act to regulate the work and hours of employees engaged in selling at retail drugs and medicines, and compounding physicians' prescriptions, and providing a penalty for the violation thereof," approved February 28, 1905, as amended.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER FOUR HUNDRED SEVENTY-EIGHT.

AMENDMENT NUMBER ONE.

On page 1, line 9, of the printed bill, after the word "hours" strike out the following: "within eleven consecutive hours".

AMENDMENT NUMBER ONE.

On line 6 of the title strike out the figures "25" and insert in lieu thereof the figures "28".

AMENDMENT NUMBER TWO.

On page 1, line 5, of the printed bill, after the word "February" strike out the figures "25" and insert in lieu thereof the figures "28".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 478?

The roll was called, and Assembly amendments to Senate Bill No. 478 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Broad, Burnett, Carr, F. M., Carr, W. J., Chamberlain, Crowley, Dennett, Dunnett, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Lyon, Nelson, Otis, Purkitt, Rominger, Rush, Shearer, Slater, and Yonkin—27.

NOES—None.

Senate Bill No. 478 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article IIb, embracing sections 361 to 361d, both inclusive, relating to a Department of Agriculture.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER EIGHT HUNDRED NINETY-FIVE.

AMENDMENT NUMBER ONE.

On page 2, line 11, of the printed bill, strike out the word "five" and insert in lieu thereof the word "four".

AMENDMENT NUMBER TWO.

On page 2, line 14, of the printed bill, after the word "markets" strike out comma and the following: "and the Division of Weights and Measures".

AMENDMENT NUMBER THREE.

On page 2, line 25, of the printed bill, after the word "dollar" strike out comma and insert a period, and strike out all of lines 26 and 27.

AMENDMENT NUMBER FOUR.

On page 2, line 35, of the printed bill, after the word "board", strike out the following: "State Superintendent of Weights and Measures".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 895?

The roll was called.

CALL OF THE SENATE.

Pending the announcement of the vote, Senator Burnett moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Purkitt, Rigdon, Sample, Sharkey, Shearer, and Slater—27.

The Secretary announced the absentees.

Time, ten o'clock and seventeen minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

The Senate took up for consideration Assembly amendments to Senate Bill No. 175—An act to be known as the "Inheritance Tax Act," to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the "Inheritance Tax Act," and to repeal all acts and parts of acts in conflict with this act.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER ONE HUNDRED SEVENTY-FIVE.

AMENDMENT NUMBER ONE.

On page 14 of the printed bill, in line 52, strike out the word "renter" and insert in lieu thereof the following: "safe depositary, bailee, or lessor, from whom such box or receptacle is rented".

AMENDMENT NUMBER TWO.

On page 15, line 6, of the printed bill, strike out the word "renter" and insert in lieu thereof the following: "safe depositary, bailee, or lessor, from whom such box or receptacle is rented".

AMENDMENT NUMBER THREE.

On page 22, line 32, after the word "cases" strike out the period and insert in lieu thereof the following: "; *and provided, further*, that no county treasurer shall be entitled to retain as commissions more than five thousand dollars out of the total inheritance taxes accounted for by him in any one year."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 175?

The roll was called, and Assembly amendments to Senate Bill No. 175 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Rigdon, Shearer, and Yonkin—25.

NOES—None.

Senate Bill No. 175 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 271—An act appropriating money for the purpose of paying the assessment for improving the alley adjacent to the grounds of the Governor's residence in the city of Sacramento, California.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER TWO HUNDRED SEVENTY-ONE.

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out the period after the word "assessment" and insert in lieu thereof the following: "levied for paving the alley adjacent to the ground of the Governor's residence in the city of Sacramento, California."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 271?

The roll was called, and Assembly amendment to Senate Bill No. 271 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Purkitt, Rigdon, Sample, Sharkey, and Shearer—28.

NOES—None.

Senate Bill No. 271 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 593—An act to provide educational opportunities for persons who served in the Army, Navy or Marine Corps of the United States in time of war, and making an appropriation therefor.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FIVE HUNDRED NINETY-THREE.

AMENDMENT NUMBER ONE.

On page 2, line 41, after the period add the following: "Three hundred thousand dollars of the amount herein appropriated shall be available at the taking effect of this act and the remaining two hundred thousand dollars shall be available on July 1, 1923."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 593?

The roll was called, and Assembly amendment to Senate Bill No. 593 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Dennett, Duncan, Eden, Flaherty, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Rigdon, Sample, Sharkey, Shearer, and Stetson—27.

NOES—None.

Senate Bill No. 593 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 215—An act to amend the Code of Civil Procedure, by adding thereto a new section to be numbered 1871, relating to experts, their appointment by the court, or a judge thereof, and providing for their compensation and manner of examination as witnesses.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER TWO HUNDRED FIFTEEN.

AMENDMENT NUMBER ONE.

On page 2, line 20, of the printed bill, after the word "party" insert the following: "upon any question of fact".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 215?

The roll was called, and Assembly amendment to Senate Bill No. 215 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Sample, Shearer, and Slater—24.
NOES—Senators Duncan, and Irwin—2.

Senate Bill No. 215 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 260—An act to amend an act entitled "An act to provide for the periodical inspection of elevators operated in places of employment in this State; to require a permit for such operation; to make it a misdemeanor to operate such elevator without such permit; and to provide for an injunction against such operation if dangerous to the life or safety of employees, to vest in the Industrial Accident Commission the power to make such inspections and determine the competency of inspectors and require reports of inspections and to issue such permits and prescribe maximum fees therefor," approved April 6, 1917, by amending sections 1, 3, 4 and 5.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER TWO HUNDRED SIXTY.

AMENDMENT NUMBER ONE.

In line 12 of the title strike out the comma following the word "five" and insert in lieu thereof a period, and strike out the remainder of the title.

AMENDMENT NUMBER TWO.

On page 3, line 28, of the printed bill, strike out the word "such" at the end of the line, all of line 29, and the following words on line 30: "in which they are issued."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 260?

The roll was called, and Assembly amendments to Senate Bill No. 260 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Shearer, and Slater—26.
NOES—None.

Senate Bill No. 260 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 647—An act declaring bonds negotiable instruments.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER SIX HUNDRED FORTY-SEVEN.

AMENDMENT NUMBER ONE.

Amend the title by striking out the words "and coupons".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 647?

The roll was called, and Assembly amendment to Senate Bill No. 647 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—30.
NOES—None.

Senate Bill No. 647 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 90—An act to provide for retirement of employees of the State of California on account of permanent physical or mental disability after twenty-five years of continuous service, and for retirement after twenty-five years of continuous service of employees who may then be more than seventy years of age, with one-half pay thereafter during life; to provide means and methods for the payment of retired salaries, and for the filling of vacancies caused by such retirements, and creating a Board of Retirement regarding the same.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER NINETY.

AMENDMENT NUMBER ONE.

On page 2, line 17, of the printed bill, strike out the word "he" and insert in lieu thereof the word "they".

AMENDMENT NUMBER TWO.

On page 3, line 17, of the printed bill, strike out the period and insert in lieu thereof a semicolon and the following: "*provided, however*, in no case said one per cent shall exceed one dollar and fifty cents per month."

AMENDMENT NUMBER THREE.

On page 4 of the printed bill, after line 28, add a new section to be numbered "Sec. 18," to read as follows:

"SEC. 18. This act shall not apply to any elected State employee."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 90?

The roll was called, and Assembly amendments to Senate Bill No. 90 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rush, Sample, Shearer, and Slater—27.

NOES—None.

Senate Bill No. 90 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 939—An act to amend sections 2, 3, 4, 8, 11, 13 and 15 of an act entitled "An act defining mattresses; regulating the making, remaking and sale thereof; prohibiting the use of insanitary and unhealthy materials therein; requiring that materials used shall be accurately described and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER NINE HUNDRED THIRTY-NINE.

AMENDMENT NUMBER ONE.

On page 2, line 19, of the printed bill, strike out the word "matter" and insert in lieu thereof the word "mattress".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 939?

The roll was called, and Assembly amendment to Senate Bill No. 939 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sharkey, and Slater—27.
NOES—None.

Senate Bill No. 939 ordered to enrollment.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to Assembly Bill No. 925—An act to amend section 1282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class and requests that your honorable body recede therefrom.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

The question being: Shall the Senate recede from Senate amendments to Assembly Bill No. 925?

The roll was called, and the Senate refused to recede from Senate amendments to Assembly Bill No. 925 by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Rominger, Sample, Sharkey, Shearer, Slater, and Yonkin—25.
NOES—None.

APPOINTMENT OF COMMITTEE ON CONFERENCE.

The President announced the appointment of Senators Harris, Nelson, and Duncan as a Committee on Conference, to meet with a like committee from the Assembly to consider Senate amendments to Assembly Bill No. 925.

RE-REFERENCE OF ASSEMBLY CONSTITUTIONAL AMENDMENT.

On motion of Senator Johnson, Assembly Constitutional Amendment No. 4 was ordered withdrawn from the file, and re-referred to Committee on Constitutional Amendments.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At ten o'clock and eighteen minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Burnett.

The Secretary was directed to call the roll, on concurrence in Assembly amendments to Senate Bill No. 895, of the Senators who had not answered to their names.

The roll was called, and Assembly amendments to Senate Bill No. 895 refused concurrence by the following vote:

AYES—Senators Anderson, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Flaherty, Ingram, Irwin, Lyon, Purkitt, Sample, and Shearer—13.
NOES—Senators Allen, Arbuckle, Boggs, Breed, Carr, W. J., Dennett, Duncan, Eden, Gates, Harris, Hart, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Sharkey, Slater, and Yonkin—22.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order.

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 851, adopted in Senate on April 27—An act making appropriations for the support of the government of the State of California for the seventy-third and seventy-fourth fiscal years.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments of April 28 to Assembly Bill No. 851—An act making appropriations for the support of the government of the State of California for the seventy-third and seventy-fourth fiscal years—and requests that your honorable body recede therefrom.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

The question being: Shall the Senate recede from Senate Amendments Nos. 1, 2, 3, 4, 7, 8, 9, 10, and 11 to Assembly Bill No. 851?

The roll was called.

CALL OF THE SENATE.

Pending the announcement of the vote, Senator King moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Yonkin—35.

The Secretary announced the absentees.

Time, ten o'clock and twenty minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At ten o'clock and twenty-one minutes a.m, further proceedings under the call of the Senate were dispensed with, on motion of Senator King.

The Secretary was directed to call the roll, on the question of receding from Senate amendments Nos 1, 2, 3, 4, 7, 8, 9, 10, and 11, to Assembly Bill No. 851, of the Senators who had not answered to their names.

The roll was called, and the President of the Senate announced the vote on the question before the Senate, which was as follows:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Flaherty, Gates, Harris, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rush, Scott, and Sharkey—20.

NOES—Senators Allen, Anderson, Arbuckle, Carr, F. M., Chamberlin, Duncan, Eden, Godsil, Hart, Inman, Irwin, King, Lyon, McDonald, Purkitt, Rominger, Sample, Shearer, Slater, and Yonkin—20.

ANNOUNCEMENT.

The President of the Senate announced that the vote to recede from Senate Amendments Nos. 1, 2, 3, 4, 7, 8, 9, 10, and 11 to Assembly Bill No. 851, was twenty ayes and twenty noes, and that it must now be decided whether, under the provisions of Section 15 of Article V, of the constitution of the State of California, it became the duty of the President of the Senate to cast the deciding vote; that the question as to whether, under the constitution, there was any limitation on this power and duty of the President was a very important one, and that having gone into the matter with a considerable degree of thoroughness, in anticipation of such an emergency arising at some time during the session, he desired to lay the matter before the Senate at length, for its acceptance or rejection of his conclusions based both upon his study of the constitution and upon former precedents in the Senate.

POINT OF ORDER.

Senator McDonald raised the point of order that the President has no right to make such a statement during a roll call.

DECISION ON POINT OF ORDER.

The President announced his decision and declared the point of order not well taken, inasmuch as he was speaking, not on the pending question which was being voted upon by the roll call, but upon a matter necessarily preceding, viz., as to whether it became the duty of the President of the Senate to cast his vote at such roll call; however, inasmuch as the determination of this matter might form an important precedent for future sessions of the Senate that he desired, for the purpose of ascertaining the judgment of the Senate on this and any other decision on points of order he might make during these proceedings, that an appeal should be taken from the decision of the chair.

APPEAL FROM DECISION OF CHAIR.

Whereupon Senator Inman appealed from the decision of the chair.

The question being: Shall the decision of the chair stand as the decision of the Senate?

The chair was unanimously sustained.

STATEMENT BY THE PRESIDENT.

At this point the President of the Senate presented the following statement, which was ordered printed in the Journal upon motion of Senator Breed.

Having anticipated that at some time during this session a tie vote might arise, your President has studied rather carefully into the provision of section 15, article V, of the State constitution, which states that the Lieutenant Governor "shall be President of the Senate, but shall have only a casting vote therein." The question at issue seems to hinge upon the meaning of the term "casting vote," which, if it means anything at all, must mean something very definite.

Fortunately this term has been defined by many authorities. For instance, I quote from Cushing's encyclopedic "Law and Practice of Legislative Assemblies,"

published in 1856: "By a casting vote, is meant one which is given when the assembly is equally divided, and when the question pending is in such a situation that a vote more on either side will cast the preponderance on that side, and decide the question accordingly." From Abbot's Law Dictionary, published in 1879, we read that a casting vote is "the vote of a presiding officer, at an assembly or meeting, given to decide the question when the votes of the assembly or meeting are equally divided between the affirmative and negative." And Black's Law Dictionary, published in 1910, states as follows: "Where the votes of a deliberative assembly or legislative body are equally divided on any question or motion, it is the privilege of the presiding officer to cast one vote on either side. This is called the 'casting vote.'"

The question then arises as to whether there are any limitations as to when this casting vote may be given—whether on any other occasion than on the final passage of a bill, at which time it is always expected as a matter of course. From the fact that the constitution places no such limitation on the use of the casting vote, I am forced to infer that no such limitation was intended, but that it was designed to be used, as expressed in Black's Law Dictionary, quoted above, "when the votes are equally divided *on any question or motion*."

This interpretation is in line with decisions in the United States Senate, based on a similar provision in the United States constitution. From Hind's "Precedents," Vol. V, p. 518, we read a decision made in the Senate by a former Vice President, as follows: "The chair has very carefully considered the question raised by the Senator from Ohio, and he has no doubt of his right to vote in all cases where the Senate is equally divided." And in no case quoted by Hinds has any appeal been sustained from this or similar decisions.

In our own State Senate, I find that the President has voted when the Senate was equally divided (1) on the final passage of a bill when the tie was twenty to twenty; (2) on reconsideration of a bill when the tie was twenty to twenty; (3) on an amendment to a bill when the tie was less than twenty to twenty; (4) on a resolution with the tie less than twenty to twenty; (5) on various motions with the tie less than twenty to twenty. Let us examine instances of each of these cases.

(1) On the "final passage of a bill" the right of the President to a casting vote is generally conceded, and no illustrations need be given. (2) On a "motion to reconsider" the vote whereby a Senate Bill had been passed, an excellent illustration of the President's casting the deciding vote occurred during the thirty-ninth session of the Legislature. In that session on March 21, 1911, Senator Lee C. Gates moved to reconsider the vote by which a very hotly contested bill, Senate Bill 965, had hitherto been passed. A call of the House ensued, lasting many hours, at the conclusion of which the vote stood twenty to twenty; whereupon, as reported on page 2369 of the 1911 Senate Journal, "The President of the Senate announced that the vote to reconsider Senate Bill No. 965, being twenty ayes and twenty noes, under the provisions of Section 15 of the Constitution of the State of California, it was the duty of the President to cast the casting vote." Senator Wolfe then raised the point of order: "That the casting vote vested in the President of the Senate was only the vote on the original passage, and not on questions of reconsideration." The President of the Senate ruled the point of order not well taken, whereupon (though not reported in the Journal) all in the Senate at that time will recall that a very full discussion of the point of order was had, at the conclusion of which no appeal was taken from the decision of the chair.

(3) As to the casting vote on an "amendment," one instance, among others, may be found on page 466 of the Senate Journal of 1885, where the vote on the adoption of an amendment to Assembly Bill 89, was sixteen ayes and sixteen noes. "Whereupon the President announced that the vote was a tie, and that he would exercise his constitutional right of casting the deciding vote by ordering the Secretary to record his vote 'Aye'. So recorded, and the amendment adopted." (4) On a "resolution," an instance occurred during this same session of 1885, as recorded on page 133 of the Senate Journal of that year, where the President voted "No" on a resolution which had brought forth a vote of seventeen ayes and seventeen noes. (5) On "various motions," the first instance I have found occurred away back in 1866, when the Senate was operating under the provision of the constitution of 1849, but which was, word for word, the same as that of our present constitution. In that year, on a motion to refer Assembly Concurrent Resolution No. 55 to the Committee on Federal Relations, the vote was fifteen ayes and fifteen noes. "The vote, affirmative and negative, being equal, the President of the Senate, in exercise of his constitutional privilege, voted in the negative, and thereby the motion to refer was lost." (Senate Journal, 1865-6, p. 380). Numerous instances of the same kind occurring under our present constitution may also be found.

It will be noted, therefore, that abundant instances have occurred where the President of the Senate, acting under authority of the constitution, has given a casting vote on all sorts of questions where the vote was equally divided, whether the full membership of the Senate voted or not. On the final passage or the reconsideration of a bill, a vote of forty Senators is, of course, necessary, since twenty-one votes are in these cases requisite for deciding the question. On other questions, however, I feel certain that the only requisite is that the vote must be

a tie, although I believe that it would always be wise for the President, through a call of the House, to secure the attendance of all the Senators possible before giving this casting vote.

As will also be noted, in no instance, as far as I have been able to discover, has any appeal from the right and duty of the President to give this casting vote been sustained by the Senate. However, I desire to make certain of the opinion of this Senate on this matter, and in ruling that the President has this right of giving a casting vote in the present instance, and in other instances such as I have cited, I shall ask some senator to appeal from this decision of the chair, that this Senate may go on record as to their judgment regarding this very important question.

APPEAL FROM DECISION OF CHAIR.

Whereupon Senator Duncan appealed from the decision of the chair, stating that he did so solely to help establish a precedent.

The question being, shall the decision of the chair stand as the decision of the Senate.

The decision of the chair was sustained.

ANNOUNCEMENT OF VOTE.

The President of the Senate then announced that on the question of receding from Senate Amendments Nos. 1, 2, 3, 4, 7, 8, 9, 10, and 11 to Assembly Bill No. 851, the President voted "Aye", and that, in conformity with the principles of parliamentary practice as cited on pages 121, 122, and 123 of Cushing's Law and Practice of Legislative Assemblies, he would give a brief statement as to the reasons for his vote.

STATEMENT BY THE PRESIDENT.

My statement as to my reasons for voting to recede from these Senate Amendments will be very brief. Had I been called upon to vote at the time these amendments were adopted, I should have voted in favor of them, for although I should exceedingly dislike to cripple our State institutions by taking from them any measure of support needed for the maintenance of the wards of our State, at the same time, I believe that evident falling prices make this five per cent reduction possible, and that the State institutions not only can make this saving, but will do so whether we adopt these Senate amendments or not.

However, the Assembly has decisively refused to concur in these Senate amendments and has asked us to recede. If we refuse to recede, this vitally important General Appropriation Bill must go to free conference. The Assembly has nearly completed its business of this session, and Assemblymen will inevitably soon begin to leave for their homes. If a free conference on this bill is prolonged, as must surely happen with the sharp difference of opinion between the two Houses, it may very easily occur that the necessary votes to adopt the free conference report can not be obtained. In my judgment, at this late hour of this last day of the Session, we can not afford to take a single chance on the passage of a bill on which depends the entire government of the State for the next two years. I have therefore voted "Aye" on this motion to recede.

The Senate accordingly receded from Senate amendments Nos. 1, 2, 3, 4, 7, 8, 9, 10, and 11 to Assembly Bill No. 851.

The question being: Shall the Senate recede from Senate amendment No. 12 to Assembly Bill No. 851?

The roll was called.

CALL OF THE SENATE.

Pending the announcement of the vote, Senator King moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart,

Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—37.

The Secretary announced the absentees.

Time, ten o'clock and twenty-two minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At ten o'clock and twenty-three minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator King.

The Secretary was directed to call the roll, on the question of receding from Senate Amendment No. 12 to Assembly Bill No. 851, of the Senators who had not answered to their names.

The roll was called.

CALL OF THE SENATE.

Pending the announcement of the vote, Senator King moved a further call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—39.

The Secretary announced the absentee.

Time, ten o'clock and twenty-four minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the name of the absentee, was directed to bring him to the bar of the Senate.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Burnett:

WHEREAS, The provisions of the State Tenement House Act, the State Hotel and Lodging House Act and the State Dwelling House Act have been combined in an act entitled the State Housing Act, enacted by Senate Bill No. 288, which act changes the provisions of said three acts very materially and which bill has passed both houses of the Legislature and is now in the hands of the Governor; and

WHEREAS, It is very necessary that the architects, contractors and builders of the State of California have accurate knowledge of the building laws of the State at the time the buildings are designed and the estimates of cost are made upon which the contracts are based; and

WHEREAS, Municipal authorities from past experience are known not to publish such housing laws in pamphlet form for a long time after they are on the statute books, if at all; therefore be it

Resolved, That the State Printer be and he is hereby directed to print three thousand copies of said State Housing Act, together with a cover, an index and section headings and a short commentary thereon by Senator Burnett; and be it further

Resolved, That the State Controller be and he is hereby directed and authorized to draw his warrant upon the contingent fund of the Senate in favor of the State Printer and the State Treasurer is hereby ordered to pay the same, for the sum of

$200 or so much thereof as may be necessary, in payment of the cost of such printing and publication.

Such publication is only to be made in case Senate Bill No. 288, known as the State Housing Act, passed by this session of the Legislature, is signed by the Governor of California.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Anderson, Boggs, Breed, Burnett, Carr, W. J., Crowley, Gates, Godsil, Ingram, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Slater—21.

NOES—Senators Allen, Arbuckle, Canepa, Carr, F. M., Chamberlin, Dennett, Duncan, Eden, Flaherty, Hart, Inman, Irwin, Johnson, Purkitt, Rominger, Sample, Shearer, and Yonkin—18.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At ten o'clock and twenty-five minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator King.

The Secretary was directed to call the roll, on the question of receding from Senate Amendment No. 12 to Assembly Bill No. 851, of the Senators who had not answered to their names.

The roll was called, and the Senate receded from Senate Amendment No. 12 to Assembly Bill No. 851 by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Johnson, Jones, Lyon, Nelson, Otis, Rigdon, Rominger, Rush, and Scott—21.

NOES—Senators Arbuckle, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Godsil, Hart, Inman, Irwin, King, McDonald, Osborne, Purkitt, Sample, Sharkey, Shearer, Slater, and Yonkin—19.

The question being: Shall the Senate recede from Senate Amendments Nos. 5 and 6 to Assembly Bill No. 851?

The roll was called, and the Senate receded from Senate Amendments Nos. 5 and 6 to Assembly Bill No. 851 by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, and Sharkey—27.

NOES—Senators Arbuckle, Chamberlin, Hart, McDonald, Purkitt, and Shearer—6.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At ten o'clock and twenty-six minutes a.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Gates asked for and was granted unanimous consent to take up Assembly Bill No. 485 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 485—An act to amend sections 1, 2, 6, 15, 17, 31, 35, 38, 39, 47 and 48 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915,"

approved May 28, 1917, and to add four new sections, numbered 24½, 14½, 21¾, and 22½, approved July 22, 1919, and to add a new section to be numbered 21¾.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Gates moved to refer Assembly Bill No. 485 to Senator Breed, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 6 of the printed bill as amended in the Senate April 28, 1921, strike out lines 3, 4 and 5, and insert in lieu thereof the following: "waters on the easterly and northerly side of said island lying between a line extending southeast from Southeast Rock and a line extending northeast from Lion's Head."

The question being on the motion to refer to Special Committee of One to amend.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Chamberlin, Harris, and Scott.

The roll was called, and the motion to refer carried by the following vote:

AYES—Senators Allen, Arbuckle, Riggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rominger, Scott, and Slater—28.

NOES—Senators Carr, F. M., Chamberlin, Godsil, McDonald, Sample, and Sharkey—6.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT—Your Special Committee of One, to which was referred Assembly Bill No. 485, with instructions to amend, respectfully reports the same back, amended as per instructions.

BREED, Special Committee.

Report read, and on motion of Senator Gates adopted.

Bill ordered to print.

THIRD READING OF ASSEMBLY BILL. (OUT OF ORDER).

Senator Gates asked for and was granted unanimous consent to take up Assembly Bill No. 831 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 831—An act to amend section 636 of the Penal Code, relating to the protection of fish and game.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Gates moved to refer Assembly Bill No. 831 to Senator King, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 3 of the printed bill as amended in Senate April 28, 1921, strike out lines 51 and 52 and insert in lieu thereof the following: "to have in his possession any nets other than such bait dip nets within fish and game district twenty."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 831, with instructions to amend, respectfully reports the same back, amended as per instructions.

KING, Special Committee.

Report read, and on motion of Senator Gates adopted.
Bill ordered to print.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Jones asked for and was granted unanimous consent to take up Assembly Bill No. 609 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 609—An act to amend section 4235 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the sixth class.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Jones moved to refer Assembly Bill No. 609 to Senator Osborne, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 4, of the printed bill as amended April 27, 1921, after the word "hundred" insert the word "dollars".

AMENDMENT NUMBER TWO.

On page 4, line 31, of the printed bill as amended April 27, 1921, preceding the word "office" strike out the word "eight" and insert in lieu thereof the word "five".

AMENDMENT NUMBER THREE.

On page 4, line 32, of the printed bill as amended April 27, 1921, after the word "thousand" strike out the word "five" and insert in lieu thereof the word "eight".

AMENDMENT NUMBER FOUR.

On page 6, line 29, of the printed bill as amended April 27, 1921, strike out the comma after the word "month".

AMENDMENT NUMBER FIVE.

On page 7, line 46, of the printed bill as amended April 27, 1921, strike out the word "twenty" and insert in lieu thereof the word "fifteen".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 609, with instructions to amend, respectfully reports the same back, amended as per instructions.

OSBORNE, Special Committee.

Report read, and on motion of Senator Jones adopted.
Bill ordered to print.

SENATOR CARR, F. M., IN THE CHAIR.

At ten o'clock and twenty-seven minutes a.m., Senator Carr, F. M., of the Thirteenth District was called to the chair.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 603—An act to amend section 6 of the "Workmen's Compensation, Insurance and Safety Act of 1917 as amended," approved May 23, 1917, as amended, by making the employer responsible for additional indemnity to injured employees only in case of wilful misconduct on the part of the employer or executive or managing officer of a corporation, or one of the partners if a partnership.

Bill read third time.

RECESS.

At ten o'clock and twenty-eight minutes a.m., on motion of Senator Breed, the Acting President declared the Senate at recess until the hour of ten o'clock and thirty minutes a.m.

RECONVENED.

At ten o'clock and thirty minutes a.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 603—An act to amend section 6 of the "Workmen's Compensation, Insurance and Safety Act of 1917 as amended," approved May 23, 1917, as amended, by making the employer responsible for additional indemnity to injured employees only in case of wilful misconduct on the part of the employer or executive or managing officer of a corporation, or one of the partners if a partnership.

Bill read third time, previously.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 603 refused passage by the following vote:

AYES—Senators Anderson, Lyon, Rominger, and Yonkin—4.

NOES—Senators Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Harris, Ingram, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—23.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Crowley:

WHEREAS, There is apparently a demand throughout the State of California for legislation that will provide a general and systematic scheme for the regulation of plumbing to the end that uniformity of building regulations may be obtained; and

WHEREAS, It is impossible for the members of the California Legislature, individually or collectively, to investigate this subject to its fullest extent; and

WHEREAS, Certain agencies, particularly the State Board of Health and the health departments of the larger municipalities, are of necessity largely informed upon the subject; now, therefore, be it

Resolved, That the Senate of the State of California respectfully request the Governor to designate one representative of the State Board of Health, the health officer of each of two of the largest cities of the State, three master plumbers and three journeymen plumbers, to act as a committee to investigate the subject of plumbing regulations and report to the next Legislature a code of laws regulating the installment of plumbing which may be considered by the Legislature in framing a plumbing code.

Resolution read, and referred to Committee on Rules.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day appointed as a conference committee on Assembly Bill No. 925 the following Assemblymen: Saylor, McGee, and Crittenden, to meet with a like committee from your honorable body.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Clerk.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 606—An act to amend section 8 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, by eliminating therefrom the provisions defining the term "independent contractor," and providing there shall be a presumption that certain persons are employees, and making workmen associated under a partnership contract employees of the person having the work executed.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 606 refused passage by the following vote:

AYES—Senators Arbuckle, Burnett, Eden, Hart, Lyon, Rominger, and Shearer—7.
NOES—Senators Anderson, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Rigdon, Rush, Sample, Scott, and Slater—24.

Assembly Bill No. 1266—An act to amend section 16 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, to provide for the creation of two medical referee boards to pass upon the cause and extent of disability and the adequacy of treatment of injured employees and the cause of death in death cases arising under said act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1266 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Breed, Burnett, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Gates, Godsil, Hart, Irwin, Lyon, McDonald, Rominger, Rush, Sample, Sharkey, Shearer, and Yonkin—21.
NOES—Senators Boggs, Canepa, Carr, W. J., Dennett, Flaherty, Harris, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Rigdon, Scott, and Slater—15.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1270—An act to amend sections 1, 7, 13 and 14 of an act entitled "An act providing for the organization and management of mutual fire insurance corporations and associations and defining the same, and regulating the transaction of the business of mutual fire insurance in the State of California, and repealing an act entitled 'An act providing for the organization and management of mutual fire insurance companies'; approved March 19, 1907," approved May 1, 1911.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1270 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—30.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 34—Approving certain amendments to the charter of the city of San Bernardino, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the eleventh day of April, 1921.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 34 adopted by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—31.
NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 34 ordered transmitted to the Assembly.

Assembly Bill No. 1318—An act to provide for the inspection and certification of foreign eggs, foreign powdered eggs, and foreign egg products imported into the State of California for purposes of human consumption; to prescribe certain powers and duties of the State Board of Health with respect thereto, and to provide penalties for the violations of the provisions of this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1318 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—33.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 994—An act to establish a bureau of placement, care and supervision of minors who have been paroled, furloughed, or granted a leave of absence from State institutions; and to provide for the organization, management, and maintenance thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 994 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Irwin, Johnson,

King, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 252—An act to amend section 953c of the Code of Civil Procedure, relating to record on appeal.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 252 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—31.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 532—An act to amend sections 1387 and 1393 of the Code of Civil Procedure, relating to the recording of letters testamentary and of administration and bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 532 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 533—An act to amend section 1756 of the Code of Civil Procedure, relating to the recording of letters of guardianship and bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 533 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—26.
NOES—Senator McDonald—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 479—An act to amend section 538 of the Penal Code, relating to the removal of mortgaged personal property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 479 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Nelson, Osborne, Otis, Rominger, Sample, Scott, Sharkey, Slater, and Yonkin—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 474—An act to preserve and maintain interstate lakes and ponds and the outlets thereof.

Bill read third time.

Section 5, setting forth the urgency clause, read.

The question being: Shall this section, setting forth the urgency features of this bill, be passed?

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.
NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 474 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—30.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF COMMITTEE ON CONFERENCE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Conference concerning Assembly Bill No. 925—An act to amend section 4282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class—report that we have met a like committee of the Assembly, consisting of Assemblymen Saylor, Crittenden and McGee, and we report that the Conference Committee is unable to agree, and recommend that a Committee on Free Conference be appointed.

HARRIS,
NELSON,
DUNCAN,
Senate Committee on Conference.

SAYLOR,
CRITTENDEN,
McGEE,
Assembly Committee on Conference.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The President announced the appointment of Senators Dennett, Boggs and Harris as a Committee on Free Conference, to meet with a like committee from the Assembly, for the consideration of Assembly Bill No. 925.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 178—An act to repeal section 650½ of the Penal Code, and to add thereto a new section, to be numbered 650½, relating

to willful and wrongful acts seriously injuring the person or property of another; seriously disturbing or endangering the public peace; outraging public decency; using another's name for accomplishing lewd or licentious purposes, whether accomplished or not; affecting, or having a tendency to affect the moral character of the person whose name is used, and to personifying another or causing or procuring others to identify or give assurance that a person is some one else for the accomplishment of lewd or licentious purposes, whether accomplished or not, and providing a penalty for the violations hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 178 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—23.

NOES—Senators Godsil, and McDonald—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1008—An act to amend sections 10 and 11 of the Political Code, relating to holidays.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1008 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1013—An act to amend sections 902 and 905 of the Code of Civil Procedure, relating to executions and proceedings supplementary thereto.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1013 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Title read and approved

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1007—An act to amend section 11 of the Code of Civil Procedure, relating to holidays.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1007 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Johnson, Jones, King,

Nelson, Osborne, Otis, Rigdon, Rominger, Scott, Sharkey, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 337—An act to amend the Civil Code by adding thereto a new section, to be numbered 617, relating to cemetery corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 337 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Caniepa, Carr, F. M., Carr, W. J., Chamberlin, Dennett, Eden, Flaherty, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Osborne, Otis, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day appointed as a Free Conference Committee on Assembly Bill No. 925 the following Assemblymen: Prendergast, Parker, and Cleary, to meet with a like committee from your honorable body.

JEROME B. KAVANUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Clerk.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Flaherty asked for and was granted unanimous consent to take up Assembly Bill No. 127 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 127—An act creating an institution to be known as the California School for the Blind; providing for the conduct and maintenance thereof, providing for the appointment of the board of trustees; investing said board with certain of the functions exercised by the board of directors of the California School for the Deaf and the Blind, authorizing the Board of Control to make a division of the property of the California School for the Deaf and the Blind.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Flaherty moved to refer Assembly Bill No. 127 to Senator Crowley, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 3, of the title, beginning with the word "providing" strike out the remaining matter in line 3 and all matter in line 4 down to and including the word "board" and insert in lieu thereof the following: "investing the State Department of Education".

AMENDMENT NUMBER TWO.

On page 1, line 4, strike out all of line 4 and all matter in lines 5 to 13, and insert in lieu thereof the following: "the Department of Education".

AMENDMENT NUMBER THREE.

On page 1, line 14, beginning with the word "the" preceding the word "board", strike out all matter in line 14 and all matter in line 15 down to and including the word "are" and insert in lieu thereof the following: "The Department of Education is".

AMENDMENT NUMBER FOUR.

On page 1, line 19, beginning with the word "From" strike out all matter in line 19 and all matter in line 20 down to and including the word "blind" and insert in lieu thereof the following: "From and after the date when this act shall become effective".

AMENDMENT NUMBER FIVE.

On page 2, line 24, beginning with the word "board" strike out the remainder of line 24 and all matter in line 25 down to and including the word "Blind" and insert in lieu thereof the following: "Department of Education".

AMENDMENT NUMBER SIX.

On page 2, line 27, beginning with the word "board" strike out the remainder of line 27 and all matter in line 28 down to and including the word "Blind" and insert in lieu thereof the following: "Department of Education".

AMENDMENT NUMBER SEVEN.

On page 2, line 37, beginning with the word "board" strike out the remainder of line 37 and the word "Blind" in line 38 and insert in lieu thereof the following: "Department of Education".

AMENDMENT NUMBER EIGHT.

On page 2 strike out all of lines 41 to 46, inclusive.

AMENDMENT NUMBER NINE.

On page 2, line 49, beginning with the word "board" strike out the remainder of line 49 and all of line 50 down to and including the word "Blind" and insert in lieu thereof the words "Department of Education".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 127, with instructions to amend, respectfully reports the same back, amended as per instructions.

CROWLEY, Special Committee.

Report read, and on motion of Senator Flaherty adopted.

Bill ordered to print.

Assembly Bill No. 599—An act to amend section 4013 of the Political Code, relating to officers of a county.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 599 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1191—An act amending the Political Code, by amending section 4300*c* thereof, relating to the recording of instruments.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1191 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1121—An act to amend sections 3612, 3613, 3628, 3652, 3653, 3655, 3670, 3672, 3682, 3714, 3728, 3732, 3738, 3746, 3748, 3753, 3756, 3758, 3759, 3821, 3826, 3831, 3866, 3868, and 4197 of the Political Code, changing the times at which certain acts are required to be performed and reports to be filed by county and other officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1121 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 682—An act to amend the Political Code by repealing section 4236 thereof, and to enact seventeen new, separate and distinct sections thereof, to be numbered consecutively 4236*a*, 4236*b*, 4236*c*, 4236*d*, 4236*e*, 4236*f*, 4236*g*, 4236*h*, 4236*i*, 4236*j*, 4236*k*, 4236*l*, 4236*m*, 4236*n*, 4236*o*, 4236*p*, inclusive, relating to county and township officers, in counties of the seventh class, the assistants, deputies and other employees of said officers, and providing for the compensation of said officers and said assistants, deputies and other employees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 682 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—32.

NOES—None.

TITLE AMENDED.

Senator Inman moved to amend the title of Assembly Bill No. 682 as follows:

AMENDMENT NUMBER ONE.

In line 3 of the title strike out the word "seventeen" and insert in lieu thereof the word "sixteen".

Motion carried.

Title, as amended, read and approved.

Bill ordered to print, and transmitted to the Assembly.

Assembly Bill No. 284—An act to amend section 475 of the Political Code, relating to clerks, phonographic reporter, service agent and stenographers of the Attorney General's office.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 284 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Slater—28.

NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 286—An act to amend section 472 of the Political Code, relating to the duties of the attorney general and the appointment of assistants and deputies in such office.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 286 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, and Slater—27.

NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At ten o'clock and thirty-two minutes a.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assembly Bill No. 905—An act to amend an act entitled "An act conveying certain tide lands and lands lying under inland navigable waters situate in the bay of San Francisco and the bay of San Pablo to the city of Richmond in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof," approved June 11, 1913.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 905 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Gates, Harris, Ingram, Johnson, King, Lyon, Osborne, Otis, Rush, Sharkey, and Slater—21.

NOES—Senators Burnett, Duncan, Flaherty, Godsil, Hart, Inman, Irwin, Jones, McDonald, Rigdon, Rominger, Sample, and Scott—13.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 870—An act to amend sections 1 and 8a of an act entitled "An act to provide for the levy and collection of taxes by and for the use of municipal corporations and cities incorporated under the laws of the State of California, except municipal corporations of the first class, and to provide for the consolidation and abolition of certain municipal offices, and to provide that their duties may be performed

by certain officers of the county, and fixing the compensation to be allowed for such county officers for the services so rendered to such municipal corporations," approved March 27, 1895, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 870 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, Lyon, Otis, Rigdon, Rominger, Rush, Sample, and Sharkey—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 947—An act appropriating money to meet the deficiency in the appropriation for the payment of compensation benefits accruing by reason of personal injury resulting from accident to State officers and employees while performing services accruing out of and incidental to their employment.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 947 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF COMMITTEE ON FREE CONFERENCE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Free Conference concerning Assembly Bill No. 925—An act to amend section 4282 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifty-third class—reports that we have met a like committee of the Assembly, consisting of Assemblymen Prendergast, Parker, and Cleary, and we report that the Committee on Free Conference has agreed to recommend the following:

That the bill as amended April 21, 1921, in the Senate be further amended as follows:

On page 2 (erroneously printed as page 3) of the printed amended bill, line 1, after the word "two" insert the word "hundred".

BURNETT,
BOGGS,
HARRIS,
Senate Committee on Free Conference.

CLEARY,
PARKER,
PRENDERGAST,
Assembly Committee on Free Conference.

The question being on the adoption of the report of the Committee on Free Conference and the amendment.

The roll was called, and the report of the Committee on Free Conference and the amendment adopted by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Irwin, Johnson, King, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—27.

NOES—None.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to Assembly Bill No. 900—An act to amend section 4242 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the thirteenth class—and requests that your honorable body recede therefrom.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

The question being: Shall the Senate recede from Senate amendments to Assembly Bill No. 900?

The roll was called, and the Senate refused to recede from Senate amendments to Assembly Bill No. 900 by the following vote:

AYES—None.
NOES—Senators Allen, Breed, Burnett, Canepa, Carr, F. M., Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Osborne, Otis, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—26.

APPOINTMENT OF COMMITTEE ON CONFERENCE.

The President pro tempore announced the appointment of Senators Otis, Canepa and Inman as a Committee on Conference to meet with a like committee from the Assembly to consider Senate amendments to Assembly Bill No. 900.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 469—An act to amend section 6 of "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California; providing penalties for the violation hereof," approved May 21, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 469 passed by the following vote:

AYES—Senators Allen, Anderson, Breed, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Osborne, Rigdon, Rush, Sample, Scott, Shearer, and Slater—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1208—An act to amend an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure

its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, by amending section 2 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1208 passed by the following vote:

AYES—Senators Allen, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, King, Lyon, McDonald, Osborne, Rigdon, Rush, Sample, Scott, Shearer, and Slater—25.

NOES—Senator Rominger—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1204—An act to provide for the regulation of the sale of cold storage meat imported into the United States; authorizing the State Department of Agriculture to prescribe rules and regulations for the enforcement of this act, and providing penalties for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1204 passed by the following vote:

AYES—Senators Allen, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Inman, Johnson, King, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—23.

NOES—Senators Burnett, Chamberlin, and Hart—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 773—An act approving, confirming and declaring valid the organization of Sanitary District No. 1, Marin County, California, heretofore organized under and by virtue of the provisions of an act entitled "An act to provide for the formation, government, operation and dissolution of sanitary districts in any part of the State for the construction of sewers and other sanitary purposes; the acquisition of property thereby; the calling and conducting elections in such districts; the assessments, levy, collection, custody and disbursement of taxes therein; the issuance and disposal of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds and the disposal of their proceeds," approved March 31, 1891, under and by virtue of the provisions of an act entitled, "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter, the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 27, 1919, which reorganization was voted upon at a special election called and held for that purpose in said Sanitary District No. 1 on the fifteenth day of September, 1919, and approving, confirming and declaring valid the annexation of certain territory to said Sanitary

District No. 1 voted upon at an election held the thirtieth day of August, 1920.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 773 passed by the following vote:

AYES—Senators Allen, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Johnson, King, Lyon, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

ASSEMBLY JOINT RESOLUTION No. 11.

Relative to the use of airplanes in forest fire protection.

WHEREAS, The loss of timber through forest fires in California and other western states is detrimental to the public welfare and threatens the permanency of our principal manufacturing industry; and

WHEREAS, The use of airplanes furnished by the War Department for patrol of forested areas in California and Oregon throughout the past season aided materially in the work of forest protection; and

WHEREAS, The air service has outlined a plan for air patrol of the forested areas in the states of California, Oregon, Washington, Idaho, Montana and western Wyoming; and

WHEREAS, The states above mentioned embrace some eighty million acres of government land and contain fully one-half of all the standing merchantable timber in the United States; now therefore be it

Resolved by the Assembly and Senate, jointly, That the Legislature of the State of California memorializes the Representatives and Senators from California to use their best endeavors to secure approval of the recommendations of the air service for patrol of our forests by airplanes during the fire season of 1921, and also to provide the federal forest service with necessary funds to enable proper cooperation with the air service in order that the maximum benefit be secured through such patrol; and be it further

Resolved, That the Chief Clerk of the Assembly be and he is hereby directed to forward copies of this resolution to the President of the Senate of the United States and the Speaker of the House of Representatives, and to each of California's Senators and Representatives in Congress.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 11 adopted by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Irwin, Johnson, King, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—28.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 11 ordered transmitted to the Assembly.

ASSEMBLY JOINT RESOLUTION No. 28.

Relating to the uniform regulation of divorce within the United States of America.

WHEREAS, The increasing number of divorces throughout our nation is the cause of great alarm to those who recognize the value of sustained family relations to the nation; and

WHEREAS, The problem has become a national one and should be regulated by the formulation of uniform laws throughout the nation regulating the causes for and manner of granting divorces; now, therefore, be it

Resolved by the Assembly and Senate, jointly, That the Legislature of the State of California hereby memorializes the President of the United States to call a con-

ference of representatives of the states to discuss this problem and formulate recommendations concerning the manner in which the situation may be met and solved; and be it further

Resolved, That a copy of this resolution be sent by the Chief Clerk of the Assembly to the President of the United States and to the governors of each of the United States.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 28 adopted by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, King, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, and Shearer—25.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 28 ordered transmitted to the Assembly.

Assembly Joint Resolution No. 7—Relative to a direct primary for the selection of Presidential candidates.

Resolution read.

COMMITTEE AMENDMENTS.

During reading of the resolution, the following committee amendments were offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out lines 1 to 12, inclusive.

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, line 13, of the printed bill, insert at the beginning of the line the words "Be it" and strike out the capital "R" in the word "Resolved" and insert in lieu thereof the letter "r".

Amendment adopted.

Assembly Joint Resolution No. 7 ordered to print.

Assembly Joint Resolution No. 10—Relative to the naval construction program of the United States.

Resolution read.

COMMITTEE AMENDMENT.

During reading of the resolution, the following committee amendment was offered:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, strike out lines 7 to 19, inclusive.

Amendment adopted.

Assembly Joint Resolution No. 10 ordered to print.

ASSEMBLY CONCURRENT RESOLUTION No. 33.

Relative to the boundary between the State of California and the State of Arizona.

Resolved by the Assembly, the Senate concurring, That the Attorney General of the State of California be and he is hereby authorized to take such steps as in his judgment are necessary or proper, by proceeding in court or otherwise, to assert and protect the right of the State of California and its jurisdiction over the land lying within the boundaries of this State as set out in the act of Congress admitting the State of California to the Union, and particularly the land lying north of the international boundary line between the State of California and the Republic of

Mexico, extended easterly to the mouth of the Gila River, and south of the Colorado River.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 33 adopted by the following vote:

AYES—Senators Allen, Anderson, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Inman, Irwin, Johnson, King, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 33 ordered transmitted to the Assembly.

REPORT OF COMMITTEE ON CONFERENCE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Conference concerning Assembly Bill No. 900—An act to amend section 4242 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirteenth class—reports that we have met a like committee of the Assembly, consisting of Assemblymen Lewis, Johnston and Long, and we report that the Conference Committee is unable to agree, and recommend that a Commitee on Free Conference be appointed.

OTIS,
CANEPA,
INMAN,
Senate Committee on Conference.

Report read.

The question being on the adoption of the report.

The roll was called, and the report adopted by the following vote:

AYES—Senators Allen, Anderson, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Inman, Irwin, Johnson, King, McDonald, Osborne, Otis, Rigdon, Rominger, Sample, Scott, Sharkey, Shearer, and Slater—27.

NOES—None.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The President pro tempore announced the appointment of Senators Harris, Ingram, and Carr, F. M., as a Committee on Free Conference, to meet with a like committee from the Assembly for the consideration of Assembly Bill No. 900.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 41.

A resolution to propose to the people of the State of California an amendment to the constitution by adding a new section to article XI thereof to be designated section 19*a*, authorizing the State, or municipal corporations or political subdivisions thereof, to provide water, electric energy, or protection from flood, by utilizing, or controlling, the waters of any stream situate outside this State, or partly within and partly without this State.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California, at its forty-fourth regular session, beginning on the third day of January, 1921, two-thirds of all the members elected to each of the houses voting in favor thereof, proposes to the people of the State that a new section be added to article XI of the constitution, to be numbered section 19*a*, and to read as follows:

SEC. 20. The State of California, or any district, municipal corporation or political subdivision of said State, authorized by law to establish public works for the purpose of supplying itself, or its inhabitants, with water, electric energy or means of protection from flood, may, for any such purpose, provide for utilizing or controlling the waters of any stream situated outside of this State, or partly within

and partly without this State, and, to that end, may do and perform each, any or all of the following acts and things, to wit:

(*a*) Acquire, establish, construct, own, maintain and operate, either alone or in common with any other political organization, or organizations, any works, plants or structures, whether within this State or outside thereof, or partly within and partly without this State, necessary or convenient for any such purpose;

(*b*) Make and enter into contracts with any political organization, or organizations, with reference to the acquisition, establishment, construction, ownership, maintenance or operation of such works, plants or structures, including contracts for participating in the cost and benefits of the acquisition, establishment, construction, maintenance or operation of such works, plants or structures, provided, or to be provided, by any other political organization, or organizations, and contracts for the participation by any other political organization, or organizations, in the cost and benefits of such works, plants, or structures, provided, or to be provided, by the State of California, or any district, municipal corporation, or corporations, or political subdivision, or subdivisions, of said State, and contracts with any person, or persons, firm, or firms, corporation, or corporations, for participation by them, or any of them, in the cost, and, subject to the limitations hereinafter expressed, in the benefits, of any such works, plants, or structures, or for the furnishing to them, or any of them, of water or electric energy, but no person, firm or corporation, other than a political organization, shall ever own or operate, or hold any interest in, any such works, plants, or structures;

(*c*) Become a member, associate or shareholder in any organization, association or corporation now or hereafter provided for under the laws of the United States, or of any state or states, and which shall be formed solely for the purpose of acquiring, establishing, constructing, owning, maintaining or operating any such works, plants or structures, and membership, association or shareholding in which shall be limited strictly to the United States, or any agency thereof, states, municipal corporations and political subdivisions thereof; and

(*d*) Incur bonded indebtedness under such restrictions and limitations as to amount as may be imposed by law, for the purpose of providing for paying, or participating in, the cost of acquiring, establishing or constructing any such works, plants or structures, either directly or under any contract arrangement with any other political organization, or organizations, as provided in this section, or by participation in providing capital funds for any organization, association or corporation contemplated by subdivision (*c*) of this section.

The words "political organization" as used in this section shall be understood to include the United States, or any agency thereof, the State of California, any other state, any district, municipal corporation or political subdivision of the State of California, or of any other state, and any organization, association or corporation contemplated by subdivision (*c*) of this section.

Nothing contained in section 31 of article IV or in section 13 of article XI of this constitution, or in any other provision thereof, shall prevent, or interfere with, the doing by the State, or any municipal corporation or political subdivision thereof, of any act permitted by the terms of this section.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 41 adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Ingram, Inman, Johnson, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.

NOES—Senator Chamberlin—1.

Title read and approved.

Assembly Constitutional Amendment No. 41 ordered transmitted to the Assembly.

ASSEMBLY CONCURRENT RESOLUTION No. 25.

Relative to reports of the Department Encampment of the Grand Army of the Republic.

Resolved by the Assembly, the Senate concurring, That there shall be printed as a public document five hundred copies of the fifty-fourth session of the Department Encampment of the Grand Army of the Republic for the year 1921 and of each succeeding Department Encampment, together with illustrations, copies of general orders of the department, two hundred fifty copies for the use of the

Assembly and two hundred fifty copies for the use of the Senate. Annual cost not to exceed one thousand dollars.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Concurrent Resolution No. 25 adopted by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Irwin, Johnson, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Assembly Concurrent Resolution No. 25 ordered transmitted to the Assembly.

Assembly Bill No. 154—An act to amend section 758 of the Political Code, relating to the employees of the district courts of appeal.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 154 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—29.

NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF COMMITTEE ON FREE CONFERENCE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Free Conference concerning Assembly Bill No. 900—An act to amend section 4242 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the thirteenth class—reports that we have met a like committee of Assemblymen, consisting of Assemblymen Eksward, Manning and Webster, and we report that the Free Conference Committee agreed upon and recommends that the following amendments be adopted:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended April 25, 1921, in line 14 strike out the words "sixty-six dollars and sixty-six cents" and insert in lieu thereof the following: "seventy-five dollars".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill as amended April 25, 1921, in line 23 strike out the word "five" and insert in lieu thereof the following: "seven and one-half".

AMENDMENT NUMBER THREE.

On page 2 of the printed bill as amended April 25, 1921, in line 1 after the word "year" insert the word "when".

AMENDMENT NUMBER FOUR.

On page 3 of the printed bill as amended April 25, 1921, in line 32 strike out the word "fifty" and insert in lieu thereof the word "seventy-five".

AMENDMENT NUMBER FIVE.

On page 7 of the printed bill as amended April 25, 1921, in line 46 after the word "their" insert the word "official".

HARRIS,
CARR, F. M.,
INGRAM,
Senate Committee on Free Conference.

EKSWARD,
MANNING,
WEBSTER,
Assembly Committee on Free Conference.

The question being on the adoption of the report of the Committee on Free Conference and the amendments.

The roll was called, and the report of the Committee on Free Conference and the amendments adopted by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—30.
NOES—None.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 203—An act to amend section 739 of the Political Code, relating to the salaries of officers connected with the Supreme Court.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 203 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Eden, Flaherty, Harris, Hart, Ingram, Irwin, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—25.
NOES—Senator Duncan—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 285—An act to amend section 439, and to repeal sections 440 and 441 of the Political Code, relating to employees in the Controller's office.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 285 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Godsil, Hart, Ingram, Inman, Irwin, Johnson, King, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 305—An act to amend section 11 of an act entitled "An act creating a State Bureau of Criminal Identification and Investigation, providing for its organization and defining its powers and duties and making an appropriation to carry out the provisions hereof, approved March 20, 1905, and repealing an act entitled 'An act to create a State Bureau of Criminal Identification, and providing for the ap-

pointment of a director of said bureau, defining his duties and qualifications and powers; providing for the appointment of a clerk of said bureau and fixing his qualifications; fixing compensation of said director and clerk, providing for the manner of paying the same and providing for the expense of conducting the office,' approved May 31, 1917."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 305 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, King, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 345—An act providing for establishing, conducting and maintaining agricultural experimental stations in certain parts of San Luis Obispo and Monterey counties by the Department of Agriculture of the University of California, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 345 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Eden, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—25.

NOES—Senator King—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 404—An act for the relief of purchasers of school lands.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 404 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Duncan, Eden, Flaherty, Gates, Godsil, Harris, Inman, Irwin, Johnson, King, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 471—An act making an appropriation to pay the claim of Plumas County against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 471 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King,

McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 118—An act to appropriate money from the State Building and Loan Inspection Fund to pay the claim of George S. Walker.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 118 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Inman, Irwin, Johnson, Jones, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 611—An act appropriating money in furtherance of the objects of the Los Angeles County Flood Control Act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 611 passed by the following vote:

AYES—Senators Allen, Breed, Burnett, Carr, W. J., Crowley, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 627—An act appropriating money to pay the claim of Timothy Hopkins and Kate Felton Neilson, executor and executrix of the estate of Charles N. Felton junior, deceased, against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 627 passed by the following vote:

AYES—Senators Allen, Breed, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 780—An act reappropriating money for the purpose of refunding to real estate brokers and salesmen the amounts collected by the State of California under the provisions of chapter 758, Statutes of 1917, which chapter was declared unconstitutional by the Supreme Court, and making provision for the disbursement of the moneys so appropriated.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 780 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Harris, Hart, Ingram, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Shearer, and Yonkin—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 781—An act appropriating money for the purpose of refunding to real estate brokers and salesmen the amounts collected by the State of California under the provisions of chapter 758, Statutes of 1917, which chapter was declared unconstitutional by the Supreme Court, and making provision for the disbursement of the money so appropriated.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 781 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Jones, King, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 796—An act to authorize and empower the Board of Directors of the California School for the Deaf and the Blind to sell and convey certain property situate in the county of Marin, State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 796 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 883—An act to amend sections 485 and 500 of the Political Code, relating to the appointment and compensation of officers and employees in the office of the State Surveyor General and ex officio register of the State Land Office and to repeal section 486 of said code.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 883 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Harris, Hart, Ingram, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1102—An act to appropriate the sum of thirty thousand dollars to be used in the construction, renewal and repair of works for restraining, impounding and controlling debris resulting from mining operations, natural erosions and other causes, and to provide for the manner of expending such appropriation.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1102 passed by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Inman, Irwin, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1187—An act to provide for the restoration of the San Diego Mission, appointing a committee therefor, and providing an appropriation to carry this act into effect.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1187 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—30.

NOES—Senators Arbuckle, and Chamberlin—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

EXPLANATION OF VOTE.

The following explanation of vote on Assembly Bill No. 1187 was received and read:

By Senator Arbuckle:

I direct your consideration to certain provisions of the constitution of this State. Section 30 of article IV, inhibits the Legislature from making an appropriation or paying from any public fund, or granting anything to, or in aid of any religious sect, church, creed or sectarian purpose. Section 31 of the same article declares that the Legislature shall have no power to make any gift of any public money, or thing of value to any individual, municipal, or other corporation whatever. Section 22 of said article declares that no money shall ever be appropriated or drawn from the State treasury for the purpose or benefit of any corporation, association, asylum, hospital or any other institution not under the exclusive management and control of the State as a State institution.

F. A. ARBUCKLE.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1215—An act to amend section 2 of an act entitled "An act providing for the publication of an index of the laws of California and making an appropriation therefor," approved May 24, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1215 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, John-

son, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Sample, Scott, Sharkey, Shearer, and Slater—30.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1247—An act to authorize the State Board of Control to purchase and invest in warrants of the Sacramento and San Joaquin Drainage District.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1247 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Nelson, Otis, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—27.
NOES—Senators Chamberlin, and Purkitt—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1349—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather rivers of the State of California, by controlling the floods, removing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1910, and transmitted to the Speaker of the House of Representatives of the United States by the Secretary of War on June 27, 1911, and printed in House of Representatives Document No. 81 of the first session of the Sixty-second United States Congress, as modified by the report of said commission submitted February 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee Document No. 5, Sixty-third United States Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs; and making an appropriation for such work; and providing for the continuance of such work as provided by section 2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1349 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1292—An act to appropriate money to pay the expenses of certain sewer improvements of benefit to the southern

branch of the University of California situated in the county of Los Angeles.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1292 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Godsil, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1295—An act to provide for the maintenance of schools for the children of migratory laborers in the rural districts of the State and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1295 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1326—An act to amend section 2210*g* of the Political Code, relating to the receipt and disbursement of moneys for the support and maintenance of the Evergreen Home.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1326 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Duncan, Flaherty, Godsil, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1335—An act to provide for the appointment of a commission to investigate the plan of operation and organization of agricultural colleges in the United States, and to recommend a plan for the reorganization of agricultural instruction in the State of California, and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1335 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones,

Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Shearer, Slater, and Yonkin—27.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1363—An act to add a new section to the Political Code to be numbered 758*a*, providing for the appointment and compensation of a porter for the First District Court of Appeal.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1363 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—32.
NOES—Senator Inman—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 497—An act to make an appropriation for the erection of buildings and other improvements for the State nursery, located near Davis, California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 497 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Burnett, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, McDonald, Osborne, Otis, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—26.
NOES—Senators Chamberlin, and Irwin—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 549—An act making an appropriation for the erection of buildings and improvements for a summer school branch of the Chico State Normal School at Sisson, Siskiyou County.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 549 passed by the following vote:

AYES—Senators Allen, Anderson, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1354—An act to amend section 31*a* of an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, designated the "Bank Act," relating to the consolidation of banking corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1354 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Osborne, Otis, Rominger, Rush, Scott, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 407—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages, and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by amending section 1 thereof and by adding thereto two new sections to be numbered sections 7 and 8, relating to transportation companies, what they shall include, and providing for their regulation.

Bill read third time.

The roll was called.

CALL OF THE SENATE.

Pending the announcement of the vote, Senator Chamberlin moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—37.

The Secretary announced the absentees.

Time, ten o'clock and thirty-five minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

SENATOR GATES IN THE CHAIR.

At ten o'clock and thirty-six minutes a.m., Senator Gates of the Thirty-fifth District was called to the chair.

Assembly Bill No. 898—An act to amend section 2 of an act entitled "An act to amend the title and sections 1, 5, and 6, and to repeal section 3 of an act entitled 'An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; providing for the issue by incorporated cities and towns, cities and counties, and counties of permits for the operation of such automobiles, jitney busses, auto trucks, stages and auto stages;

empowering incorporated cities and towns, cities and counties, and counties to enact ordinances for the supervision and regulation of automobiles, jitney busses, auto trucks, stages and auto stages and providing penalties for the violation of such ordinances; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts and parts of acts inconsistent with the provisions of this act,' approved May 10, 1917," approved May 13, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 898 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, King, Lyon, McDonald, Osborne, Rigdon, Rush, Scott, Sharkey, Slater, and Youkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 790—An act to amend sections 2, 32, and 36 of an act entitled "An act providing for the incorporation of public utility districts by municipalities and unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers," approved May 27, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 790 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Rigdon, Sharkey, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1305—An act providing for the incorporation of public utility districts in unincorporated territory, authorizing such districts to incur bonded indebtedness for the purpose of the construction of works and the acquisition of property, and to levy and collect taxes to pay the principal and interest on bonds and for carrying on their operations, and providing for the powers, management and government of such districts, and imposing certain duties and functions in connection with such districts upon certain county officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1305 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson,

Jones, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rominger, Rush, Sharkey, Slater, and Yonkin—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1346—An act to repeal an act entitled "An act to regulate the issuance of bonds of school districts in cities of the fifth class, and school districts partly within and partly without such cities of the fifth class," approved March 20, 1909.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1346 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Ingram asked for and was granted unanimous consent to take up Assembly Constitutional Amendment No. 11 for reading at this time, out of the regular order, for the purpose of amendment.

Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California to amend the constitution of said State by adding a new section to article XI thereof, to be numbered 20, relating to counties, municipal corporations and improvement districts.

Constitutional amendment read.

AMENDMENTS FROM THE FLOOR.

During reading of the constitutional amendment, the following amendments were offered and their adoption moved by Senator Ingram:

AMENDMENT NUMBER ONE.

In line 4, of the title, strike out the word "twenty" and insert in lieu thereof the following: "nineteen and one half".

Amendment adopted.

AMENDMENT NUMBER TWO.

On page 1, of the printed bill, as amended April 27, 1921, line 8, strike out the word "twenty" and insert in lieu thereof the following: "nineteen and one-half".

Amendment adopted.

AMENDMENT NUMBER THREE.

On page 1 of the printed bill as amended April 27, 1921, strike out all of lines 9 to 26, both inclusive, and insert in lieu thereof the following:

"Sec. 19½. Any county in this State, in addition to other powers granted by law, may within or without its limits

(*a*) Construct and operate street or other railways;

(*b*) Construct storage reservoirs, impound and sell water for the various purposes for which water may be used;

(c) Develop, generate and sell hydro or other electric energy for power, light, heat, or other purposes for profit; *provided, however*, that none of the rights and privileges granted by this subdivision may be exercised by one county within the limits of another county without the consent of the latter expressed by ordinance, if the latter owns and operates works that supply the same service to its inhabitants.

Amendment adopted.

Assembly Constitutional Amendment No. 11 ordered to print.

Assembly Bill No. 633—An act to amend section 3756 of the Political Code, relating to the collection of taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 633 passed by the following vote:

AYES—Senators Arbuckle, Breed, Canepa, Carr, F. M., Chamberlin, Eden, Gates, Godsil, Hart, Ingram, Irwin, Jones, King, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, and Slater—22.

NOES—Senator Allen—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 651—An act to amend section 3820 of the Political Code, relating to collection of taxes by assessor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 651 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, W. J., Crowley, Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At ten o'clock and thirty-seven minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Chamberlin.

The Secretary was directed to call the roll, on passage of Assembly Bill No. 407, of the Senators who had not answered to their names.

The roll was called.

FURTHER CALL OF THE SENATE.

Pending the announcement of the vote, Senator Chamberlin moved a further call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—37.

The Secretary announced the absentees.

Time, ten o'clock and thirty-eight minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

Assembly Bill No. 715—An act to amend section 1747 of the Political Code, relating to taxation for bonds.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 715 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 784—An act to amend section 3881 of the Political Code, relating to correction of errors in assessment book.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 784 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Gates, Godsil, Hart, Ingram, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Sharkey, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 788—An act to amend section 3804*a* of the Political Code, relating to cancellation of taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 788 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis, Rominger, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 804—An act to amend section 1 of an act entitled "An act authorizing counties, cities and counties and municipalities to levy taxes necessary to pay principal and interest on bonds authorized and unsold at the time the annual tax levy is made," approved June 4, 1913.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 804 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Crowley, Eden, Gates, Godsil, Hart, Irwin, Johnson, Jones, King, Lyon, Nelson, Otis, Sharkey, Slater, and Yonkin—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 936—An act to add a new section to the Political Code to be numbered 3681*a*, relating to the enforcement of the collection of delinquent taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 936 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 499—An act to amend section 8 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 27, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 499 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Carr, F. M., Chamberlin, Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 179—An act to amend section 501 of the Political Code, relating to fees to be charged by the register of the State Land Office.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 179 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 508—An act to amend section 920 of the Political Code, relating to contracts made by officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 508 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Eden, Gates, Godsil, Hart, Ingram, Irwin, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1101—An act to amend section 528 of the Political Code, relating to the duties of the State Printer in connection with the laws of the State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1101 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Irwin, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 842—An act to add to an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of work for the irrigation of lands embraced within such districts and also to provide for the distribution of water for irrigation purposes," approved March 31, 1897, sections to be numbered and designated 1*a* and 34*a*.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 842 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Jones, King, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill orderd transmitted to the Assembly.

Assembly Bill No. 136—An act to amend an act entitled an act authorizing and providing for suits for the collection of delinquent taxes upon personal property, approved March 13, 1903.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 136 passed by the following vote:

AYES—Senators Allen, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon,

Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 274—An act creating a Board of Retirement to keep, invest, maintain and control a certain fund for the payment of benefits and annuities to the officers and employees of the Napa State Hospital, Stockton State Hospital, Agnews State Hospital, Mendocino State Hospital, Southern California State Hospital, Norwalk State Hospital, the Sonoma State Home, San Quentin State Prison, and Folsom State Prison; providing for the creation of said fund, investments thereof, the payments to be made therefrom, and for the general government of said Board of Retirement.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 274 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Chamberlin, Dennett, Eden, Gates, Godsil, Hart, Irwin, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, and Slater—25.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 300—An act providing for the appointment of a board to investigate sites for the location of an agricultural school or college in Southern California, and providing for filing of a report by such board.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 300 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Irwin, McDonald, Nelson, Osborne, Otis, Rigdon, Sample, Scott, Sharkey, and Yonkin—24.
NOES—Senators Purkitt, and Rominger—2.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 38—An act providing for the suppression, eradication and control of tuberculosis among cattle.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 38 passed by the following vote:

AYES—Senators Allen, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Flaherty, Gates, Hart, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Sharkey, Slater, and Yonkin—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At ten o'clock and thirty-nine minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Chamberlin.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Assembly Bill No. 407 finally passed by the following vote:

AYES—Senators Anderson, Arbuckle, Breed, Burnett, Carr, F. M., Chamberlin, Crowley, Eden, Gates, Godsil, Hart, Irwin, Lyon, McDonald, Otis, Purkitt, Rominger, Rush, Scott, Sharkey, and Yonkin—21.

NOES—Senators Allen, Boggs, Canepa, Carr, W. J., Dennett, Duncan, Flaherty, Harris, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Rigdon, Sample, and Slater—18.

Title read and approved.

Bill ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day appointed as a Free Conference Committee on Assembly Bill No. 900 the following Assemblymen: Eksward, Manning and Webster, to meet with a like committee from your honorable body.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the report of the Free Conference Committee on Assembly Bill No. 925.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

RECESS.

At ten o'clock and forty minutes a.m., on motion of Senator Breed, the acting President declared the Senate at recess until the hour of ten o'clock and forty-one minutes a.m.

RECONVENED.

At ten o'clock and forty-one minutes a.m., the Senate reconvened, Lieutenant Governor C. C. Young, President of the Senate, in the chair. Assistant Secretary G. Melvin Warren at the desk.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Sharkey asked for and was granted unanimous consent to take up Assembly Bill No. 860 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 860—An act to amend section 4307 of the Political Code, relating to county charges.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Sharkey moved to refer Assembly Bill No. 860 to Senator Scott, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 2, line 11, of the printed bill, after the word "assessors" insert a comma and the word "sheriffs".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 860, with instructions to amend, respectfully reports the same back, amended as per instructions.

SCOTT, Special Committee.

Report read, and on motion of Senator Sharkey adopted.

Bill ordered to print.

COMMUNICATION.

The following communication was received, and ordered printed in the Journal:

By Senator King:

INTERSTATE COMMERCE COMMISSION.

OFFICE OF THE SECRETARY.

WASHINGTON, April 23, 1921.

Grace S. Stoermer, Secretary of Senate, Sacramento, California.

DEAR MADAM: In confirmation of the telegram to you of today:

Henry J. Ford, special assistant to the Interstate Commerce Commission, will conduct conferences relative to rates on fruits and vegetables in Los Angeles, California, at ten a.m., May 3, 1921, and in San Francisco, California, at ten a.m., May 6, 1921. You will be notified later of the building at which these conferences will be held. These conferences are called in accordance with the resolution of the California Legislature requesting the Interstate Commerce Commission to investigate the alleged serious situation of producers of fruits and vegetables in that State.

The conferences are to be held between shippers and carriers, and while they relate primarily to the rates to and from California points, carriers' and shippers' organizations from other fruit and vegetable producing districts will be granted an opportunity of making statements at these conferences relative to the general situation, if they so desire.

A conference along similar lines will be held by Mr. Ford at Denver, Colorado, at ten a.m., May 10, in connection with a resolution of the Colorado Legislature relative to the existing freight rates on agricultural products originating in that state.

Respectfully,

G. B. McGINTY, Secretary.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 940—An act to regulate the business of selling live stock at public auction and requiring live stock auctioneers to obtain a license and to execute a bond to the State of California, and providing penalties for violation of this act, and repealing acts in conflict herewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 940 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Inman, Johnson, Lyon, Nelson, Osborne, Rigdon, Rominger, Rush, Scott, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 276—An act to amend sections 3764, 3771 of the Political Code, relating to the publication of the notice of sale and the sale of properties for delinquent taxes, and to add a new section to the Political Code, to be known as section 3771*a*, relating to the same subject.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 276 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Hart, Inman, Johnson, King, Lyon, Nelson, Osborne, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 632—An act to authorize assessors and tax collectors to accept checks, bank drafts and money orders in payment of taxes, subject to the due honor thereof and relating to the manner of making collection thereon and settlement with the county treasurer therefor and to the reimbursement for any dishonored checks, drafts or money orders.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 632 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Dennett Duncan, Eden, Flaherty, Gates, Harris, Hart, Inman, Johnson, King, Lyon, Nelson, Osborne, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 986—An act to amend section 3804 of the Political Code, relating to erroneously collected taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 986 passed by the following vote:

AYES—Senators Arbuckle, Breed, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, King, Lyon, Nelson, Osborne, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 475—An act to amend section 15 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 475 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, Nelson, Osborne, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 777—An act to amend section 73 of an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, as amended, relating to the liability of officers by adding a new section thereto to be numbered section 15*a*, relating to acquiring distribution ditches.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 777 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, Nelson, Osborne, Rigdon, Rush, Sharkey, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1117—An act to amend section 17 of an act entitled "An act providing for the organization of water districts by the board of supervisors of different counties of the State upon petition therefor by the land owners; providing for the joint government and control thereof by the land owners thereof and the board of supervisors of the county in which the same are formed; providing for the duties in connection therewith of the county officials of each county in which any of the lands contained in said district are located; providing for the acquisition and construction by said district of irrigation works, for the irrigation of the lands embraced therein and for the distribution thereby of water for irrigation purposes; providing for the payment of the debts thereof by a tax levied on the lands embraced therein; providing for the issuance and sale of bonds thereby; providing that said bonds may be investigated by an appointive board of three hydraulic engineers; providing for the approval of said bonds by the State Superintendent of Banks in case said investigation is favorably reported and that thereafter said bonds may be lawfully purchased, or received in pledge as security for any money or deposits or for the performance of any act, by banks, banking institutions, insurance companies, trust companies, guardians, executors, administrators and special administrators; providing in certain cases for the transfer of districts from the supervision of one county board of supervisors to another; and providing for the dissolution of said districts for nonuser of corporate power," approved June 13, 1913, as amended, and to add two new

sections to said act to be numbered 1*a*, and 2*a*, relating to the formation of such districts and the payment of the costs thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1117 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, Nelson, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At ten o'clock and forty-two minutes a.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assembly Bill No. 1205—An act to amend section 339 of the Penal Code, relating to registers to be kept by pawnbrokers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1205 refused passage by the following vote:

AYES—Senators Dennett, Duncan, Sample, and Scott—4.

NOES—Senators Allen, Arbuckle, Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Flaherty, Gates, Hart, Ingram, Inman, Lyon, Osborne, Otis, Rigdon, Rominger, Sharkey, Shearer, Slater, and Yonkin—22.

Senator Inman asked for and was granted unanimous consent to take up Assembly Bill No. 1055 for third reading at this time, out of the regular order.

Assembly Bill No. 1055—An act to authorize and regulate the practice of osteopathic physicians and osteopathic physicians and surgeons; to establish the preliminary and professional educational requirements of applicants for license, and the rights and duties of those licensed; to provide penalties for the violation of this act and to repeal all acts and parts of acts in conflict with this act.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1055 refused passage by the following vote:

AYES—Senators Allen, Arbuckle, Carr, F. M., Carr, W. J., Chamberlin, Duncan, Gates, Hart, Inman, Irwin, Jones, Rominger, Sample, and Yonkin—14.

NOES—Senators Anderson, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Ingram, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—25.

CONSIDERATION OF ASSEMBLY CONSTITUTIONAL AMENDMENT—(OUT OF ORDER).

Senator Johnson asked for and was granted unanimous consent to take up Assembly Constitutional Amendment No. 11 for reading at this time, out of the regular order, for the purpose of amendment.

Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California, to amend the constitution of said State by adding a new section to article XI thereof, to be numbered 20, relating to counties, municipal corporations and improvement districts.

Constitutional Amendment No. 11 read.

AMENDMENT FROM THE FLOOR.

During the reading of Constitutional Amendment No. 11, the following amendment was offered and its adoption moved by Senator Johnson:

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended April 29, 1921, strike out lines 22 to 27, inclusive.

Amendment adopted.

Assembly Constitutional Amendment No. 11 ordered to print.

APPOINTMENT BY THE PRESIDENT.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

To the Senate of the State of California.

I beg leave to inform you that I have appointed Raymond Clifford Anderson as page, at a per diem of $2.50, and respectfully request the consent of the Senate thereto.

C. C. YOUNG.
President of the Senate.

The question being: Shall the Senate consent to the appointment by the President?

The roll was called, and the Senate consented to the appointment, by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Hart, Johnson, Jones, King, Osborne, Otis, Purkitt, Rigdon, Sample, Sharkey, Slater, and Yonkin—25.

NOES—None.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Carr, W. J., asked for and was granted unanimous consent to take up Assembly Bill No. 572 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 572—An act to amend section 1596 of the Political Code, relating to school election precincts and officers.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Carr, W. J., moved to refer Assembly Bill No. 572 to Senator Jones, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, strike out lines 15 to 17, inclusive, and insert in lieu thereof the following: "officer, such sum as the board of education may determine, not to exceed the amount paid from the county treasury to officers of the last preceding general election."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 572, with instructions to amend, respectfully reports the same back, amended as per instructions.

JONES, Special Committee.

Report read, and on motion of Senator Carr, W. J., adopted.
Bill ordered to print.

MESSAGES FROM THE ASSEMBLY— (OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 173—An act to amend sections 1599, 1601 and 1602 of the Political Code, relating to school elections:

Also: Assembly Bill No. 197—An act to provide that certain functions of irrigation districts may be transferred to and be performed by certain county officers.

Also: Assembly Bill No. 335—An act to amend section 1741 of the Political Code, relating to powers and duties of high school boards:

Also: Assembly Bill No. 426—An act to amend section 10 of the Political Code, relating to holidays and prescribing penalties for violation thereof:

Also: Assembly Bill No. 709—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein:

Also: Assembly Bill No. 772—An act to amend section 1733a of the Political Code, relating to high school districts.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 89—An act providing for the purchase of redwood timber lands in Humboldt and Mendocino counties, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings and empowering the State Board of Forestry to receive in the name of the people of the State of California gifts of land and to receive contributions from any source toward the purchase of or the care and maintenance of lands.

Also: Assembly Bill No. 98—An act to amend an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, as amended by an act approved May 11, 1917, by adding a new section thereto to be numbered 3a:

Also: Assembly Bill No. 126—An act to amend sections 6, 8, 9, 12, 16, 17, 18, 19, 24, 25, 26, 28, 29 and 32 of an act entitled "An act to establish a standard of weights and measures in the State of California, to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery, to prevent the sale of goods, wares and merchandise by false weights and measures, to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915, and to add two new sections thereto, to be numbered 44 and 45.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 974—An act to amend the title of and to revise an act entitled "An act to provide for work upon public roads, streets, avenues, boulevards, lanes and alleys not within the territory of incorporated cities or towns; for the incidental establishment of grades thereof; for the construction therein or thereon of sidewalks, sewers, manholes, bridges, cesspools, gutters, tunnels, curbing and crosswalks; for the issue of bonds representing the costs and expenses thereof; for a special fund derived in part from the county road fund and in part by special assessment upon a district, and for the establishment of such districts," approved March 21, 1907, as amended, and to include therein provision for the doing of work adjacent to said public roads, streets, avenues, boulevards, lanes and alleys which is incidental to the work thereon;

Also: Assembly Bill No. 1155—An act amending the Juvenile Court Law, by amending section 20 of an act to be known as "the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, Statutes 1915, as amended;

Also: Assembly Bill No. 1234—An act to amend section 401 of the Civil Code, relating to extension of corporate existence, how made.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 805—An act to amend section 4259 of the Political Code, relating to the salaries, fees and expenses of officers, in counties of the thirtieth class;

Also: Assembly Bill No. 806—An act to add a section to the Political Code, to be numbered 4085*a*, relating to funds and appropriations;

Also: Assembly Bill No. 814—An act to amend section 4244 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifteenth class;

Also: Assembly Bill No. 826—An act to amend sections 1617, 1663, 1720, 1750, and 1750*a*, of the Political Code, relating to public schools;

Also: Assembly Bill No. 840—An act to amend section 2322*a* of the Political Code, relating to county horticultural commissioners.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day refused passage to the following:

Senate Bill No. 173—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment of violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by amending section 5 thereof and adding a new section thereto, to be numbered 5*a*, relating to notices of applications and hearings thereon;

Also: Senate Bill No. 731—An act to amend section 1608 of the Political Code, relating to powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 946—An act to add one new section to be numbered 1617*c*, to the Political Code, providing for the cooperative purchase of staple apparatus and supplies by trustees of common school districts, high school boards and boards of education of city school districts through the county purchasing agent or the office of the county superintendent of schools.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Senate Constitutional Amendment No. 36—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article IV a new section to be numbered 25*a*, relative to special laws.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Constitutional Amendment No. 36 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 666—An act to amend section 4 of an act entitled "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded, and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended, by providing that the governing body of the city, city and county, or county, may require either the dedication or conveyance to the political subdivision of a right of way for storm drain purposes where the tract of land shown upon the map is traversed by a natural water course or channel;

Also: Senate Bill No. 667—An act to amend section 12½ of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended;

Also: Senate Bill No. 668—An act to amend sections 1, 2, 3 and 16 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts, and the assessment of property therein to pay the expense of such improvement," approved March 24, 1903, as amended, to allow the opening, extending, widening or straightening by municipalities of any one or more of any public streets, squares, lanes, alleys, courts, or places within municipalities, or any portions thereof, whether contiguous or otherwise, and the acquiring, by condemnation, of any and all property necessary or convenient for that purpose, and relating to the ordinance of intention, the giving of notice and assessments against public property;

Also: Senate Bill No. 675—An act to add a new section to the Political Code to be numbered 4131*a*, relating to the recording of instruments in the offices of county recorders;

Also: Senate Bill No. 687—An act to amend sections 1925, 1928, 1934½, 1954, 1957, 1964, 1965, 1980, 1983, 1984, 1985, 1987, 2003, 2004, 2008, 2041, 2076, 2077, 2078, 2079, 2098, and 2111, and to repeal sections 1981 and 2080 of the Political Code, all relating to the National Guard.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 666, 667, 668, 675 and 687 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed, as a case of urgency, Senate Bill No. 985—An act to add a new section to the Political Code to be numbered 737*m*, relating to the salaries of superior judges;

Also: Senate Bill No. 986—An act to add a new section to the Political Code to be numbered 737*d*, relating to the salaries of superior judges.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 985 and 986 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that on this day the following Senate bills were withdrawn and stricken from the file:

Senate Bill No. 509—An act to amend an act entitled "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction and completion thereof,"

which became a law under the constitutional provision without the Governor's approval, February 25, 1901, as subsequently amended, by adding a new section thereto to be numbered 14, relating to bonds for a city plan;

Also: Senate Bill No. 543—An act to amend section 456 of the Political Code.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 757—An act appropriating money for repair or exchange of the State automobile of the Governor's office;

Also: Senate Bill No. 775—An act to provide for the issuance of bonds by junior college districts;

Also: Senate Bill No. 837—An act to amend sections 1763 and 1801 of the Code of Civil Procedure, relating to the appointment of guardians of insane and incompetent persons;

Also: Senate Bill No. 856—An act to add a new section to the Political Code, to be numbered 3604c, providing for the collection of data and the determination of valuations by the State Board of Equalization for purposes of taxation and providing an appropriation therefor;

Also: Senate Bill No. 942—An act amending section 534 of the Political Code, relating to the salary of the Deputy State Printer;

Also: Senate Bill No. 943—An act to amend sections 718 and 719 of the Political Code, relating to the employees of the Superintendent of Capitol Building and Grounds;

Also: Senate Bill No. 970—An act to add a new section to the Penal Code to be numbered section 402f, defining pillows; regulating the making, remaking and sale thereof; requiring that materials used therein shall be accurately described, and prescribing the manner in which pillows shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act;

Also: Senate Bill No. 981—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 757, 775, 837, 856, 942, 943, 970 and 981 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 544—An act authorizing the separation of the departments of the deaf and the blind in the California School for the Deaf and the Blind at Berkeley, California, and providing for the transfer of certain funds;

Also: Senate Bill No. 546—An act appropriating money for repairs, improvements, furniture and equipment for the Industrial Home for the Adult Blind;

Also: Senate Bill No. 550—An act appropriating money for the support of the California Historical Survey Commission during the seventy-third and seventy-fourth fiscal years, and abolishing said commission and transferring its duties and powers after said years;

Also: Senate Bill No. 576—An act to amend section 5 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish market must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919;

Also: Senate Bill No. 644—An act to provide for leasing kelp beds in the waters of the State of California by the Board of Fish and Game Commissioners;

Also: Senate Bill No. 656—An act to amend section 4 of an act entitled "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded, and prohibiting the selling or offering for sale of land by reference to said maps unless

the same are recorded," approved March 15, 1907, as amended, by providing that the governing body of the city, city and county, or county, may require either the dedication or conveyance to the political subdivision of a right-of-way for storm drain purposes where the tract of land shown upon the map is traversed by a natural water course or channel.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 544, 546, 550, 576, 644 and 656 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 529—An act to validate municipal bonds, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Senate Bill No. 530—An act to validate bonds of school districts and high school districts and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Senate Bill No. 531—An act confirming and validating the change of boundaries of school districts and high school districts;

Also: Senate Bill No. 532—An act confirming and validating the organization of school districts;

Also: Senate Bill No. 533—An act to amend section 5 of an act entitled "An act to provide a system of street improvement bonds to represent certain assessments for the cost of street work and improvements within municipalities, and also for the payment of such bonds," approved February 27, 1893, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure;

Also: Senate Bill No. 542—An act to amend an act entitled "An act relating to bonds of irrigation districts, providing under what circumstances such bonds shall be legal investments for funds of banks, insurance companies and trust companies, trust funds, State school funds and any money or funds which may now or hereafter be invested in bonds of cities, cities and counties, counties, school districts or municipalities, and providing under what circumstances the use of bonds of irrigation districts as security for the performance of any act may be authorized," approved June 13, 1913, by amending sections 3½ and 5 thereof, and to add a new section to said act to be numbered section 8, relating to the inclusion in the term "Irrigation districts" districts designated as water conservation districts.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 529, 530, 531, 532, 533 and 542 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 378—An act appropriating money for use as a revolving fund in the management of the Napa State Farm;

Also: Senate Bill No. 381—An act appropriating money for repairs, improvements, equipment and furnishings for the Veterans' Home at Yountville;

Also: Senate Bill No. 387—An act appropriating money to carry out the building and development program at Whittier State School, and for repairs, improvements and equipment;

Also: Senate Bill No. 446—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California;

Also: Senate Bill No. 459—An act to amend section 10 of an act entitled "Improvement act of 1911;"

Also: Senate Bill No. 463—An act to amend section 9 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers, within municipalities," approved March 18, 1885, as amended, relating to the relative priority of special assessment liens;

Also: Senate Bill No. 499—An act to accept the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States Congress assembled and approved February 25, 1920, entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium of the public domain"

and setting aside the funds received by the State under the provisions of said act of Congress.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 378, 381, 387, 446, 459, 463 and 499 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 226—An act to amend section 1238 of the Code of Civil Procedure, relating to eminent domain;

Also: Senate Bill No. 317—An act making an appropriation for the purpose of carrying out the provisions of "An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, and any and all acts amendatory thereof or supplemental thereto;

Also: Senate Bill No. 325—An act to amend section 4 of an act entitled the "Street Opening Act of 1903;"

Also: Senate Bill No. 331—An act to amend section 4263 and to repeal section 4263*a* of the Political Code, relating to the compensation of officers of counties of the thirty-fourth class;

Also: Senate Bill No. 365—An act to amend section 224 of the Civil Code, relating to adoption of children;

Also: Senate Bill No. 366—An act to amend section 15*a* of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 226, 317, 325, 331, 365 and 366 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 33—An act to amend section 862*a* of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 109—An act to repeal an act entitled "An act to repeal an act entitled 'An act regulating the sale of mineral lands belonging to the State,' approved March 28, 1874, and the acts amendatory thereof, and to provide for the sale of mineral lands under United States laws," approved April 1, 1897;

Also: Senate Bill No. 149—An act to amend section 877 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 150—An act to amend section 880 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 151—An act to amend section 787 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 159—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of witnesses and grand and trial jurors in such counties;

Also: Senate Bill No. 160—An act to amend section 4271 of the Political Code, relating to salaries of county and township officers and their deputies in counties of the forty-second class, and fixing the mileage and per diem of grand and trial jurors in such counties.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 33, 109, 149, 150, 151, 159 and 160 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended, Senate Bill No. 194—An act directing the State Water Commission to make a survey of the water resources of the State of California, including surface and underground waters, and to compile a report thereof, and making an appropriation to defray the expenses of such survey;

Also: Senate Bill No. 242—California Water Conservation District Act—An act providing for the organization, operation, maintenance, and government of water storage districts, and for the acquisition, appropriation, diversion, storage, conservation, and distribution of water for irrigation of lands in such districts, for drainage and reclamation connected therewith, and for the generation, disposition, and sale of hydro-electric energy developed incidental to such storage and distribution; and for the acquisition of lands or rights therein and the acquisition, construction, operation, and maintenance of works to carry into effect the provisions of this act; and conferring upon the State Engineer certain additional duties and powers in connection with the carrying out of the purposes of said act and providing for the appointment of directors to assist the State Engineer in so doing and defining said duties and powers; and repealing the California Irrigation Act approved June 4, 1915, and all acts amendatory thereof;

Also: Senate Bill No. 300—An act making an appropriation to pay the claim of the Stockton Livestock Company against the State of California;

Also: Senate Bill No. 301—An act to protect bear and forbidding the use of certain steel traps;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 194, 242, 300 and 301 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended, Senate Bill No. 816—An act to amend sections 1585, 1586, 1587, 1589, 1589*a*, 1590, 1591, 1591*a*, of the Political Code, and to repeal section 1589*b* of the Political Code, relating to union elementary school districts;

Also: Senate Bill No. 823—An act to authorize and empower the board of directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State;

Also: Senate Bill No. 976—An act to amend section 3898 of the Political Code and to add two new sections thereto to be numbered 3897*a* and 3898*a*, relating to the sale of lands purchased by the State for delinquent taxes and making the proceeds thereof available for vocational education of dependents of veterans;

Also: Senate Constitutional Amendment No. 4—Relative to the framing and ratifying of municipal charters;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 816, 823, and 976, and Senate Constitutional Amendment No. 4, ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended, Senate Bill No. 348—An act to amend section 7 of an act entitled "An act to provide for the organization and supervision of courses in physical education in the elementary, secondary and normal schools of the State and appropriating ten thousand dollars therefor," approved May 26, 1917;

Also: Senate Bill No. 383—An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the Director of Agriculture

in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, providing for the enforcement of said lien, and providing for the making of rules and regulations, and making the violation thereof a misdemeanor, and repealing an act entitled "An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the State Veterinarian in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, and providing for the enforcement of said lien," approved February 23, 1909, as amended;

Also: Senate Bill No. 538—An act to amend section 1519*a* of the Political Code, relating to the powers and duties of the State Board of Education;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 348, 383 and 538 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended, Senate Bill No. 541—An act to amend an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, by amending sections 30*b*, 32, and 61 thereof, and to add a new section to said act to be numbered 109*a*, relating to the names of irrigation districts and to changing the names thereof;

Also: Senate Bill No. 600—An act to repeal section 32½ of the California Irrigation District Act and to add to said act two new sections to be numbered respectively 42*a* relating to assessments and 62*a* relating to joint work by two or more districts;

Also: Senate Bill No. 628—An act to add a new section of the Political Code to be numbered section 1612*a* and relating to school district budgets and school district taxes;

Also: Senate Bill No. 784—An act providing for the organization and regulation of reciprocal or interinsurance exchanges, to be known as "the Reciprocal or Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interexchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee,' approved December 24, 1911," approved May 26, 1917, as amended;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 541, 600, 628 and 784 ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended, Senate Bill No. 505—An act to amend an act entitled "An act to create for the State of California a Department of Engineering, to provide for the appointment of the officers and employees thereof, defining its powers and prescribing the duties of said department, its officers and employees, to provide the compensation of such officers and employees, to make an appropriation for the salaries and other expenses for the remainder of the fifty-eighth fiscal year and making certain acts a felony, and repealing an act entitled 'An act creating a Commissioner of Public Works, defining his duties and powers, and fixing his compensation,' approved February 9, 1900, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create a Department of Highways for the State of California, to define its duties and powers, to provide for the appointment of officers and employees thereof, and to provide for the compensation of said officers and employees, and for the additional expenses of said department, and to make an appropriation therefor for the remainder of the forty-eighth fiscal year,' approved April 1, 1897; also repealing an act entitled, 'An act providing for the appointment of an auditing board to the Commissioner of Public Works, authorizing him and them to perform certain duties relating to drainage, to purchase machinery, tools, dredges, and appliances therefor, to improve and rectify water channels, to erect works necessary and incident to said drainage, to condemn land and property for the purposes aforesaid, making certain acts a felony, and making an appropriation of money for the purposes of this act,' approved March 17, 1897, and all acts or parts of acts

amendatory thereof; also repealing an act entitled, 'An act to provide for the appointment, duties and compensation of a Debris Commissioner, and to make an appropriation to be expended under his direction in the discharge of his duties as such commissioner,' approved March 24, 1893, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create the office of Lake Tahoe Wagon Road Commissioner, providing the term of office and compensation of such commissioner, defining his duties and making an appropriation for the salary and expenditures provided for and authorized by this act,' approved April 1, 1897, and all acts or parts of acts amendatory thereof," approved March 11, 1907, and all acts or parts of acts amendatory thereof, by amending sections 5 and 12 thereof, relating to the officers and employees of the Department of Engineering, their powers, duties, and salaries, and particularly to the engineer appointed for service in the harbor of San Francisco under the State Board of Harbor Commissioners;
And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bill No. 565 ordered to unfinished business.

RECESS.

At ten o'clock and forty-three minutes a.m., on motion of Senator Gates, the President pro tempore declared the Senate at recess until the hour of ten o'clock and forty-five minutes a.m.

RECONVENED.

At ten o'clock and forty-five minutes a.m., the Senate reconvened. Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day recedes from its amendments to Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*b*, embracing sections 361 to 361*d*, both inclusive, relating to a Department of Agriculture.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bill No. 895 ordered to enrollment.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendment to Senate Bill No. 242—California Water Conservation District Act—An act providing for the organization, operation, maintenance, and government of water storage districts, and for the acquisition, appropriation, diversion, storage, conservation, and distribution of water for irrigation of lands in such districts, for drainage and reclamation connected therewith, and for the generation, disposition, and sale of hydro-electric energy developed incidental to such storage and distribution; and for the acquisition of lands or rights therein and the acquisition, construction, operation, and maintenance of works to carry into effect the provisions of this act; and conferring upon the State Engineer certain additional duties and powers in connection with the carrying out of the purposes of said act and providing for the appointment of

directors to assist the State Engineer in so doing and defining said duties and powers; and repealing the California Irrigation Act approved June 4, 1915, and all acts amendatory thereof.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER TWO HUNDRED FORTY-TWO.

AMENDMENT NUMBER ONE.

On page 2, line 48, of the printed bill as amended in Senate April 15, 1921, strike out the word "must" and insert in lieu thereof the word "may".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 242?

The roll was called, and Assembly amendment to Senate Bill No. 242 concurred in by the following vote:

AYES—Senators Breed, Burnett, Carr, F. M., Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Rigdon, Rush, Sharkey, Shearer, Slater, and Yonkin—21.

NOES—None.

Senate Bill No. 242 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 348—An act to amend section 7 of an act entitled "An act to provide for the organization and supervision of courses in physical education in the elementary, secondary and normal schools of the State and appropriating ten thousand dollars therefor," approved May 26, 1917.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER THREE HUNDRED FORTY-EIGHT.

AMENDMENT NUMBER ONE.

On page 1, line 26, after the word "business" change the period to a semicolon and add the following: "*provided*, that the salary of the supervisor of physical education fixed under the provisions of this act shall be subject to approval by the State Board of Control".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 348?

The roll was called, and Assembly amendment to Senate Bill No. 348 concurred in by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Eden, Gates, Harris, Hart, Ingram, Inman, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Shearer, Slater, and Yonkin—22.

NOES—None.

Senate Bill No. 348 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 541—An act to amend an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, by amending sections 30*b*, 32, and 61 thereof, and to add a new section to said act to be numbered 109*a*, relating to the names of irrigation districts and to changing the names thereof.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER FIVE HUNDRED FORTY-ONE.

AMENDMENT NUMBER ONE.

On page 2, line 47, of the amended bill, strike out all of lines 47 to 52, inclusive.

AMENDMENT NUMBER TWO.

On page 3 strike out all of lines 1 to 47, inclusive.

AMENDMENT NUMBER THREE.

On page 3, line 48, of the amended bill, strike out the figure "4" and insert in lieu thereof the figure "3".

AMENDMENT NUMBER FOUR.

On page 4, line 23, of the amended bill, after the word "or" insert the word "contract".

AMENDMENT NUMBER FIVE.

On page 4, line 33, of the amended bill, strike out the figure "5" and insert in lieu thereof the figure "4".

AMENDMENT NUMBER SIX.

On page 1, line 7, of the title, strike out the word "forty-seven,".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 541?

The roll was called, and Assembly amendments to Senate Bill No. 541 refused concurrence by the following vote:

AYES—None.

NOES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Dennett, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Nelson, Osborne, Otis, Purkitt, Rush, Sharkey, Shearer, Slater, and Yonkin—23.

The Senate took up for consideration Assembly amendment to Senate Bill No. 784—An act providing for the organization and regulation of reciprocal or interinsurance exchanges, to be known as "the Reciprocal or Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interexchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee,' approved December 24, 1911," approved May 26, 1917, as amended.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER SEVEN HUNDRED EIGHTY-FOUR.

AMENDMENT NUMBER ONE.

On page 6, line 47, of the printed bill, strike out the words "Agents or brokers or reciprocals need not be expressly licensed."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 784?

The roll was called, and Assembly amendment to Senate Bill No. 784 refused concurrence by the following vote:

AYES—None.

NOES—Senators Allen, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Harris, Hart, Ingram, Inman, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Shearer, Slater, and Yonkin—23.

The Senate took up for consideration Assembly amendment to Senate Bill No. 823—An act to authorize and empower the board of directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER EIGHT HUNDRED TWENTY-THREE.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill, after the period in line 31 insert the following:

"The proceeds from the sale of the property enumerated in section 1 hereof shall be turned over by the directors of the California Polytechnic School to the State Treasurer and be by him credited to the general fund in the State treasury."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 823?

The roll was called, and Assembly amendment to Senate Bill No. 823 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Breed, Carr, W. J., Dennett, Duncan, Eden, Harris, Hart, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Sharkey, Shearer, Slater, and Yonkin—22.

NOES—None.

Senate Bill No. 823 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 976—An act to amend section 3898 of the Political Code and to add two new sections thereto to be numbered 3897*a* and 3898*a*, relating to the sale of lands purchased by the State for delinquent taxes and making the proceeds thereof available for vocational education of dependents of veterans.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER NINE HUNDRED SEVENTY-SIX.

AMENDMENT NUMBER ONE.

In line 2 of the title of the printed bill as amended April 21, 1921, strike out the words "a new section" and insert in lieu thereof the following: "two new sections".

AMENDMENT NUMBER TWO.

In the title of the printed bill as amended April 21, 1921, strike out lines 4 and 5, and insert in lieu thereof the following: "7*a* and 3898*a*, relating to the sale of lands purchased by the State for delinquent taxes and making the proceeds thereof available for vocational education of dependents of veterans".

AMENDMENT NUMBER THREE.

On page 2 of the printed bill as amended April 21, 1921, after the period in line 17 strike out the words "Any balance remaining unen-"; also strike out lines 18 and 19.

AMENDMENT NUMBER FOUR.

On page 4 of the printed bill as amended April 21, 1921, after line 5 add the following:

"SEC. 3. A new section is hereby added to the Political Code to be numbered 3898*a*, and to read as follows:

3898*a*. (1) In the State treasury there is hereby created a fund to be known as the "Veterans' Dependents' Education Fund". At the end of each fiscal year any balance remaining unencumbered in the Tax Land Fund shall be transferred to the Veterans' Dependents' Education Fund, and all moneys that may be in the latter fund from time to time are hereby appropriated without reference to fiscal years, to be expended in accordance with law by the Veterans' Welfare Board in providing instruction, educational counsel, textbooks, quarters and other assistance for dependents of veterans.

(2) The word "veteran" as herein used shall be as defined in the California Veterans' Welfare Act as adopted at the forty-fourth session of the Legislature.

The term "dependent of a veteran" as herein used shall be construed to mean a child, widow, parent, brother or sister of a veteran who died or was killed in active service, or who died as the result of such service. Said term also means and includes the wife, child, parent, brother or sister of any veteran classified by the United States War Risk Insurance Bureau as being totally and permanently disabled.

The benefits hereof are limted to dependents of veterans who are without means to adequately support or educate themselves.

(3) A dependent of a veteran who desires to continue his education may apply to the Veterans Welfare Board, and if in the opinion of the board the educational needs of the applicant can be satisfactorily met in educational institutions in this State the board shall assume State wardship over the education of the applicant. The board shall have the power within its discretion to provide educational counsel for applicants, and where necessary to assist them in securing admission to suitable institutions of learning; *provided*, that private tuition schools shall be chosen only when suitable opportunity is not available in public or semipublic institutions.

The board shall also, within its discretion, and in so far as the fund may permit, have power to provide: for the payment of transportation charges once each year from the home of the student to and from the institution of learning; for the payment of tuition and other fees if there be such; for the purchase of necessary books and supplies; for the monthly payment of an allowance to cover all or a part of the living expenses of the student in an amount which shall not exceed fifty dollars per month for each month during which the student is in actual attendance upon a day school, absence during the month on account of illness to be included as a part of such attendance.

The amount expended on account of any one applicant under the provisions of this section shall not exceed one thousand dollars.

The board shall consider such applications in the order in which they are received; *however*, should the funds available be insufficient to meet the obligations, should it assume wardship over all worthy applicants, the board shall assume wardship over such applicants as are most urgently in need of further education."

AMENDMENT NUMBER ONE.

On page 1, line 11, of the printed bill, after the word "as" strike out the words "deemed advisable by the Controller" and insert in lieu thereof "required by section 3897 of this Code."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 976?

The roll was called, and Assembly amendments to Senate Bill No. 976 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Dennett, Duncan, Eden, Flaherty, Hart, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Senate Bill No. 976 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 816—An act to amend sections 1585, 1586, 1587, 1589, 1589*a*, 1590, 1591, 1591*a* of the Political Code and to repeal section 1589*b* of the Political Code, relating to union elementary school districts.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER EIGHT HUNDRED SIXTEEN.

AMENDMENT NUMBER ONE.

On page 4 of the printed bill, between lines 35 and 36, insert the following paragraph: "At any time after the appointment or election of the board of trustees of the union or joint union school district, and the naming of the school district, the board shall have the further power to secure an option to purchase land for school purposes and to call a bond election for any of the purposes specified in section 1880 of this code, and to proceed thereafter in accordance with sections 1880 to 1889, inclusive, of this code, with the same effect as though control of the property of the union or joint union district had already been vested in them."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 816?

The roll was called, and Assembly amendment to Senate Bill No. 816 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Hart, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Shearer, Slater, and Yonkin—26.

NOES—None.

Senate Bill No. 816 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 565—An act to amend an act entitled "An act to create for the State of California a Department of Engineering, to provide for the appointment of the officers and employees thereof, defining its powers and prescribing the duties of said department, its officers and employees, to provide the compensation of such officers and employees, to make an appropriation for the salaries and other expenses for the remainder of the fifty-eighth fiscal year and making certain acts a felony, and repealing an act entitled 'An act creating a Commissioner of Public Works, defining his duties and powers, and fixing his compensation,' approved February 9, 1900, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create a Department of Highways for the State of California, to define its duties and powers, to provide for the appointment of officers and employees thereof, and to provide for the compensation of said officers and employees, and for the additional expenses of said department, and to make an appropriation therefor for the remainder of the forty-eighth fiscal year,' approved April 1, 1897; also repealing an act entitled 'An act providing for the appointment of an auditing board to the Commissioner of Public Works, authorizing him and them to perform certain duties relating to drainage, to purchase machinery, tools, dredges, and appliances therefor, to improve and rectify water channels, to erect works necessary and incident to said drainage, to condemn land and property for the purposes aforesaid, making certain acts a felony, and making an appropriation of money for the purposes of this act,' approved March 17, 1897, and all acts or parts of acts amendatory thereof; also repealing an act entitled, 'An act to provide for the appointment, duties and compensation of a Debris Commissioner, and to make an appropriation to be expended under his direction in the discharge of his duties as such commissioner,' approved March 24, 1893, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create the office of Lake Tahoe Wagon Road Commissioner, providing the term of office and compensation of such commissioner, defining his duties and making an appropriation for the salary and expenditures provided for and authorized by this act,' approved April 1, 1897, and all acts or parts of acts amendatory thereof," approved March 11, 1907, and all acts or parts of acts amendatory thereof, by amending sections 5 and 12 thereof, relating to the officers and employees of the Department of Engineering, their powers, duties, and salaries, and particularly to the engineer appointed for service in the harbor of San Francisco under the State Board of Harbor Commissioners.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FIVE HUNDRED SIXTY-FIVE.

AMENDMENT NUMBER ONE.

On page 2, line 5, strike out all of line 5 following the word "and", also strike out all of line 6, and insert in lieu thereof the following: "fix his salary to".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 565?

The roll was called, and Assembly amendment to Senate Bill No. 565 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Senate Bill No. 565 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 628—An act to add a new section of the Political Code to be numbered section 1612*a*, and relating to school district budgets and school district taxes.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER SIX HUNDRED TWENTY-EIGHT.

AMENDMENT NUMBER ONE.

On page 1, line 1, of the title, after the word "section" after the word "new" strike out the remainder of the sentence and all of lines 2, 3 and 4, and insert in lieu thereof the following: "of the Political Code to be numbered section 1612*a* and relating to school district budgets and school district taxes".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 628?

The roll was called, and Assembly amendment to Senate Bill No. 628 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Shearer, Slater, and Yonkin—29.

NOES—None.

Senate Bill No. 628 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 300—An act making an appropriation to pay the claim of the Stockton Livestock Company against the State of California.

COMMITTEE AMENDMENT TO SENATE BILL NUMBER THREE HUNDRED.

AMENDMENT NUMBER ONE.

On page 1, line 2, of the printed bill, strike out the word "eighty-three" and insert in lieu thereof the word "eighty-eight".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 300?

The roll was called, and Assembly amendment to Senate Bill No. 300 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—32.

NOES—None.

Senate Bill No. 300 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 383—An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the Director of Agriculture in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, providing for the enforcement of said lien, and providing for the making of rules and regulations, and making the violation thereof a misdemeanor, and repealing an act entitled "An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the State Veterinarian in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, and providing for the enforcement of said lien," approved February 23, 1909, as amended.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER THREE HUNDRED EIGHTY-THREE.

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, strike out the period and insert a semicolon, and add: "*provided*, that the provisions of this act shall not apply to sheep sold for immediate slaughter; *and provided, further*, that sheep sold for such purpose shall not be conveyed by a common carrier or driven upon the highway."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 383?

The roll was called, and Assembly amendment to Senate Bill No. 383 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Shearer, Slater, and Yonkin—32.

NOES—None.

Senate Bill No. 383 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 301—An act to protect bear and forbidding the use of certain steel traps.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER THREE HUNDRED ONE.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill strike out all of lines 14 to 24, inclusive, and in line 25 strike out the abbreviation "Sec. 3."

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, in line 27, strike out the word "eighty" and insert in lieu thereof the words "one hundred".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 301?

The roll was called, and Assembly amendments to Senate Bill No. 301 concurred in by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Dennett, Eden, Flaherty, Godsil, Hart, Ingram, Inman,

Irwin, Johnson, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—32.
NOES—None.

Senate Bill No. 301 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 600—An act to repeal section 32½ of the California Irrigation District Act and to add to said act two new sections to be numbered respectively 42*a*, relating to assessments, and 62*a*, relating to joint work by two or more districts.

AMENDMENT TO SENATE BILL NUMBER SIX HUNDRED.

AMENDMENT NUMBER ONE.

On page 2, line 1, of the printed amended bill, strike out the word "two" and insert in lieu thereof the word "three".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 600?

The roll was called, and Assembly amendment to Senate Bill No. 600 refused concurrence by the following vote:

AYES—None.
NOES—Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Gates, Hart, Ingram, Inman, Irwin, King, McDonald, Nelson, Osborne, Otis, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—28.

The Senate took up for consideration Assembly amendments to Senate Bill No. 538—An act to amend section 1519*a* of the Political Code, relating to the powers and duties of the State Board of Education.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER FIVE HUNDRED THIRTY-EIGHT.

AMENDMENT NUMBER ONE.

On page 1, line 13, beginning with the comma following the word "state", strike out the remainder of line 13 and all of lines 14 and 15, and insert in lieu thereof a period.

AMENDMENT NUMBER TWO.

On page 4, line 13, beginning with the word "Lick" strike out the remainder of line 13 and the word "schools" in line 14.

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 538?

The roll was called, and Assembly amendments to Senate Bill No. 538 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, and Yonkin—30.
NOES—None.

Senate Bill No. 538 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 194—An act directing the State Water Commission to make a survey of the water resources of the State of California, including surface and underground waters, and to compile a report thereof, and making an appropriation to defray the expenses of such survey.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER ONE HUNDRED NINETY-FOUR.

AMENDMENT NUMBER ONE.

On page 1, line 7, of the printed bill, strike out the words "one hundred" and insert in lieu thereof the word "fifty".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 194?

The roll was called, and Assembly amendment to Senate Bill No. 194 concurred in by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Senate Bill No. 194 ordered to enrollment.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Inman:

WHEREAS, Owing to the strenuous times this Senate has passed through during this legislative session, we are likely to overlook the fine service, courteous treatment and ever present patience of certain of the State's bureaus, and the invaluable service rendered to this Senate; and

WHEREAS, The Legislative Counsel Bureau has offered this Senate that invaluable service, at all times has placed itself at the disposal of the members of the Senate, has received its members in courteous fashion, and has labored night and day to make itself useful; therefore, be it

Resolved, by the Senate, That we convey to the Legislative Counsel Bureau and to its personnel our thanks and appreciation for its fine service and invaluable aid during this session of the Legislature.

Resolution read, and on motion of Senator Inman, adopted.

CONSIDERATION OF RESOLUTION PRESENTED BY SENATOR ARBUCKLE ON APRIL 28, 1921.

WHEREAS, The operation of initiative and referendum laws in force in California and other states is of general interest and importance, and reliable information concerning the practical working of such laws will be of great value to the voters of this State; now, therefore, be it

Resolved by the Senate of California, That a special committee composed of State officials, viz: Attorney General, Secretary of State, Lieutenant Governor, State Controller, and Chairman of the State Board of Control, be requested to investigate the operation of initiative and referendum laws in the various states, such investigation to include the safeguards in effect governing the preparation, signing and filing of petitions, and the limitations, if any, placed upon the application of initiative measures affecting assessment and taxation; said committee to report by January 1, 1922;

Resolved, That said committee be requested, if any legislation may be deemed advisable for California to safeguard the preparation, signing and filing of initiative and referendum petitions, to recommend the nature of such legislation, and the limitations to be placed upon the application of initiative petitions affecting assessment and taxation.

The question being on the adoption of the resolution.

The roll was called, and the resolution refused adoption, by the following vote:

AYES—Senators Arbuckle, Burnett, Gates, Godsil, Hart, Purkitt, and Scott—7.

NOES—Senators Allen, Anderson, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sharkey, Shearer, and Slater—27.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 892—An act to amend section 15*a* of the Juvenile Court Law, approved June 15, 1915, as amended, relating to the citation issued upon filing of petition.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 892 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, McDonald, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 893—An act to amend section 224 of the Civil Code, relating to adoption.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 893 passed by the following vote:

AYES—Senators Allen, Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Shearer, Slater, and Yonkin—31.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 159—An act to enforce the attendance of witnesses in criminal cases in foreign states and territories.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 159 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Jones, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1360—An act to amend section 10 of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all

acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1360 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1147—An act to add a new section to an act entitled "An act to provide for public cemetery districts," approved March 6, 1909, as amended, to be numbered 1*a*, relating to cemetery districts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1147 passed by the following vote:

AYES—Senators Allen, Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rominger, Rush, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

LEAVE OF ABSENCE GRANTED SENATOR ALLEN.

Senator Allen asked for and was granted unanimous consent for leave of absence for the remainder of this legislative day.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1040—An act to add a new section to the Civil Code to be numbered 3051*a*, fixing a limit on the amount of a lien on property held under the provisions of section 3051 of said code.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1040 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Ingram, Irwin, Jones, King, Lyon, McDonald, Otis, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—23.

NOES—Senator Purkitt—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 266—An act to amend section 649 of the Code of Civil Procedure, relating to bill of exceptions upon appeal in civil cases.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 266 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 267—An act to amend section 650 of the Code of Civil Procedure, relating to bill of exceptions upon appeal in civil cases.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 267 passed by the following vote:

AYES—Senators Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Slater, and Yonkin—28.
NOES—Senator Purkitt—1.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1222—An act to amend section 1766 of the Code of Civil Procedure, relating to restoration to capacity of insane persons.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1222 passed by the following vote:

AYES—Senators Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson, King, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Shearer, Slater, and Yonkin—24.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1333—An act to amend section 2 of an act entitled, "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919.

Bill read third time.
The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1333 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Godsil, Ingram, Inman, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Slater, and Yonkin—23.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 403—An act prescribing the conditions under which poor persons may commence, maintain or defend actions and providing for the payment of court costs and fees in actions commenced, maintained or defended by poor persons.
Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 403 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—25.
NOES—Senators Dennett, Nelson, Purkitt, and Shearer—4.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 887—An act to amend section 825 of the Penal Code, relating to right of attorney to visit prisoner.
Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 887 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 576—An act to amend section 1203 of the Penal Code, relating to probation.
Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 576 passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Crowley, Duncan, Flaherty, Gates, Godsil, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—24.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1024—An act to repeal section 288*a* of the Penal Code, and to add thereto a new section, to be numbered 288*a*, prohibiting sex perversions and prescribing a penalty for violation of the provisions hereof.
Bill read third time.
The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1024 passed by the following vote:

AYES—Senators Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 609—An act to amend section 4235 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the sixth class.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 609 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—33.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 628—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths; the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, and as amended May 18, 1917, and also amended May 13, 1919, by adding a new section thereto, to be numbered 11*a*, providing that whenever an undertaker receives a human body with instructions to cremate the same, he shall obtain permission from the coroner so to do.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 628 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1093—An act to amend section 626*m* of the Penal Code of the State of California, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1093 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—21.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 35—An act to prohibit the use of nets, seines, traps or weirs, in the Napa River, Petaluma Creek, and their tributaries, in the counties of Sonoma, Napa and Solano.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 35 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 238—An act to amend section 628*f* of the Penal Code of the State of California, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 238 passed by the following vote:

AYES—Senators Anderson, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Inman, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Scott, Sharkey, Shearer, and Slater—24.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 260—An act to amend section 14½ of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 260 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Purkitt, Rush, Sample, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1015—An act to amend section 628*e* of the Penal Code, relating to fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1015 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J. Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 22—An act to add a new section to the Political Code, to be numbered 737*p*, relating to salaries of judges of the superior court in Stanislaus County.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 22 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Osborne, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 418—An act to add a new section to the Political Code, to be numbered 738*d*, relating to salaries of superior judges in Tulare County.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 418 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Ingram, Irwin, Johnson, King, Lyon, McDonald, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 910—An act to provide for the investigation by the State of California of the possibilities of the storage, control and diversion of water for public use and public protection in the State of California, and making an appropriation for said purpose.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 910 passed by the following vote:

AYES—Senators Anderson, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, King, Lyon, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Gates asked for and was granted unanimous consent to take up Assembly Bill No. 395 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 395—An act appropriating money to pay the claim of Annie De Vere Shields against the State of California.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Gates moved to refer Assembly Bill No. 395 to Senator King, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, lines 6 and 7, of the printed bill, strike out the words "one thousand four hundred ten and twenty-five one-hundredths" and insert in lieu thereof the following: "six hundred fifty-six".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 395, with instructions to amend, respectfully reports the same back, amended as per instructions. KING, Special Committee.

Report read, and on motion of Senator Gates adopted.

Bill ordered to print.

Assembly Bill No. 786—An act making an appropriation for the construction and maintenance of fire lanes and trails on the mountains composing the watersheds of Los Angeles County.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 786 passed by the following vote:

AYES—Senators Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 590—An act to require railroad companies when operating engines accompanied by tenders of insufficient clearance between the overhang of the roof of the cab and the top of the tender to provide a safe clearance by cutting out an opening in the overhanging roof of the cab so as to enable the engineman safely to go from the cab of the engine to the top of the tender; and providing a penalty for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 590 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 544—An act to require railroad companies operating within any part of this State to provide and equip certain engine cabs with handrails and footboards for the safety and protection of railroad employees; and providing a penalty for the violation thereof.

Bill read third time.

The roll was called.

CALL OF THE SENATE.

Pending the announcement of the vote, Senator Inman moved a call of the Senate.

Motion carried.

The Secretary was directed to call the roll.

The roll was called, and the following answered to their names:

Senators Allen, Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—38.

The Secretary announced the absentees.

Time, ten o'clock and forty-seven minutes a.m.

The President directed the Sergeant-at-Arms to close the doors.

The Sergeant-at-Arms, having been furnished with the names of the absentees, was directed to bring them to the bar of the Senate.

THIRD READING OF ASSEMBLY BILL—(OUT OF ORDER).

Senator Nelson asked for and was granted unanimous consent to take up Assembly Bill No. 1092 for third reading at this time, out of the regular order, for the purpose of amendment.

Assembly Bill No. 1092—An act to amend section 626*f* of the Penal Code, relating to the protection of game.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Nelson moved to refer Assembly Bill No. 1092 to Senator Harris, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 17, of the printed bill, after the semicolon following the word "misdemeanor" add the following: "*provided, further*, that every person in game districts one and one-half and seven of the State of California, who, between the fifteenth day of October and the fourteenth day of August, inclusive, of the following year, hunts, pursues, takes, kills or destroys, or has in his possession, whether taken or killed in the State of California, or shipped into the State from any other state or territory or foreign countries, any male deer, or deer meat, is guilty of a misdemeanor;".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 1092, with instructions to amend, respectfully reports the same back, amended as per instructions.

HARRIS, Special Committee.

Report read, and on motion of Senator Nelson, adopted.

Bill ordered to print.

Assembly Bill No. 1282—An act to amend section 190 of the Penal Code, relating to punishment for murder.

Bill read third time previously.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1282 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Duncan, Flaherty, Godsil, Ingram, Johnson, King, Lyon, McDonald, Osborne, Otis, Rominger, Rush, Sample, Scott, Sharkey, and Slater—24.

NOES—Senators Dennett, Eden, Gates, Harris, Purkitt, Shearer, and Yonkin—7.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Constitutional Amendment No. 32—A resolution proposing to the people of the State of California to amend section 16 of article IV of the constitution of said State, relating to the presentation to and the signing by the Governor of bills passed by the Legislature of said State and relating to the power of the Governor to veto such bills and providing when and how such bills shall become a law.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 32 refused adoption by the following vote:

AYES—Senators Canepa, Carr, F. M., Crowley, Duncan, Godsil, King, McDonald, Otis, Purkitt, Sample, and Scott—11.

NOES—Senators Arbuckle, Breed, Carr, W. J., Dennett, Eden, Flaherty, Gates, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Rush, Sharkey, Slater, and Yonkin—19.

ASSEMBLY JOINT RESOLUTION No. 31.

Relative to revision of the Federal Transportation Act of 1920 to establish a just and equitable rule of rate making.

WHEREAS, By section 422 of the Transportation Act, 1920, amending the Interstate Commerce Act by adding section 15*a* thereto, the Congress of the United States prescribed a rule of rate making whereby the Interstate Commerce Commission shall fix rates so that carriers as a whole will under honest, efficient and

economical management and reasonable expenditures for maintenance of ways, structures and equipment earn an aggregate annual net railway operating income of six per cent upon the aggregate value of railway property held for and used in the service of transportation; and

WHEREAS, Said transportation act as now framed applies to and assures a six per cent income return to all railway properties, regardless of whether or not said property was reasonably acquired for, or properly applied to, transportation uses; and

WHEREAS, Such rule of rate making in effect guarantees to carriers annual net earnings and removes the incentive for efficiencies in operation and economy in expenditures; and

WHEREAS, Such rule of rate making imposes upon shippers and the public an excessive transportation burden making it impossible for producers to market their products and destroying the value of producing properties especially agricultural and horticultural lands and has in its operation wholly failed to accomplish any beneficial results for the carriers but on the contrary has been detrimental to the interests of producers and the public at large; now, therefore, be it

Resolved by the Assembly and Senate, jointly, That the Legislature of the State of California at its forty-fourth session petitions the Congress of the United States to reconsider the Transportation Act of 1920, and urges Congress to eliminate the objectionable features herein pointed out, and to grant a rate structure that will not place a false earning power on a large fictitious railroad capital, the payment of which is stifling to industries of the Pacific coast; and be it further

Resolved, That a copy of this joint resolution be sent to the President of the United States, to the Interstate Commerce Commission, to the members of the committee on interstate commerce of the Senate, and to the members of the committee of interstate and foreign commerce of the House of Representatives, to the Governors of each of the western states, and to each member of the Senate and House of Representatives of the United States from the State of California.

Resolution read.

The question being on the adoptoin of the resolution.

The roll was called, and Assembly Joint Resolution No. 31 adopted by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Sharkey, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 31 ordered transmiteed to the Assembly.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At ten o'clock and forty-eight minutes a.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assembly Bill No. 1286—An act providing for the building of a bridge across the Klamath River in Del Norte County and making an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called and Assembly Bill No. 1286 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Flaherty, Godsil, Harris, Hart, Ingram, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 774—An act to amend section 395 of the Code of Civil Procedure, relating to the place of trial of actions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 774 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Eden, Flaherty, Godsil, Ingram, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—Senators Duncan, and Harris—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1316—An act to amend section 548 of the Penal Code, relating to the burning, destroying, abandoning, concealing or disposing of insured property.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1316 passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Otis, Purkitt, Rigdon, Rush, Sharkey, and Slater—25.

NOES—None.

Title read and and approved.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH.

At ten o'clock and forty-nine minutes a.m., further proceedings under the call of the Senate were dispensed with, on motion of Senator Inman.

The Secretary was directed to call the roll, on passage of bill, of the Senators who had not answered to their names.

The roll was called, and Assembly Bill No. 544 finally passed by the following vote:

AYES—Senators Anderson, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Flaherty, Godsil, Harris, Ingram, Inman, Jones, King, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, and Sharkey—21.

NOES—Senators Arbuckle, Breed, Burnett, Chamberlin, Dennett, Duncan, Eden, Gates, Hart, Irwin, Johnson, Lyon, Nelson, Rominger, Sample, Shearer, Slater, and Yonkin—18.

Title read and approved.

Bill ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were received and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 435—An act to add a new section to be numbered section 19x 6 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such

persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 836—An act amending section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Senate Bill No. 936—An act to add a new section to be known as 9a 19 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled "An act to provide county library systems," approved April 12, 1909, and all acts and parts of acts in conflict with this act, approved February 25, 1911, as amended, said section relating to salaries of county librarians.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 435, 836 and 936 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 320—An act to amend section 4270 of the Political Code, relating to salaries, fees and compensation of officers and counties of the forty-first class;

Also: Senate Bill No. 476—An act to add a new section to be numbered section 19a 5 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 477—An act to amend section 359 of the Civil Code, relating to corporations;

Also: Senate Bill No. 663—An act to add a new section to be numbered section 19a 41 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 320, 476, 477 and 663 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 965—An act to amend section 1333 of the Political Code, relating to filling vacancies in the office of United States Senator;

Also: Senate Bill No. 980—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 965 and 980 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that on this day the following Senate Bills were withdrawn and stricken from the file:

Senate Bill No. 254—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors, approved May 22, 1919;

Also: Senate Bill No. 367—An act to amend sections 4, 5 and 6 of an act entitled "An act authorizing municipal corporations to permit other municipal corporations to construct and maintain sewers, water mains, and other conduits therein, also to construct and maintain sewers, water mains, and other conduits for their joint benefit, and at their joint expense, and to make and enter into contracts for said purposes," approved March 22, 1909, as amended;

Also: Senate Bill No. 420—An act to add a new section, to be known as 9a 20, to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day refused passage to Senate Bill No. 56—An act to regulate the method of voting for and electing candidates for judicial offices at primary and general elections by giving each office a designating number for the purposes of elections where two or more persons are to be elected to the same judicial office for the same term at the same election.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Assembly Joint Resolution No. 33—Relative to the employment of aliens in federal establishments.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Assembly Joint Resolution No. 33 referred to Committee on Federal Relations.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended, Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class and fixing the mileage and per diem of grand and trial jurors in such counties;

Also: Senate Bill No. 442—An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements under the "Street Opening Act of 1889" and providing for the effect and enforcement of such bonds;

Also: As a case of urgency Senate Bill No. 984—An act to amend section 261 of the Political Code, relating to duties of officers at the close of each session of the Legislature;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By C. WM. BOOTH, Assistant Clerk.

Senate Bills Nos. 161, 442 and 984 ordered to unfinished business.

SENATE ACTION RESCINDED ON ASSEMBLY BILL NUMBER ONE THOUSAND NINETY-TWO.

On motion of Senator Nelson, the Senate rescinded the action whereby Senate Amendments offered by Senator Nelson to Assembly Bill No. 1092 were this day adopted.

RECESS.

At ten o'clock and fifty minutes a.m., on motion of Senator Slater, the President pro tempore declared the Senate at recess until the hour of ten o'clock and fifty-five minutes a.m.

RECONVENED.

At ten o'clock and fifty-five minutes a.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

SENATOR CROWLEY IN THE CHAIR.

At ten o'clock and fifty-six minutes a.m., Senator Crowley of the Twenty-second District was called to the chair.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 984—An act to amend section 261 of the Political Code, relating to duties of officers at the close of each session of the Legislature.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER NINE HUNDRED EIGHTY-FOUR.

AMENDMENT NUMBER ONE.

On page 1, line 4, of the printed bill, after the words "enrolling clerk," insert a comma and the words "minute clerk."

AMENDMENT NUMBER TWO.

On page 1, line 5, after the word "clerk" insert a comma and the words "minute clerk."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 984?

The roll was called, and Assembly amendments to Senate Bill No. 984 concurred in by the following vote:

AYES—Senators Arbuckle, Breed, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—27.

NOES—None.

Senate Bill No. 984 ordered to enrollment.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At ten o'clock and fifty-seven minutes a.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

CONSIDERATION OF ASSEMBLY AMENDMENT.

The Senate took up for consideration Assembly amendment to Senate Bill No. 442—An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements under the "Street Opening Act of 1889" and providing for the effect and enforcement of such bonds.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FOUR HUNDRED FORTY-TWO.

AMENDMENT NUMBER ONE.

On page 7 of the printed bill add the following:

"SEC. 20. The city council may, in the resolution of intention, prescribe by section 2 of said "Street Opening Act of 1889," provide for the payment, out of a city fund, to be therein designated, some certain amount of the estimated costs and expenses of the improvement therein proposed, in which case the "Notice of Public Work" prescribed by section 3 of said "Street Improvement Act" shall state the fact that such provision is made in such resolution of intention, providing the sum proposed to be paid out of the city treasury, which sum shall be deducted from the total cost and expense of the said proposed improvement, and the remainder of such cost and expenses shall be assessed as prescribed by section 9 of said Street Improvement Act; *provided*, that at the, or before the, time of ordering said improvement to be made the city council shall appropriate, out of the proper fund, and pay into the special fund provided by section 16 of said Street Improvement Act, the said sum specified in the resolution of intention. Bonds may then issue as hereinbefore provided, to cover the assessment so made.

SEC. 21. This act shall be liberally construed to promote the objects thereof."

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 442?

The roll was called, and Assembly amendment to Senate Bill No. 442 concurred in by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Irwin, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, and Slater—27.

NOES—None.

Senate Bill No. 442 ordered to enrollment.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day had withdrawn and stricken from the file Senate Bill No. 64—An act providing for the purchase of redwood timber lands in Humboldt County, adjacent to the State highway, and making an appropriation therefor, and vesting authority and power in the State Board of Forestry to make said purchases, in the name of the State of California, from the moneys herein appropriated, and to manage and control said timber lands, and whenever necessary in their judgment to exercise the right of eminent domain in acquiring said lands by condemnation proceedings; and empowering the State Board of Forestry to receive in the name of the people of the State of California gifts of land and to receive contributions from any source toward the purchase of and the care and maintenance of lands;

Also: Senate Bill No. 500—An act to provide for the organization of junior college districts and for the maintenance of junior colleges therein.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 585—An act appropriating money for the erection of a receiving building and for the equipment and service in connection thereto for Mendocino State Hospital;

Also: Senate Bill No. 586—An act appropriating money to purchase additional land for the Mendocino State Hospital and to improve the same;

Also: Senate Bill No. 983—An act to enable municipal corporations to sell, lease, or otherwise transfer the control or management of waterworks or parts thereof belonging to such municipality to municipal water districts.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 585, 586 and 983 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 407—An act appropriating money to be used for plague parasitology by the State Board of Health;

Also: Senate Bill No. 421—An act appropriating money for repairs, improvements and equipment for the Stockton State Hospital;

Also: Senate Bill No. 422—An act appropriating money for the erection and equipment of a receiving and psychopathic building at the Stockton State Hospital;

Also: Senate Bill No. 467—An act appropriating money for the construction and equipment of University farm buildings outside of Berkeley;

Also: Senate Bill No. 469—An act appropriating money to be used for the support and maintenance of the Division of Public Health Nurses by the State Board of Health;

Also: Senate Bill No. 471—An act making an appropriation to carry out the purposes of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California" and amendatory acts thereto.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 407, 421, 422, 467, 469 and 471 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 336—An act appropriating money for the erection of a school room and assembly building at the Sonoma State Home;

Also: Senate Bill No. 342—An act appropriating money for the support of extension courses by the University of California;

Also: Senate Bill No. 354—An act appropriating money for the support of teacher training courses at the Southern Branch of the University of California;

Also: Senate Bill No. 356—An act appropriating money for the support of the Scripps Institution for Biological Research of the University of California;

Also: Senate Bill No. 379—An act appropriating money for general improvements on the property of the State situated in Napa County and known as the Napa State Farm;

Also: Senate Bill No. 380—An act appropriating money for a cottage and equipment for patients at the Napa State Hospital;

Also: Senate Bill No. 391—An act appropriating money for the housing and training of patients at the Southern California State Hospital;

Also: Senate Bill No. 405—An act appropriating money to be used for malaria control by the State Board of Health.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 336, 342, 354, 356, 379, 380, 391 and 405 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 7—An act making an appropriation to carry out the purposes of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof;"

Also: Senate Bill No. 17—An act appropriating money to pay the claim of the Bank of California, National Association, against the State of California;

Also: Senate Bill No. 20—An act to add a new section to the Political Code to be numbered 737*d*, relating to the salaries of Superior Court judges in and for the county of San Diego;

Also: Senate Bill No. 30—An act to amend section 759 of the Political Code, relating to the appointment of phonographic reporters for the district courts of appeal, and prescribing the duties and compensation of such reporters;

Also: Senate Bill No. 145—An act making an appropriation for the encouragement of county agricultural fairs and providing for the distribution of the moneys hereby appropriated;

Also: Senate Bill No. 247—An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the Director of Agriculture in relation thereto;

Also: Senate Bill No. 328—An act appropriating money for furniture and equipment for the Hastings College of the Law.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 7, 17, 20, 30, 145, 247 and 328 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended, Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended and respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER EIGHT HUNDRED FIFTEEN.

AMENDMENT NUMBER ONE.

On page 2, line 16, of the printed bill, strike out the words "or prevent any build-" and all of lines 17 to 25, inclusive, and line 26 to and including the words "savings bank," and insert in lieu thereof the following: "or prevent any building and loan association from soliciting or accepting savings for which investment certificates, membership shares, or shares of stock must, in every case, be issued; *provided, further*, that they may borrow money, pay interest, make loans issue stock and do such other business as may be authorized by the laws of the State relating to building and loan associations; all of which classes of business may be advertised; *provided*, that in all advertisements for savings it shall be expressly stated that such institutions are not savings banks, nor shall such institutions in any manner hold themselves out as savings banks, or that they are doing a savings bank business, or that they receive savings as deposits."

AMENDMENT NUMBER TWO.

On page 3, line 32, of the printed bill, strike out the words "or prevent" and all of lines 33 to 42, inclusive, and insert in lieu thereof the following: "or prevent any building and loan association from soliciting or accepting savings for which investment certificates, membership shares, or shares of stock must, in every case, be issued; *provided, further*, that they may borrow money, pay interest, make loans,

issue stock and do such other business as may be authorized by the laws of the State relating to buildings and loan associations; all of which classes of business may be advertised; *provided*, that in all advertisements for savings it shall be expressly stated that such institutions are not savings banks, nor shall such institutions in any manner hold themselves out as savings banks, or that they are doing a savings bank business, or that they receive savings deposits."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 815?

The roll was called, and Assembly amendments to Senate Bill No. 815 concurred in by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Ingram, Irwin, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, and Shearer—24.

NOES—None.

Senate Bill No. 815 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Constitutional Amendment No. 4—Relative to the framing and ratifying of municipal charters.

ASSEMBLY AMENDMENT TO SENATE CONSTITUTIONAL AMENDMENT NUMBER FOUR.

AMENDMENT NUMBER ONE.

On page 3, line 41, of the printed bill, after the word "charter" add the following sentence: "*Provided, however*, that after the creation of any such borough, the powers thereof shall not be modified, amended or abridged in any manner without the consent of a majority of the qualified electors of such borough voting at a regular or special election."

The question being: Shall the Senate concur in Assembly amendment to Senate Constitutional Amendment No. 4?

The roll was called, and Assembly amendment to Senate Constitutional Amendment No. 4 concurred in by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Irwin, Jones, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, and Shearer—28.

NOES—None.

Senate Constitutional Amendment No. 4 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class and fixing the mileage and per diem of grand and trial jurors in such counties.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER ONE HUNDRED SIXTY-ONE.

AMENDMENT NUMBER ONE.

On page 2, line 4, of the printed bill, after the word "may" insert the following: "after the expiration of the terms of the present constables in said county,".

AMENDMENT NUMBER TWO.

On page 3, line 7, of the printed bill, after the word "monthly" strike out the period and insert in lieu thereof a semicolon and add the following: "*provided*, that in case of the county having but one township, the justice of the peace therein shall receive a salary of one thousand dollars, and may sit in all matters pertaining to his office or jurisdiction in the several localities of said township, according as public conveniences may require."

AMENDMENT NUMBER THREE.

On page 3, line 2, of the printed bill, after the word "of" strike out the words "one thousand two hundred fifty" and insert in lieu thereof the words "three hundred".

AMENDMENT NUMBER ONE.

On page 2, line 2, of the printed bill, strike out the period after the word "county" and insert in lieu thereof the following: "and said sheriff may appoint five deputy sheriffs, which offices are hereby created, each of whom shall receive a salary of three hundred dollars per annum. The deputies herein provided for shall be paid at the same time, and in the same manner and out of the same fund as the sheriff is paid."

AMENDMENT NUMBER TWO.

On page 2, line 44, of the printed bill, after the colon insert the following: "In counties of this class the justices of the peace shall receive the following compensation, to wit: In townships having a population of five thousand five hundred and more, the sum of one thousand two hundred fifty dollars per annum."

AMENDMENT NUMBER THREE.

On page 2, line 45, of the printed bill, strike out the letter "*a*" and insert in lieu thereof the letter "*b*".

AMENDMENT NUMBER FOUR.

On page 2, line 48, of the printed bill, strike out the letter "*b*" and insert in lieu thereof the letter "*c*".

AMENDMENT NUMBER FIVE.

On page 2, line 51, of the printed bill, commencing with the word "The" strike out the remainder of line 51, and all of line 52, and all of lines 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 on page 3 of the printed bill, and insert in lieu thereof the following: "The above-named salary shall be in full compensation for all services of said justices of the peace in criminal and civil cases, and when acting as coroner said justices of the peace shall be allowed and paid actual expenses, which expenses shall be audited and allowed by the board of supervisors and paid out of the county treasury. The above compensation shall be in lieu of all other fees received for services and said fees shall be accounted for to the auditor and paid into the county treasury.

The salary of the justices of the peace as herein provided for shall be paid in the same manner, at the same time, and out of the same fund as county officers are paid.

For the purpose of this subdivision the population of the several judicial townships is hereby determined to be the population of said townships as shown by the federal census taken in the year A. D. 1920."

AMENDMENT NUMBER SIX.

On page 3, line 22, of the printed bill, after the word "incumbent" insert the following: "Said salaries to cease at the end of the terms of the present incumbents."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 161?

The roll was called, and Assembly amendments to Senate Bill No. 161 concurred in by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Duncan, Eden, Flaherty, Gates, Godsil, Irwin, Johnson, Jones, King, Lyon, Otis, Rigdon, Rominger, Rush, Sample, Scott, Shearer, Slater, and Yonkin—25.

NOES—None.

Senate Bill No. 161 ordered to enrollment.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1321—An act authorizing any city, city and county, town or political subdivision organized under the laws of this State to permit and regulate the use of space more than fifteen feet above and over the streets, alleys and public places of said city, city and county, town or other political subdivision of the State upon payment of compensation therefor to be fixed by ordinance.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Gates moved to refer Assembly Bill No. 1321 to Senator Sample, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

Amend title by striking out all of the first five lines thereof, and inserting in lieu thereof the following: "An act authorizing any city, city and county, town or county of this State to regulate and permit the use of space more than fifteen feet above the public alleys of such city, city and county, town or county of this ".

AMENDMENT NUMBER TWO.

Strike out all of the printed bill after the word and figure "SECTION 1." in line 1 thereof; and insert in lieu thereof the following: "Any city, city and county, town or county of this State may regulate the use of space over the public alleys thereof, and upon payment of compensation, to be fixed by the proper legislative body thereof may by ordinance adopted by a vote of two-thirds of the total number of said legislative body, permit the use of the space more than fifteen feet above the level of said public alleys of such city, city and county, town or county."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 1321, with instructions to amend, respectfully reports the same back, amended as per instructions.

SAMPLE, Special Committee.

Report read, and on motion of Senator Gates, adopted.
Bill ordered to print.

Assembly Bill No. 280—An act to amend sections 1 and 5 of an act entitled "An act to provide for and regulate the deposit of county and municipal moneys in banks and banking corporations, limiting the amount of public moneys that may be deposited therein, and providing a penalty for the illegal deposit and use thereof," approved March 23, 1907, as amended.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Breed moved to refer Assembly Bill No. 280 to Senator Jones, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 16, of the printed bill, strike out the word "reclamation".

AMENDMENT NUMBER TWO.

On page 1, line 17, of the printed bill, strike out the words "or other".

AMENDMENT NUMBER THREE.

On page 1, line 16, of the printed bill, after the comma following the word "irrigation" insert the word "or".

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 280, with instructions to amend, respectfully reports the same back, amended as per instructions.

JONES, Special Committee.

Report read, and on motion of Senator Breed, adopted.
Bill ordered to print.

SENATOR KING IN THE CHAIR.

At ten o'clock and fifty-eight minutes a.m., Senator King of the Thirtieth District was called to the chair.

Assembly Bill No. 1074—An act to amend sections 2, 9, 15, 32 and 34 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 10, 1915, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called and Assembly Bill No. 1074 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Carr, W. J., Dennett, Duncan, Eden, Gates, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Rigdon, Rush, Scott, Sharkey, and Slater—22.

NOES—Senators Anderson, Canepa, Carr, F. M., Chamberlin, Flaherty, Godsil, McDonald, Otis, Rominger, Sample, and Shearer—11.

Title read and approved.

Bill ordered transmitted to the Assembly.

ASSEMBLY JOINT RESOLUTION No. 30.

Relative to the adoption of the metric system by the Congress of the United States as the legal standards of weights and measures after a transition period of ten years, as proposed in bills now before Congress.

WHEREAS, There is in the United States a deplorable lack of uniformity in weights and measures, and the units used are unscientific, cumbersome, and unrelated, constituting an actual hindrance to education, industry, world trade, and the activities of daily life; and

WHEREAS, The metric system of weights and measures is a decimal system, simple, logical, and easy to use, so that its adoption will result in an incalculable saving in time and energy; and

WHEREAS, The metric system has been adopted by the vast majority of enlightened nations, and its adoption by the United States is calculated to promote friendly relations and commerce with all the world; and

WHEREAS, The State of California, by reason of its great commercial and industrial activities, is vitally interested, both as a state and in behalf of its citizens, in the speedy adoption of world-wide uniform standards of weights and measures; now, therefore, be it

Resolved, That the Assembly of the State of California respectfully urges that the units of the metric system be adopted by the Congress of the United States as the legal standards of weights and measures after a transition period of ten years, as proposed in bills now before Congress; and be it further

Resolved, That copies hereof be forwarded to the President of the United States of America and to the Senators and Representatives of the State of California in the Congress of the United States.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 30 adopted by the following vote:

AYES—Senators Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Carr, W. J., Eden, Gates, Godsil, Harris, Hart, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, and Slater—23.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 30 ordered transmitted to the Assembly.

ASSEMBLY JOINT RESOLUTION No. 32.

Relative to an investigation by the Department of Justice.

WHEREAS, Peonage in any form is abhorrent to the principles and practice of civilized nations and is prohibited by the constitution of the United States and various federal enactments adopted pursuant thereto; and

WHEREAS, From various communities from time to time there comes reports that these prohibitions are being circumvented and avoided by indirection and subterfuge; and

WHEREAS, In the period of readjustment following the World War as a reaction thereto there is a perceptible lessening of the morals of the people which has tended to allow unscrupulous persons to take advantage of the ignorant and uninformed; and

WHEREAS, It will tend to awaken the people to certain conditions that exist if the Department of Justice of the United States would at this time undertake an inquiry into the entire question as it affects the United States, now, therefore, be it

Resolved by the Assembly and the Senate, jointly, That the attention of the President of the United States be in this manner directed to the question of peonage and that he be respectfully requested hereby to call upon the Department of Justice for such an investigation as the merits of the problem deserve; be it further

Resolved, That the Chief Clerk of the Assembly be and hereby is directed to forward copies of these resolutions to the President of the United States.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 32 adopted by the following vote:

AYES—Senators Anderson, Arbuckle, Canepa, Carr, F. M., Crowley, Duncan, Eden, Gates, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Assembly Joint Resolution No. 32 ordered transmitted to the Assembly.

Assembly Bill No. 832—An act to amend section 634 of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 832 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 831—An act to amend section 636 of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 831 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Canepa, Carr, F. M., Crowley, Duncan, Eden, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 485—An act to amend sections 1, 2, 6, 15, 17, 31, 35, 38, 39, 47, and 48 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, and to add four new sections, numbered $2\frac{1}{2}$, $14\frac{1}{2}$, $21\frac{1}{2}$, and $22\frac{1}{2}$," approved July 22, 1919, and to add a new section to be numbered $21\frac{3}{4}$.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 485 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Canepa, Carr, W. J., Crowley, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 983—An act to amend section 1612 of the Political Code, relating to letting of contracts.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator Lyon moved to refer Assembly Bill No. 983 to Senator Yonkin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 14, of the printed bill, strike out the period after the word "work" and insert in lieu thereof a comma, and add the following after said comma: "and it further appears that bids have been regularly advertised for and that either no bids have been filed within the time provided, or that bids have been filed and read and appear excessive."

Motion carried.

REPORT OF SPECIAL COMMITTEE OF ONE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Special Committee of One, to which was referred Assembly Bill No. 983, with instructions to amend, respectfully reports the same back, amended as per instructions.

YONKIN, Special Committee.

Report read, and on motion of Senator Lyon, adopted.

Bill ordered to print.

Assembly Bill No. 328—An act to add a new section to the Political Code to be numbered 737*d*, relating to salaries of superior judges in Fresno County.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 328 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Burnett, Canepa, Carr, F. M., Crowley, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.

NOES—None.

TITLE AMENDED.

Senator Harris moved to amend the title of Assembly Bill No. 328 as follows:

AMENDMENT NUMBER ONE.

In line 3 of the title strike out the word "county" and insert in lieu thereof the words "and Sonoma counties".

Motion carried.

Title, as amended, read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 388—An act to amend sections 412 and 413 of the Political Code, and to repeal section 414 of said code, relating to the salaries of the appointees of the Secretary of State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 388 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Canepa, Carr, F. M., Crowley, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Sample, Scott, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR GATES IN THE CHAIR.

At ten o'clock and fifty-nine minutes a.m., Senator Gates of the Thirty-fifth District was called to the chair.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Lyon:

WHEREAS, The members of the forty-fourth session of the Legislature of California have, during the past four months, been working assiduously enacting laws in a common desire to advance the welfare of the State, forgetful at times of the sentiments and feelings of others, and taking few of the precious passing moments for personal relaxation; and

WHEREAS, There has been quietly moving in our midst, one devotedly seeking the cherished talents and secret ambitions upon which to play all the wealth and richness of an abundant vocabulary in the provocation of mirth and glee; and

WHEREAS, In this, his success has been little short of phenomenal, as is attested by the love, respect and admiration of his victims; and

WHEREAS, The recollections of the oratory will not many years survive, and time will soon efface from memory the causes of all the many verbal discords and dissensions; therefore, be it

Resolved by the Senate and Assembly jointly, That the name of Eddie Boyden, the maker of real laughter, the giver of delight, the portrayer of human nature, the Prince of Legislative Scribes, will go with us forever; and be it further

Resolved, That as the days go by and it becomes our good fortune to behold a copy of the San Francisco Chronicle, we will instinctively turn the pages over to smile upon the likeness of his sunny face, and laugh with him again.

Resolution read, and ordered printed in the Journal.

THIRD READING OF ASSEMBLY BILLS—(RESUMED.)

Assembly Bill No. 571—An act amending an act entitled "An act to provide a relief fund in the several counties or any city and county of the State for the needy blind, providing for and prescribing the powers and duties of boards of supervisors in every county or city and county," approved May 2, 1919, by amending section 4 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 571 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Godsil, Ingram, Inman, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 161—An act to provide for the treatment and surgical care of deformed, crippled or injured children by the State of California, in its general hospitals and institutions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 161 passed by the following vote:

AYES—Senators Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 476—An act to amend section 653*x* of the Civil Code, relating to nonprofit cooperative corporations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 476 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1359—An act entitled "An act to insure the better education of practitioners of veterinary medicine, and to regulate the practice of veterinary medicine in the State of California, to provide for

the creation of a board of five members who shall act under and in accordance with the provisions of this act; to provide for their appointment, and define their powers, duties and compensation; to define offenses committed by acts done contrary to the provisions of this act, and providing penalties for the violation thereof; providing for the revocation or suspension, in certain cases, of licenses issued hereunder, and to repeal an act entitled 'An act to regulate the practice of veterinary medicine and surgery in the State of California,' approved March 23, 1893, amended and approved March 20, 1903, and all other laws in conflict herewith," approved March 23, 1907, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1359 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Sharkey, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

REPORT OF STANDING COMMITTEE—(OUT OF ORDER).

The following report of standing committee was received and read, out of the regular order:

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Assembly Joint Resolution No. 33—Relative to the employment of aliens in federal establishments—has had the same under consideration, and respectfully reports the same back, and recommends that it be adopted.

Committee membership—5; committee vote: Ayes—5. EDEN, Chairman.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NUMBER THIRTY-THREE—(OUT OF ORDER).

Senator Inman asked for and was granted unanimous consent to take up Assembly Joint Resolution No. 33 for reading at this time, out of regular order, and without reference to file.

ASSEMBLY JOINT RESOLUTION No. 33.

Relative to the employment of aliens in federal establishments.

WHEREAS, Prior to the recent war with Germany, it has been the policy of the United States government to exclude all aliens from employment in federal establishments; and

WHEREAS, During the recent war with Germany, the Congress of the United States amended certain sections of this act to the extent of the employment of allied aliens, or citizens of nations allied with the United States government in the recent war with Germany; and

WHEREAS, At the present time, there are a large number of aliens employed within our federal establishments and which positions may at this and future time be occupied by citizens of the United States and particularly ex-service men; and

Resolved by the Assembly and Senate, jointly, That the attention of the President of the United States be in this manner directed to request the Congress of the United States for such investigation as the merits of this situation deserves.

Resolved, That the Chief Clerk of the Assembly be and is hereby directed to forward copies of this resolution to the President of the United States.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 33 adopted by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Lyon, McDonald, Nelson, Osborne, Purkitt, Rigdon, Rush, Sharkey, Slater, and Yonkin—25.
NOES—None.

Title read and approved.

Assembly Joint Resolution No. 33 ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 247—An act to provide for the extension of the public works of the State of California during periods of extraordinary unemployment caused by temporary industrial depression, and regulating employment therein, and authorizing the Board of Control to enforce the provisions hereof; and repealing all acts inconsistent with the provisions hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 247 passed by the following vote:

AYES—Senators Anderson, Boggs, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, and Slater—23.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 194—An act requiring State officers, boards, commissions and institutions of the State of California expending funds or for which funds are expended to make and file an itemized and classified report, providing for the publication of such reports and providing penalties for failure to make or file such reports.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 194 passed by the following vote:

AYES—Senators Boggs, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 953—An act to amend sections 974 and 975 of the Code of Civil Procedure, relating to appeals to superior courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 953 passed by the following vote:

AYES—Senators Canepa, Crowley, Dennett, Eden, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, and Slater—23.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR SAMPLE IN THE CHAIR.

At eleven o'clock a.m., Senator Sample of the Fortieth District was called to the chair.

Assembly Bill No. 952—An act to amend section 860 of the Code of Civil Procedure, relating to pleadings in justices' courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 952 passed by the following vote:

AYES—Senators Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Johnson, Jones, King, Lyon, McDonald, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 862—An act to amend section 817 of the Penal Code, relating to peace officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 862 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Otis, Rush, Sample, Scott, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 867—An act to amend section 4190 of the Political Code, relating to payment of fees into the law library fund, and to repeal an act entitled "An act to amend section 1 of an act entitled 'An act to establish law libraries,' approved March 1, 1891, and relating to the creation of a law library fund," approved March 1, 1897.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 867 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Lyon, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 77—An act to amend section 1469 of the Code of Civil Procedure, relating to administration of estate not exceeding one thousand five hundred dollars in value.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 77 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—27.
NOES—Senator Purkitt—1.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 315—An act to recognize and declare valid all proceedings in James Irrigation District.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 315 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1004—An act to amend sections 6 and 12 of an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including a minimum wage; providing for an appropriation therefor and fixing a penalty for violation of this act," approved May 26, 1913, as amended, and to add three new sections thereto to be numbered 12*a*, 12*b* and 12*c*, relating to rehearings and review of the orders of the commission.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1004 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—29.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 235—An act to create the office of Public Defender, to provide for the election of such officers, and prescribing their duties and compensation.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 235 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, Osborne, Otis, Purkitt, Rush, Sample, Scott, and Slater—25.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 955—An act to amend section 872 of the Code of Civil Procedure, relating to judgment by default in justices' courts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 955 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, Osborne, Purkitt, Rush, Sample, Scott, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 580—An act appropriating money for repairs, improvements and equipment for Napa State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 580 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, Osborne, Purkitt, Rush, Sample, Scott, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1315—An act appropriating money to pay the claim of Theodore Dierks and Company, Incorporated, against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1315 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, and Slater—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 782—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of State lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 782 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Sample, Scott, Slater, and Yonkin—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 750—An act to reappropriate moneys appropriated by an act entitled "An act appropriating money for building a wing to the trades building at Preston School of Industry," approved June 7, 1913.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 750 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, Osborne, Otis, Purkitt, Sample, Scott, Sharkey, Slater, and Yonkin—26.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 45—An act providing that one-half of the expense of maintenance of the fire boats "David Scannell" and "Dennis Sullivan," including salaries of the officers, firemen and crews thereof, shall be borne and paid by the State of California.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 45 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, Lyon, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—25.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1274—An act to amend section 204*e* of the Code of Civil Procedure, relating to jury commissioners.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1274 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Jones, King, Lyon, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—26.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 871—An act to provide for the compilation, printing, binding, publishing and distribution of a legislative manual and State blue book, or roster, repealing all conflicting acts and making an appropriation to carry out the provisions hereof.

Bill read third time.

The question being on the passage of the bill

The roll was called, and Assembly Bill No. 871 passed by the following vote:

AYES—Senators Anderson, Ashley, Boggs, Breed, Burnett, Caminetti, Crowley, Elsa Fisher, Gates, Gerdes, Hans, Hare, Harris, Johnson, Jones, Kent, Owens, Rigas, Parker, Rattan, Rominger, Rush, Sanford, Scott, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILL—OUT OF ORDER.

Senator King asked for and was granted unanimous consent to take up Assembly Bill No. 1129 for third reading at this time, out of the regular order, for the purpose of amendment:

Assembly Bill No. 1129—An act to amend section 626½ of the Penal Code, relating to the protection of deer.

Bill read third time.

MOTION TO REFER TO SPECIAL COMMITTEE OF ONE.

During third reading of the bill, Senator King moved to refer Assembly Bill No. 1129 to Senator Yonkin, as a Special Committee of One, to amend as follows:

AMENDMENT NUMBER ONE.

On page 1, line 6, of the printed bill, as amended April 14, 1921, strike out the words "one" preceding the words "mule" and insert in lieu thereof the word "two".

AMENDMENT NUMBER TWO.

On page 1 of the printed bill, as amended April 14, 1921, line 7, strike out the period at the end thereof and insert in lieu thereof a semicolon and the following: provided, that nothing herein shall apply to the owner, [illegible] from said premises, [illegible] in the State of California, [illegible] bills or hereafter as he has in his [illegible] and who shall, in the State of California, [illegible] Senate Committee, as adopted April 29, 1921, [illegible] [illegible] [illegible]

The roll was called, and Assembly Bill No. 95 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, King, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1356—An act making an appropriation for the purpose of building a children's recreational, physical, mental and industrial training hall on the State prison grounds at San Quentin.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1356 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, McDonald, Osborne, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 392—An act providing for the collection and importation of parasitic and predacious insects from foreign countries and authorizing the employment of collectors and the payment of their subsistence and traveling expenses.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 392 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Gates, Godsil, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—30.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1298—An act to amend section 67*a* of the Code of Civil Procedure, relating to the superior court of Los Angeles County.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1298 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, and Slater—31.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 327—An act to provide one additional judge of the superior court in the county of Fresno.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 327 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 11—An act to increase the number of judges of the superior court of the county of Riverside, and to provide for the appointment of an additional judge.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 11 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, King, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—34.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 558—An act making an appropriation for the construction of a suitable memorial commemorating the battle of San Pasqual.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 558 passed by the following vote:

AYES—Senators Arbuckle, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1199—An act providing for the selection of an area within which the State Normal School at San Francisco shall be located; authorizing the board of trustees thereof to acquire by purchase, gift, condemnation or otherwise such tracts of land within said selected area as may be necessary for the uses of said school; authorizing the construction or reconstruction of suitable and necessary buildings and improvements thereon, and the purchase of necessary and appropriate furniture and equipment therefor; making an appropriation therefor, and repealing all acts or parts of acts inconsistent herewith.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1199 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, King, Lyon, McDonald, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

SENATOR FLAHERTY IN THE CHAIR.

At eleven o'clock and one minute a.m., Senator Flaherty of the Twenty-fourth District was called to the chair.

Assembly Bill No. 1351—An act making an appropriation for the construction and equipment of buildings for the State Normal School at San Francisco.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1351 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, and Yonkin—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1313—An act appropriating money to construct two cottages on the farm at the Stockton State Hospital.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1313 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Purkitt, Rominger, Rush, Sample, Scott, Slater, and Yonkin—27.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 857—An act making an appropriation to pay the claim of Charles R. Perkins against the State of California.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 857 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—28.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1324.—An act granting rights of way for lines, roads, structures, levees, canals and excavations to the United States over the proprietary lands of this State.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1324 passed by the following vote:

Ayes: Senators Arbuckle, Boggs, Breed, Caminetti, Crowley, Dennett, Eden, Flaherty, Gates, Gedsel, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Osborne, Otis, Purkitt, Rush, Sample, Scott, Slater, and Yonkin—27.

Noes: None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1338.—An act to add a new section to the Political Code, to be numbered 1161*a*, providing for the deposit of moneys for the cooperative construction of public roads with the federal government and prescribing the manner in which the deposit shall be made.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1338 passed by the following vote:

Ayes: Senators Anderson, Arbuckle, Boggs, Breed, Caminetti, Crowley, Dennett, Eden, Flaherty, Gates, Gedsel, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Slater, and Yonkin—29.

Noes: None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 536.—An act to authorize counties to cooperate with the Secretary of Agriculture of the United States for the survey, construction and maintenance of roads and trails, and to pay part of the expenses thereof, pursuant to the provisions of section 8 of the act of Congress approved July 11, 1916, entitled "An act to provide that the United States shall aid the states in the construction of rural post roads and for other purposes."

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 536 passed by the following vote:

Ayes: Senators Anderson, Arbuckle, Boggs, Breed, Caminetti, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Gedsel, Harris, Hart, Ingram, Inman, Irwin, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—31.

Noes: None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 674.—An act directing the Department of Engineering, State of California, to investigate and report upon a proposed State road, with the necessary bridges connecting the city of Vallejo with the State highway at a point near Sears Point on the Black Point

cut-off road in southern Sonoma County, and establishing the same, a State highway.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 674 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Irwin, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 234—An act to provide for a system of landing fields for aeroplanes in the principal cities of California, such landing fields to be constructed, maintained and controlled by the State Highway Commission.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 234 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 911—An act providing for the taking over by the State of California of a certain road in the county of San Joaquin, and for the maintenance and improvement of the same as a State road under the supervision of the State Department of Engineering.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 911 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order, by Committee on Contingent Expenses:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund of the Senate in the sum of seven hundred eight and ninety-two one hundredths ($708.92) dollars, to pay the respective parties the

amounts as itemized below, and the State Treasurer is hereby directed to pay the same.

State Purchasing Department:	
Stationery supplies, April, 1921	$400 02
Wholesale Typewriter Company:	
Typewriter rentals, March 31 to April 30	120 00
Alex Anderson:	
Typewriter rentals, March 14 to April 14, $10; typewriter rentals, April 14 to May 15, $10	20 00
Pacific Telephone and Telegraph Company:	
Service for month of May	1 00
Long distance calls	47 05
Western Union Telegraph Company:	
Telegrams	13 45
M. H. Ebel Company:	
Floral piece for Mr. Zarick	10 00
Cascade Towel Company:	
Towel service for January, February, March, and April	83 50
Purnell Stationery Company:	
Supplies	50
H. S. Crocker Company:	
Stamp racks	5 00
W. H. Funk Company:	
Lettering doors	8 40
Total	$708 92

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Slater, and Youkin—28.

NOES—None.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 1046—An act to amend section 2 of an act entitled "An act to provide for maintenance of county highways, improved under bond issues in the counties of the State, and empowering the boards of supervisors to levy taxes therefor," approved May 1, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1046 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, and Slater—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 852—An act to provide for the assessment, levy and collection of taxes for the support of the State government for the seventy-third and seventy-fourth fiscal years.

Bill read third time.

Section 4, setting forth the urgency clause, read.

The question being: "Shall this section, setting forth the urgency features of this bill, be passed?"

The roll was called, and the urgency section passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—31.
NOES—None.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 852 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Jones, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—31.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 236—An act to amend an act entitled "An act to provide a central bureau for the preservation of records of marriages, births and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such registration and to fix penalties for violation of this act; to create the offices of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict herewith," approved May 19, 1915, as amended by amending sections 13, 18, and 22 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 236 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Lyon, McDonald, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, and Slater—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 216—An act to provide for suitable sanitary conditions in foundries and metal shops, and providing penalties for the violation thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 216 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Lyon, McDonald, Nelson, Purkitt, Rigdon, Rush, Sample, Scott, Slater, and Yonkin—25.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 309—An act to amend section 1618*a* of the Political Code, relating to health supervision of schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 309 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Lyon, McDonald, Nelson, Osborne, Otis, Rush, Sample, Scott, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY.

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted Senate Constitutional Amendment No. 34, relative to judges pro tempore.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Constitutional Amendment No. 34 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day had withdrawn and stricken from the file Senate Bill No. 118, An act to add a new section to the Political Code to be numbered 758*a*, providing for the appointment and compensation of a porter for the First District Court of Appeal.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 828—An act appropriating money to pay the claim of L. J. Maddux;

Also: Senate Bill No. 853—An act to amend an act entitled "An act providing for the designation of money in the State Treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premium received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913;

Also: Senate Bill No. 955—An act to provide for the survey and investigation of the feasibility and cost of irrigating the lands of Shasta Valley in Siskiyou County, California, from the Klamath River and other sources of water in California and Oregon, and to make an appropriation therefor;

Also: Senate Bill No. 979—An act authorizing the payment of the claim of John F. Tyler, trustee for William E. Tucker, Mary A. Blass, John H. Crumrine, Eugene B. Stanley, Charles H. Adams, against the State of California, and making an appropriation therefor;

Also: Senate Bill No. 982—An act making an appropriation for the support, maintenance and equipment of the University of California.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 828, 853, 955, 979 and 982, ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 445—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years;

Also: Senate Bill No. 473—An act appropriating money for investigation, research, and demonstration by the Department of Agriculture of the University of California with regard to deciduous fruits and nuts, including olives and figs;

Also: Senate Bill No. 545—An act to amend section 2207*f* of the Political Code, relating to the Industrial Home of Mechanical Trades for the Adult Blind;

Also: Senate Bill No. 607—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Alameda and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco bay from the city and county of San Francisco to the county of Alameda; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions thereof;

Also: Senate Bill No. 637—An act appropriating money to purchase a new site for the Women's Relief Corps Home;

Also: Senate Bill No. 643—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Marin and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco bay from the city and county of San Francisco to the county of Marin; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions hereof.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 445, 473, 545, 607, 637 and 643 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 339—An act to make an appropriation to carry out the provisions of "An act to establish a Nautical School at the port of San Francisco, to provide for the conduct and maintenance thereof, to make an appropriation therefor, and to authorize the Governor to request and to receive aid from the United States in compliance with the provisions of an act of Congress, approved March 4, 1911," approved May 14, 1917;

Also: Senate Bill No. 341—An act directing the Commission of Immigration and Housing to investigate and propose legislation for the acquisition and building of homes for workingmen, with the financial assistance of the State of California;

Also: Senate Bill No. 382—An act to appropriate money to be paid as premiums to exhibitors of live stock at district live stock shows to be held in the First Agricultural District;

Also: Senate Bill No. 411—An act to assist in providing hospital service and treatment for legal residents of the State afflicted with maladies or deformities which can probably be remedied, and who are unable to pay for such service and treatment, and making an appropriation to carry out the purposes hereof;

Also: Senate Bill No. 443—An act to amend section 3 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry the act into effect," approved June 16, 1913, and known as the "Weight and Measures Act," amended June 8, 1915.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 339, 341, 382, 411 and 443, ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 165—An act appropriating money for premiums at fairs held by the Twenty-fifth Agricultural District Association.

Also: Senate Bill No. 268—An act providing for the control and destruction of predatory wild animals, making an appropriation therefor, and repealing acts authorizing the payment of bounties on such animals;

Also: Senate Bill No. 293—An act to amend section 739 of the Political Code, relating to salaries of officers of Supreme Court;

Also: Senate Bill No. 314—An act appropriating money to complete the construction of the trail in the Sierra Nevada Mountains known as the "John Muir Trail" and laterals therefrom;

Also: Senate Bill No. 316—An act to authorize the creation of a debt or debts, liability or liabilities, through the issuance and sale of state bonds, for the single object of creating a fund to carry out the provisions of the Land Settlement Act, approved June 1, 1917, and of any and all acts amendatory thereof or supplemental thereto; to provide ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; to create a State Land Settlement Finance Committee the members of which are to serve without compensation; to define the powers and duties of said State Land Settlement Finance Committee and of other State officers in relation to this act; to appropriate money for the expense of preparing and of advertising the sale of the bonds herein authorized to be issued; and to provide for the submission of this act to a vote of the people at the general election to be holden in the month of November, 1922.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 165, 268, 293, 314 and 316, ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day adopted as amended, Senate Constitutional Amendment, No. 28—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending section 17 of article VI, relating to the salaries of the Justices of the Supreme Court, the Justices of the District Courts of Appeal, and of the Judges of the Superior Courts;

Also: Senate Constitutional Amendment No. 35—Relative to taxation;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Constitutional Amendments Nos. 28 and 35, ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended and on this day passed as amended, Senate Bill No. 454—An act to amend an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended;

Also: Senate Bill No. 740—An act providing for the creation and management of the Mount Diablo Park, creating a board of five commissioners with power to acquire and manage said park and making an appropriation therefor;

Also: Senate Bill No. 827—An act to add a new section to be numbered 1394½ or the Political Code, relating to fees and rates of tuition of nonresident students of the University of California;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos 454, 740 and 827, ordered to unfinished business.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended, Senate Bill No. 199—An act to amend an act, known as the "Water Commission Act," approved June 16, 1913, amending sections 37 thereof and adding thereto five new sections, to be numbered 37*a*, 37*b*, 37*c*, 37*d*, 37*e*, relating to the distribution of water and providing for the appointment of water masters and defining their duties;

Also: Senate Bill No. 206—An act to amend section 1521 of the Political Code, relating to the per diem of members of the State Board of Education and the compensation of the assistant superintendents of public instruction;

Also: Senate Bill No. 444—An act to amend section 1 of an act approved April, 25, 1911, and entitled, "An act to carry into effect the provisions of subdivision (c) of section 14 of article XIII of the constitution of the State of California as the said article was amended on the eighth day of November in the year 1910, in so far as the same relates to the State University; and also to provide for the permanent support and improvement of the University of California; and to that end making a continuing appropriation and creating an annual fund therefor; repealing an act entitled 'An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor, and to repeal an act approved February 14, 1887, entitled "An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor," and also to repeal an act approved February 27, 1897, entitled "An act to provide additional support and maintenance, and for the acquisition of necessary property and improvements of the University of California, by the levy of a rate of taxation, and the creation of a fund therefor," approved March 20, 1909.'";

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 199, 206 and 444, ordered to unfinished business.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 513—An act to amend sections 6, 11, and 14 of an act entitled "An act to insure the better education of dental surgeons and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof," approved May 21, 1915, and to add a new section thereto to be numbered 6*a*, providing special licenses for limited dental operations.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 513 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Eden, Flaherty, Godsil, Harris, Hart, Ingram, Johnson, McDonald, Otis, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—22.

NOES—Purkitt—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1122—An act to amend section 20 of an act entitled "An act to provide a central bureau for the preservation of records of marriages, births, and deaths, and to provide for the registration of all births and deaths, the establishment of registration districts under the superintendence of the State Bureau of Vital Statistics; the issuance and registration of burial and disinterment permits and certificates of births and deaths; the appointment of State and local registrars of vital statistics; to prescribe the powers and duties of registrars, coroners, physicians, undertakers, sextons and other persons in relation to such

registration and to fix penalties for violation of this act; to create the office of State and local registrars of vital statistics, to provide for the salary and fees of same; to repeal all acts and parts of acts in conflict therewith," approved May 19, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1122 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Lyon, McDonald, Otis, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1325—An act to amend section 4143 of the Political Code, relating to the duties of the coroner.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1325 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Lyon, McDonald, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 830—An act to amend section 628*a* of the Penal Code, relating to the protection of fish and game.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 830 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Burnett, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1246—An act to add a new section to the Penal Code of the State of California, to be numbered section 632*a*, relating to the protection of salmon and steelhead trout.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1246 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Ingram, Inman, Johnson, Jones, Lyon, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Slater, and Yonkin—24.

NOES—None.

TITLE AMENDMENT.

Senator Nelson moved to amend the title of Assembly Bill No. 1246 as follows:

AMENDMENT NUMBER ONE.

In line 3 of the title strike out the words "salmon and steelhead", also strike out line 4 of the title, and insert in lieu thereof the following: "fish and game."

Motion carried.

Title, as amended, read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1337—An act to amend section 1618*a* of the Political Code, relating to health supervision of schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1337 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, W. J., Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Inman, Johnson, Lyon, McDonald, Otis, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 127—An act creating an institution to be known as the California School for the Blind; providing for the conduct and maintenance thereof, providing for the appointment of the board of trustees; investing said board with certain of the functions exercised by the board of directors of the California School for the Deaf and the Blind, authorizing the Board of Control to make a division of the property of the California School for the Deaf and the Blind.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 127 passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Crowley, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 226—An act designating "Frances E. Willard" day in the public schools of this State, and requiring instruction and appropriate exercises relative to the life, history, and achievements of Frances E. Willard.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 226 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Carr, W. J., Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 371—An act to amend section 1488 of the Political Code, relating to normal schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 371 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Harris, Hart, Ingram, Johnson, Lyon, McDonald, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 984—An act to add a new section to the Political Code to be numbered 1612*a*, relating to school district budgets and school district taxes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 984 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Eden, Flaherty, Gates, Goodsil, Harris, Hart, Ingram, Johnson, Jones, Lyon, McDonald, Otis, Purkitt, Rigdon, Rush, Sample, Scott, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1277—An act to provide that certain graduates of normal schools and teachers' colleges shall be required to qualify to give elementary instruction in agricultural subjects.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1277 passed by the following vote:

AYES—Senators Arbuckle, Breed, Burnett, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Godsil, Hart, Ingram, Inman, Johnson, Jones, McDonald, Nelson, Otis, Rigdon, Rominger, Rush, Sample, Scott, and Slater—24.

NOES—Senator Lyon—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1320—An act appropriating money to pay the claim of Raymond Benjamin against the State of California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1320 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Flaherty, Gates, Harris, Hart, Ingram, Johnson, Jones, Lyon, Nelson, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1345—An act appropriating money for the construction of a pathological laboratory at the Napa State Hospital.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1345 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Duncan, Flaherty, Gates, Godsil, Harris, Ingram, Johnson, Jones, McDonald, Otis, Rigdon, Rush, Sample, Scott, and Slater—21.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

APPROVAL OF SENATE JOURNALS.

On motion of Senator Breed the Senate Daily Journals of Monday, April 25; Tuesday, April 26; Wednesday, April 27, and Thursday, April 28, 1921, were approved as corrected.

RECESS.

At eleven o'clock and five minutes a.m., on motion of Senator Breed the Acting President declared the Senate at recess until the hour of eleven o'clock and ten minutes a.m.

RECONVENED.

At eleven o'clock and ten minutes a.m., the Senate reconvened.

Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 740—An act providing for the creation and management of the Mount Diablo Park, creating a board of five commissioners with power to acquire and manage said park and making an appropriation therefor.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER SEVEN HUNDRED FORTY.

AMENDMENT NUMBER ONE.

In line 3 of the title of the printed bill, as amended April 18, 1921, strike out the period and insert in lieu thereof a comma and the following: "and making an appropriation therefor."

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, after line 29, add the following:

"SEC. 7. Out of any money in the State treasury not otherwise appropriated, the sum of two thousand five hundred dollars is hereby appropriated to be expended in accordance with law in carrying out the provisions of this act."

AMENDMENT NUMBER ONE.

In section 4, line 1, page 2, of the printed bill, strike out the word "one" as the same appears following the word "exceed" and preceding the word "thousand" in said line, and insert in lieu thereof the word "four".

AMENDMENT NUMBER TWO.

On page 2 of the printed bill, in section 6 thereof, strike out from line 13, of said section, the words "the money herein". Strike out from line 14 the word "appropriated" as the same appears preceding the word "shall" in said line; and also strike out the words "upon the purchase of any additional land" as the same appear in lines

14 and 15 following the word "made" as such word appears in line 14 of said bill, and insert in lieu thereof in line 13, page 2 of said bill, after the word "of" and preceding the word "the" as said words occur in said line, the following: "the purchase price of any lands acquired in accordance herewith".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 740?

The roll was called, and Assembly amendments to Senate Bill No. 740 concurred in by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Duncan, Eden, Flaherty, Gates, Ingram, Irwin, Johnson, King, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—23.
NOES—None.

Senate Bill No. 740 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 827—An act to add a new section to be numbered 1394½ of the Political Code, relating to fees and rates of tuition of nonresident students of the University of California.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER EIGHT HUNDRED TWENTY-SEVEN.

AMENDMENT NUMBER ONE.

On page 1, line 12, of the printed bill, after the comma following the word "*provided*" insert the following: "that the maximum sum to be paid shall not exceed five hundred dollars; *and provided, further,*".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 827?

The roll was called, and Assembly amendment to Senate Bill No. 827 concurred in by the following vote:

AYES—Senators Anderson, Boggs, Breed, Carr, F. M., Carr, W. J., Duncan, Eden, Flaherty, Gates, Ingram, Irwin, Johnson, Jones, Lyon, Osborne, Otis, Rush, Scott, Sharkey, Slater, and Yonkin—21.
NOES—Senator Nelson—1.

Senate Bill No. 827 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 454—An act to amend an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER FOUR HUNDRED FIFTY-FOUR AS AMENDED IN SENATE.

AMENDMENT NUMBER ONE.

On page 1 of the printed bill as amended, after the enacting clause insert the following:

"SECTION 1. The act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended, is hereby amended so as to read as follows:"

AMENDMENT NUMBER TWO.

On page 9 of the printed bill as amended, after line 19, and commencing as line 20, insert the following:

"SEC. 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed."

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 454?

The roll was called, and Assembly amendments to Senate Bill No. 454 concurred in by the following vote:

AYES—Senators Anderson, Boggs, Breed, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rush, Scott, Sharkey, Slater, and Yonkin—22.

NOES—None.

Senate Bill No. 454 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 206—An act to amend section 1521 of the Political Code, relating to the per diem of members of the State Board of Education and the compensation of the assistant superintendents of public instruction.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER TWO HUNDRED SIX.

AMENDMENT NUMBER ONE.

On page 1, line 17, after the word "education" insert the following: "subject to approval by the State Board of Control".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 206?

The roll was called, and Assembly amendment to Senate Bill No. 206 concurred in by the following vote:

AYES—Senators Anderson, Boggs, Breed, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Otis, Rush, Scott, Sharkey, Slater, and Yonkin—22.

NOES—None.

Senate Bill No. 206 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. 199—An act to amend an act, known as the "Water Commission Act," approved June 16, 1913, amending section 37 thereof and adding thereto five new sections, to be numbered 37*a*, 37*b*, 37*c*, 37*d*, 37*e*, relating to the distribution of water and providing for the appointment of water masters and defining their duties.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER ONE HUNDRED NINETY-NINE.

AMENDMENT NUMBER ONE.

On page 1, lines 8 and 9, of the printed bill as amended March 28, 1921, strike out the words "the equal and fair".

AMENDMENT NUMBER TWO.

On page 1, line 12, of the printed bill as amended March 28, 1921, strike out the words "and changed".

AMENDMENT NUMBER THREE.

On page 1, line 13, of the printed bill as amended March 28, 1921, strike out the word "require" and insert in lieu thereof the following: "be determined by adjudication of court either under the procedure provided for in the Water Commission Act, or otherwise, and thereafter changed from time to time as convenience of administration may require."

AMENDMENT NUMBER FOUR.

On page 1, line 16, of the printed bill as amended March 28, 1921, strike out the words "one or more water users" and insert in lieu thereof the following: "the owners or governing bodies of at least fifteen per cent of the conduits, ditches, pipe lines and other means of diversion lawfully entitled to directly divert water from the streams or other sources of water supply".

AMENDMENT NUMBER FIVE.

On page 2, line 4, of the printed bill as amended March 28, 1921, strike out the word "it" and all of lines 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and all of line 15 up to and including the period, and insert in lieu thereof the following: "It shall be the duty of the water master to divide the waters of the streams, or other sources of supply, among the several conduits, ditches, pipe lines and other means of diversion (all of which are hereafter referred to as conduits) and reservoirs taking water therefrom, and so to adjust or close the headgates of conduits and regulate the controlling works of reservoirs, as may be necessary to insure a distribution of the water thereof among the water users entitled to its use, according to the rights of such water users as determined by court adjudication either under the procedure provided for in the Water Commission Act or otherwise and permits and licenses issued by the State Water Commission after such adjudication; *provided*, that any person who may be injured by the action of any water master, shall have the right to appeal to the superior court of the county in which the injury takes place, for an injunction: such injunction to be issued only in case it can be shown at the hearing that the water master has failed to carry into effect decrees of the court or permits or licenses of the State Water Commission as in this section provided.

AMENDMENT NUMBER SIX.

On page 2, line 37, of the printed bill as amended March 28, 1921, after the word "conduit" insert the following: "subject to regulation by a water master as provided by section 37*a* of this act."

AMENDMENT NUMBER SEVEN.

On page 2, line 48, of the printed bill as amended March 28, 1921, strike out the word "of" following the word "stream" and insert in lieu thereof the words "or of".

AMENDMENT NUMBER EIGHT.

On page 2, line 49, of the printed bill as amended March 28, 1921, after the word "channel" and before the comma insert the following: "subject to regulation by a water master as provided by section 37*a* of this act".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 199?

The roll was called, and Assembly amendments to Senate Bill No. 199 concurred in by the following vote:

AYES—Senators Anderson, Boggs, Breed, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Slater, and Yonkin—24.

NOES—None.

Senate Bill No. 199 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Bill No. ~~444~~—An act to amend section 1 of an act approved April 25, 1911, and entitled "An act to carry into effect the provisions of subdivision (*c*) of section 14 of article XIII of the constitution of the State of California as the said article was amended on the eighth day of November in the year 1910, in so far as the same relates to the State University; and also to provide for the permanent support and improvement of the University of California; and to that end making a continuing appropriation and creating an annual fund therefor; and repealing an act entitled 'An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor, and to repeal an act approved February 14, 1887, entitled "An act to provide for the permanent support and improvement of the University of California by

the levy of a rate of taxation and the creation of a fund therefor," and also to repeal an act approved February 27, 1897, entitled "An act to provide additional support and maintenance, and for the acquisition of necessary property and improvements of the University of California, by the levy of a rate of taxation and the creation of a fund therefor," approved March 20, 1909.' "

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER FOUR HUNDRED FORTY-FOUR.

AMENDMENT NUMBER ONE.

On page 2, lines 26, 27 and 28, strike out the words "three million three hundred eighty-seven thousand four hundred ninety-nine dollars and fifteen cents" and insert in lieu thereof the words "one million eight hundred eighty-two thousand, eight hundred forty-nine dollars and eighty-three cents".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 444?

The roll was called, and Assembly amendment to Senate Bill No. 444 concurred in by the following vote:

AYES—Senators Anderson, Boggs, Breed, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Slater, and Yonkin—23.
NOES—None.

Senate Bill No. 444 ordered to enrollment.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 125—An act to amend section 3 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weight and Measures Act," and amended June 8, 1915.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 125 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Breed, Canepa, Carr, F. M., Dennett, Eden, Flaherty, Gates, Harris, Ingram, Johnson, King, Lyon, Nelson, Osborne, Otis, Rush, Scott, Sharkey, Slater, and Yonkin—22.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 259—An act declaring the public highway extending from Auburn in Placer County to the Sonora lateral at Sonora in Tuolumne County to be a State highway.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 259 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Johnson, Lyon, Osborne, Otis, Rigdon, Rush, Scott, Shearer, Slater, and Yonkin—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1194—An act to amend section 3766 of the Political Code, relating to the publication of delinquent tax lists.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1194 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1361—An act amending an act entitled "An act to authorize the counties of the State of California to establish retirement systems for their employees," approved May 20, 1919, by amending sections 2, 4, and 8 thereof, and repealing section 9 thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1361 passed by the following vote:

AYES—Senators Anderson, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, and Shearer—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 515—An act to amend section 4014 of the Political Code of the State of California, relating to township officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 515 passed by the following vote:

AYES—Senators Anderson, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 944—An act to amend section 4049 of the Political Code, relating to the publication of the proceedings of boards of supervisors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 944 refused passage by the following vote:

AYES—Senators Anderson, Canepa, Carr, F. M., Crowley, Flaherty, Ingram, King, Otis, Scott, Sharkey, and Slater—11.

NOES—Senators Arbuckle, Boggs, Carr, W. J., Dennett, Duncan, Eden, Gates, Harris, Inman, Irwin, Johnson, Jones, Nelson, Osborne, Rigdon, Rush, Shearer, and Yonkin—18.

Assembly Bill No. 904—An act to amend section 4290 of the Political Code, relating to fees and salaries of county officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 904 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—24.

NOES—Senators Carr, W. J., and Irwin—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 312—An act to amend section 107 of the Penal Code, relating to escapes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 312 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Dennett, Duncan, Eden, Flaherty, Gates, Harris, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—28.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Constitutional Amendment No. 28—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending section 17 of article VI, relating to the salaries of the Justices of the Supreme Court, the Justices of the District Courts of Appeal, and of the judges of the superior courts.

ASSEMBLY AMENDMENTS TO SENATE CONSTITUTIONAL AMENDMENT NUMBER TWENTY-EIGHT.

AMENDMENT NUMBER ONE.

On page 1 of the printed measure as amended April 21, 1921, strike out lines 11 and 12 and the words "by the county for which he is elected", in line 13, and insert in lieu thereof the following:

"Of the salary of each judge of the superior court the State shall pay three thousand dollars; the remaining portion thereof shall be paid by the county for which the judge is elected, and in an amount to be determined by the Legislature."

AMENDMENT NUMBER TWO.

On page 1, in line 17, strike out that portion of the line following the semicolon; also strike out lines 18 to 25, inclusive, and insert in lieu thereof the following: "the said salaries to be payable monthly."

The question being: Shall the Senate concur in Assembly amendments to Senate Constitutional Amendment No. 28?

The roll was called, and Assembly amendments to Senate Constitutional Amendment No. 28 concurred in by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Senate Constitutional Amendment No. 28 ordered to enrollment.

The Senate took up for consideration Assembly amendments to Senate Constitutional Amendment No. 35—Relative to taxation.

ASSEMBLY AMENDMENTS TO SENATE CONSTITUTIONAL AMENDMENT NUMBER THIRTY-FIVE.

AMENDMENT NUMBER ONE.

On page 2, line 19, of the printed bill, strike out the period after the word "state" and insert in lieu thereof a semicolon and the following: "*provided*, that whenever any company taxed under the provisions of this section shall pay to any other such company for any commodity furnished by the latter, any money which shall upon its receipt add to and become a part of such other company's gross receipts from operation as herein defined, said sum so paid shall be deducted from the gross receipts from operation of the company paying same and the tax as herein provided shall be computed on the net amount of such company's receipts remaining after such deduction.

The business of said companies as herein used shall be deemed to also include the production, transmission or sale of by-products, and steam and hot water service, resulting from the operation of any of the properties reasonably necessary in the conduct of the businesses herein enumerated."

AMENDMENT NUMBER TWO.

On page 2, line 40, of the printed bill, strike out the words "all companies" and insert in lieu thereof, "every company."

AMENDMENT NUMBER THREE.

On page 2, line 42, of the printed bill, strike out the word "or".

AMENDMENT NUMBER FOUR.

In line 43, page 2, of the printed bill, after the word "busses," insert the following: "local drays, or delivery service, operated within city limits, or any bus operated exclusively for the transportation of pupils to or from any public school."

AMENDMENT NUMBER FIVE.

In line 47, page 2, of the printed bill, after the article "a" thereon, insert the words "combined license and property."

AMENDMENT NUMBER SIX.

On page 3, line 41, of the printed bill, strike out the word "forty". In line 42 strike out the word "five" and insert in lieu thereof "sixty-three".

AMENDMENT NUMBER SEVEN.

On page 4, line 2, of the printed bill, after the word "as" strike out the word "assessed" and insert in lieu thereof the words "carried in the assets of said bank". In line 3, same page, strike out the words "for county taxes."

AMENDMENT NUMBER EIGHT.

On page 4, line 25, of the printed bill, after the word "as" thereon, strike out the words "assessed for county taxes," and insert in lieu thereof the words "carried in the assets of said bank."

AMENDMENT NUMBER NINE.

On page 5, line 22, of the printed bill, after the word "effect" insert "and shall prescribe the procedure for the determination of the question of whether property shall be classed as operative or nonoperative."

AMENDMENT NUMBER TEN.

On page 5, line 25, of the printed bill, after the word "officers" insert the words "State, county, and municipal".

AMENDMENT NUMBER ELEVEN.

On page 5, line 25, of the printed bill, strike out the word "thereof" and insert in lieu thereof the words "of this section and of all laws enacted to carry the same into effect."

AMENDMENT NUMBER TWELVE.

On page 5, line 49, of the printed bill, after the word "of" strike out the words "franchise holders" and insert in lieu thereof the words "utilities or companies".

AMENDMENT NUMBER THIRTEEN.

On page 5, line 27, of the printed bill strike out the words "a majority" and insert in lieu thereof the word "two-thirds".

AMENDMENT NUMBER FOURTEEN.

On page 5, line 45, of the printed bill, strike out the words "a majority" and insert in lieu thereof the word "two-thirds".

The question being: Shall the Senate concur in Assembly amendments to Senate Constitutional Amendment No. 35?

The roll was called, and Assembly amendments to Senate Constitutional Amendment No. 35 concurred in by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Jones, King, Lyon, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Senate Constitutional Amendment No. 35 ordered to enrollment.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 747—An act authorizing the use of convict labor on public roads and highways and prescribing the terms and conditions thereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 747 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Harris, Ingram, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 998—An act to amend section 1610 of the Penal Code, relating to a guard for the jail and for prisoners being transported.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 998 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Gates, Johnson, King, Lyon, Nelson, Osborne, Otis, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—24.
NOES—Senator Eden—1.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1016—An act to authorize the Preston School of Industry to maintain and conduct a reformatory department; to provide for the construction of buildings, and other improvements, and for equipment in connection therewith; to provide for the commitment and transfer of persons thereto and therefrom; and to provide for the conduct and administration thereof.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1016 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Rush, Scott, Sharkey, and Slater—23.
NOES—Senators Anderson, Irwin, King, Lyon, Shearer, and Yonkin—6.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 829—An act to be known as the Preston School of Industry act and to amend sections 1, 10, 11, 12, 17, 18, 20 and 21, and to repeal sections 8, 13, 15, 16 and 22 of an act entitled "An act to establish a school of industry, to provide for the maintenance and management of the same and to make an appropriation therefor," approved March 11, 1889.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 829 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J. Crowley, Duncan, Eden, Flaherty, Harris, Ingram, Inman, Johnson, Jones, Nelson, Osborne, Otis, Rush, Scott, Sharkey, and Slater—23.
NOES—Senators Shearer, and Yonkin—2.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1132—An act to add a new section to the Political Code to be numbered 4303, relating to fees of constables and peace officers.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1132 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, Nelson, Osborne, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—22.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1051—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1051 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 195—An act to amend section 4017 of the Political Code, relating to consolidation of county offices.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 195 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—27.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 860—An act to amend section 4307 of the Political Code, relating to county charges.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 860 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Crowley, Eden, Flaherty, Harris, Ingram, Johnson, Jones, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—23.

NOES—Senators Anderson, Carr, W. J., Duncan, Gates, Irwin, King, Lyon, Rominger, and Yonkin—9.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 213—An act to make an appropriation for the construction and completion of a State highway connecting the counties of Trinity, Tehama and Shasta with the road system of Humboldt County.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 213 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—Senator King—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 299—An act declaring and establishing a State highway between the present State highway at or near Ukiah, and the Ukiah State Hospital at Talmadge, Mendocino County, over existing county roads, and making an appropriation to carry out the provisions hereof.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 299 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, King, Nelson, Otis, Purkitt, Rush, Scott, Sharkey, Slater, and Yonkin—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 440—An act to appropriate money for the survey, location and construction of a State highway connecting the town of Vacaville, Solano County, California, to the town of Winters, Yolo County, California.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 440 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Duncan, Eden, Flaherty, Gates, Ingram, Irwin, Johnson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, and Slater—22.

NOES—Senator King—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

PRESIDENT PRO TEMPORE IN THE CHAIR.

At eleven o'clock and twelve minutes a.m., Hon. Arthur H. Breed, President pro tempore of the Senate, in the chair.

Assembly Bill No. 441—An act making an appropriation to grade, construct and pave with concrete and erect the necessary bridges on that certain highway as established by chapter DXLII, approved May 27, 1919, which said highway extends from the present paved highway in Butte County through Butte City and Glenn post office to Willows.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 441 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—22.

NOES—Senator King—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 482—An act to appropriate money for the use of the State Highway Commission of the State of California to augment the funds available for the construction of the State highway between San Bernardino and Yuma.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 482 passed by the following vote:

AYES—Senators Arbuckle, Breed, Canepa, Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Johnson, Jones, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—23.
NOES—Senator King—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 551—An act making an appropriation for the survey and location of a State highway from Madera to the boundary of the Yosemite National Park near the Mariposa Big Trees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 551 passed by the following vote:

AYES—Senators Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Osborne, Otis, Purkitt, Rush, Scott, Sharkey, Shearer, and Slater—21.
NOES—Senators King, and Lyon—2.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 896—An act making an appropriation to pay the cost of making a survey and preparing plans and estimates for the construction of a highway from the town of Alturas in Modoc County to the Nevada-California State line by the most direct and practical route via Cedarville connecting with the proposed Nevada State highway.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 896 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—25.
NOES—Senator King—1.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 948—An act appropriating certain moneys for the improvement of the State highway between the present State highway at or near Mecca, Riverside County, and the Colorado River at Blythe, Riverside County.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 948 passed by the following vote:

AYES—Senators Arbuckle, Breed, Canepa, Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—25.
NOES—Senator King—1.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1060—An act making an appropriation for the construction of a State highway between Placerville, El Dorado County, and Coloma, El Dorado County.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1060 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Ingram, Johnson, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, and Shearer—22.
NOES—Senator King—1.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1289—An act making an appropriation for the improvement of a State highway between a point near the town of Hume, in the county of Fresno, and the floor of the Kings River Canyon, at or near Cedar Grove Hotel in said county.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1289 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Ingram, Johnson, Nelson, Osborne, Otis, Purkitt, Rush, Sample, Scott, Sharkey, Shearer, and Slater—24.
NOES—Senators Carr, W. J., and King—2.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1138—An act to amend section 9 of an act entitled "An act authorizing the incurring of indebtedness of cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction or completion thereof," which became a law under constitutional provision without the Governor's approval, February 25, 1901, as amended.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1138 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Ingram, Osborne, Otis, Purkitt, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—22.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 301—An act to amend section 879 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 301 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, W. J., Crowley, Dennett, Duncan, Flaherty, Gates, Harris, Ingram, Lyon, Osborne, Otis, Purkitt, Rominger, Rush, Scott, Sharkey, and Slater—22.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 897—An act to protect domestic live stock from contagious and infectious diseases, to prescribe the duties of officials to carry into effect the provisions of this act, to provide for the appointment of a veterinarian, and to repeal an act entitled "An act to protect domestic live stock from contagious and infectious diseases, to provide for the appointment and duties of officials to carry into effect the provisions of this act, and to provide an appropriation therefor," approved March 18, 1899, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 897 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, King, Lyon, Osborne, Otis, Purkitt, Rominger, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 902—An act to amend sections 24 and 25 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 902 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rominger, Sample, Scott, Sharkey, Shearer, Slater and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 903—An act amending section 3 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 903 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, King, Lyon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—25.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 991—An act to amend the title and to amend sections 1, 8, 9, 11, 12, 15, 18 and 23 and to repeal sections 13, 14, 16, 16*a*, 16*b*, 16*c*, 17, 19, 21, 22, 25 and 27 of an act entitled "An act to establish a school for the discipline, education, employment, reformation and protection of juvenile delinquents in the State of California, to be known as 'The Whittier State School,'" approved March 11, 1889, as amended, and to add new sections thereto to be numbered 7*a*, 20*a* and 32.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 991 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Breed, Canepa, Carr, W. J., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, Lyon, Osborne, Otis, Rush, Sample, Scott, Sharkey, Shearer, and Slater—24.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 574—An act to amend section 1662 of the Political Code, relating to elementary schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 574 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—30.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1041—An act to amend the title and section 1 of "An act to establish an institution for the care, confinement and instruction of feeble-minded and epileptic persons, to provide for government and maintenance thereof, and for the study of mental deficiency and related problems, to provide for admission and commitment to such institution, and to prescribe penalty for unlawfully or improperly contriving to have persons adjudged feeble-minded under this act, to provide for the sterilization of inmates of such institution, to prescribe penalties for procuring the escape or aiding or advising in the escape of inmates, or concealing inmates thereof, to provide a contingent fund for the use of such institution and to make an appropriation therefor," approved June 1, 1917.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1041 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Ingram, Irwin, Johnson, Jones, King, Lyon, Nelson, Otis, Purkitt, Rominger, Rush, Sharkey, Shearer, and Slater—26.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

ASSEMBLY JOINT RESOLUTION No. 7.

Relative to a direct primary for the selection of Presidential candidates.

Be it resolved by the Assembly and the Senate, jointly, That the Legislature of the State of California hereby memorializes the Congress of the United States to enact a Presidential Primary Act that will provide for the nomination of all party candidates on the same day in all the states; and be it further

Resolved, That California's Senators and Representatives in Congress be and they are hereby requested and urged to use their utmost endeavor to secure the enactment of such a measure; and be it further

Resolved, That a copy of these resolutions be forwarded by the Chief Clerk of the Assembly to the President of the Senate of the United States, the Speaker of the House of Representatives and to each of California's Senators and Representatives in Congress.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 7 adopted by the following vote:

AYES—Senators Anderson, Breed, Canepa, Carr, F. M., Carr, W. J., Chamberlin, Crowley, Eden, Flaherty, Gates, Ingram, Inman, Johnson, Jones, King, Nelson, Osborne, Otis, Rush, Scott, Sharkey, and Slater—22.

NOES—Senators Arbuckle, Boggs, Burnett, Dennett, Duncan, Harris, Irwin, Lyon, Purkitt, Rominger, Sample, Shearer, and Yonkin—13.

Title read and approved.

Assembly Joint Resolution No. 7 ordered transmitted to the Assembly.

ASSEMBLY JOINT RESOLUTION No. 10.

Relative to the naval construction program of the United States.

WHEREAS, The Congress of the United States has adopted a program for the establishment of an American Navy capable of affording the greatest measure of protection to American commerce, American life, and American principles, and to maintain our national independence within our own control; and

WHEREAS, They are now building under various stages of completion in the private and government shipbuilding yards of the United States by the authority of Congress,

eleven dreadnaughts, six double cruisers, ten scout cruisers, eleven miscellaneous ships, forty-five destroyers, and forty-seven submarines, the final completion of which will make the American Navy second to none on earth; and

Resolved by the Assembly and the Senate, jointly, That the Legislature of the State of California hereby urges upon the Congress of the United States the necessity of continuing under its present program for naval construction and of strengthening the fortifications on the Pacific Coast and that the Clerk of the Assembly and the Secretary of the Senate, respectively, be and they are hereby directed to send a copy of this resolution to the Senators and Representatives of California at Washington, D. C.

Resolution read.

The question being on the adoption of the resolution.

The roll was called, and Assembly Joint Resolution No. 10 adopted by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Eden, Flaherty, Gates, Ingram, Inman, Johnson, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Slater, and Yonkin—27.

NOES—Senators Dennett, Harris, Irwin, and Lyon—4.

Title read and approved.

Assembly Joint Resolution No. 10 ordered transmitted to the Assembly.

Assembly Constitutional Amendment No. 46—Relative to inferior courts.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 46 refused adoption by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Flaherty, Ingram, Irwin, Johnson, Lyon, Nelson, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Yonkin—20.

NOES—Senators Carr, W. J., Dennett, Duncan, Eden, Harris, Inman, Jones, King, Osborne, Rominger, and Slater—11.

ASSEMBLY CONSTITUTIONAL AMENDMENT No. 11.

A resolution to propose to the people of the State of California, to amend the constitution of said State by adding a new section to article XI thereof, to be numbered 20, relating to counties, municipal corporations and improvement districts.

Resolved by the Assembly, the Senate concurring, That the Legislature of the State of California at its forty-fourth session, commencing on the third day of January, 1921, two-thirds of all of the members elected to each of the Houses thereof voting in favor hereof, hereby proposes to the people of the State of California, to amend the constitution of said State by adding a new section to article XI thereof, to be numbered 20, to read as follows:

SEC. 20. (*a*) As used in this section the term "municipal corporation" means and includes each municipality, town, city, city and county, county, county water district, water district, irrigation district or other municipal corporation or district in this State.

(*b*) In addition to other powers granted by law, any municipal corporation may within or without its corporate limits

(i) Construct and operate street or other railways;

(ii) Construct storage reservoirs, impound and sell water for the various purposes for which water may be used;

(iii) Develop, generate and sell hydro or other electric energy for power, light, heat or other purposes for profit; *provided, however*, that none of the rights and privileges granted by this subdivision may be exercised by one municipal corporation within the corporate limits of another municipal corporation without the consent of the latter expressed by ordinance, if the latter owns and operates works that supply the same service to its inhabitants.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 11 adopted by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Eden, Flaherty, Gates, Harris, Ingram, Inman, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Slater, and Yonkin—27.
NOES—Senator Rominger—1.

Title read and approved.

Assembly Constitutional Amendment No. 11 ordered transmitted to the Assembly.

Assembly Bill No. 412—An act to provide for the prevention of forest fires in the San Antonio Canyon in the San Gabriel Mountains, California, and to make an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 412 passed by the following vote:

AYES—Senators Arbuckle, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rominger, Rush, Sharkey, Slater, and Yonkin—26.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 435—An act to provide for the prevention of forest fires in the San Gabriel Canyon in the San Gabriel Mountains, California, and to make an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 435 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Flaherty, Gates, Harris, Ingram, Irwin, Johnson, Jones, King, Lyon, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—29.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 436—An act to provide for the prevention of forest fires in the San Dimas Canyon in the San Gabriel Mountains, California, and to make an appropriation therefor.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 436 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Flaherty, Gates, Harris, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rush, Scott, Sharkey, Shearer, Slater, and Yonkin—21.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 384—An act to amend sections 2, 4, 6, 19 and 21 of an act entitled "An act to provide for and regulate municipal elections in cities of the fifth and sixth class," approved May 27, 1919.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 384 refused passage, by the following vote:

AYES—Senators Carr, F. M., Crowley, Duncan, Otis, Purkitt, Rush, and Scott—7.

NOES—Senators Arbuckle, Boggs, Brown, Burnett, Canepa, Dennett, Edwa, Gates, Harris, Ingram, Inman, Irwin, Johnson, King, Lyon, Nelson, Osborne, Rigdon, Sharkey, Shearer, Slater, and Yonkin—21.

Assembly Bill No. 572—An act to amend section 1596 of the Political Code, relating to school election precincts and officers.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 572 passed by the following vote:

AYES—Senators Arbuckle, Boggs, Brown, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Edwa, Gates, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Lyon, Nelson, Otis, Rigdon, Rush, Scott, Sharkey, Slater, and Yonkin—27.

NOES—Senators Dennett, Purkitt, and Shearer—3.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 280—An act to amend sections 1 and 5 of an act entitled "An act to provide for and regulate the deposit of county and municipal moneys in banks and banking corporations, limiting the amount of public moneys that may be deposited therein, and providing a penalty for the illegal deposit and use thereof," approved March 23, 1907, as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 280 passed by the following vote:

AYES—Senators Anderson, Arbuckle, Boggs, Brown, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Duncan, Edwa, Gates, Harris, Ingram, Irwin, Johnson, Jones, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Slater, and Yonkin—29.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR SAMPLE IN THE CHAIR.

At eleven o'clock and fourteen minutes a.m., Senator Sample of the Fortieth District was called to the chair.

RESOLUTIONS—OUT OF ORDER.

The following resolutions were offered, out of the regular order:

By Committee on Contingent Expenses:

WHEREAS, The members of the Senate will desire to have shipped to their various places of residence their files, books of rules, stationery and other printed matter at the close of this session; therefore, be it

Resolved, That the Sergeant-at-Arms, Thomas A. Brown, be authorized to procure such boxes, packing, and other material as are necessary for the purpose of shipping the same, properly packed, to said members; and the State Controller is hereby authorized to draw his warrant on the contingent expense fund of the Senate in favor of said Thomas A. Brown, in a sum not to exceed five hundred fifty dollars ($550), and the State Treasurer is hereby directed to pay the same; and it is further directed that said Thomas A. Brown furnish to the Controller vouchers and receipts for all expenditures made by him.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Carr, F. M., Carr, W. J., Crowley, Dennett, Eden, Harris, Johnson, Jones, King, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—26.

NOES—None.

Also:

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the contingent fund in a sum not to exceed five hundred dollars ($500) in favor of Grace S. Stoermer, Secretary of the Senate, and the Treasurer is hereby directed to pay the same, for postage, telephone service, Western Union, supplies, rental of typewriters, illuminating resolutions and any incidental expenses in connection with completing the work of the forty-fourth session of the Senate of the State of California. Vouchers and receipts for all expenditures to be furnished to the Controller.

ARBUCKLE, Chairman.

Resolution read.

Senator Arbuckle moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arbuckle, Boggs, Breed, Canepa, Carr, F. M., Crowley, Dennett, Eden, Harris, Ingram, Inman, Johnson, Jones, Lyon, Nelson, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, Slater, and Yonkin—25.

NOES—None.

Also:

By Senator Breed:

Resolved, That the sum of three thousand dollars, or so much thereof as may be necessary, be and the same is hereby appropriated out of the fund for pay of officers, clerks and other employees of the Senate, to the order of Grace S. Stoermer, Secretary, for services of self and clerks in arranging and preparing the bills, books and all other records of the Senate, in filing the same with the Secretary of State as provided by law.

For the further purpose of indexing, correcting, comparing and proof reading, and otherwise preparing the Journal of the Senate of the forty-fourth session of the Legislature, and making the information therein contained readily available for the use of members of the Legislature and the State officers and the general public, as a permanent record of the business transacted during the said forty-fourth session.

And for the further purpose of compiling, preparing and having printed after final adjournment a final calendar of the legislative business of the forty-fourth session, said calendar to comprise the history of all bills introduced, their authors, the number that shall have become laws, those that shall have been read a second time and any and all such other information as will provide a perfect history of the session's business and a guide for the information of subsequent sessions of the Legislature; and further, a detailed statement of the expenses of both houses of the Legislature during the forty-fourth session. When said final calendar is prepared, the Secretary is directed to forward one copy to each public library in the State which may apply for same, and one copy to each member of the Senate; and be it further

Resolved, That the State Controller is hereby authorized and directed to draw his warrant or warrants upon the unexpended balance of the fund provided for the pay of officers, clerks and all other employees of the Senate in favor of Grace S. Stoermer, Secretary of the Senate, in the sum of three thousand dollars, or so much thereof as may be necessary, and the Treasurer is hereby directed to pay the same.

Resolution read.

Senator Breed moved the adoption of the resolution.

The question being on the adoption of the resolution.

The roll was called, and the resolution adopted by the following vote:

Ayes—Senators Arrington, Boggs, Boyd, Burnett, Cyphers, Gee, W. J. Graves, Hewitt, Holsman, Irwin, Jones, Kehr, Kelly, Kemp, Lewis, Nichols, Oster, Otis, Rominger, Rowell, Sanford, Scott, Shanahan, Stetson and Stone—26.

Noes—None.

MESSAGES FROM THE ASSEMBLY

The following messages from the Assembly were taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly has passed and requests the concurrence of your honorable body in Assembly Joint Resolution No. 22, entitled:

ASSEMBLY JOINT RESOLUTION No. 22—A joint resolution relative to the ratification of the proposed amendment to the Constitution of the United States extending the right of suffrage to women.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. Evenson, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly has passed and requests the concurrence of your honorable body in Assembly Joint Resolution No. 23, entitled:

ASSEMBLY JOINT RESOLUTION No. 23—A joint resolution relative to the ratification of the proposed amendment to the Constitution of the United States extending the right of suffrage to women.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. Evenson, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly has passed and requests the concurrence of your honorable body in Senate Bill No. 257—An act to amend section 1238 of the Penal Code, relating to the punishment of public officers.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. Evenson, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly has passed and requests the concurrence of your honorable body in Senate Bill No. 272—An act to amend sections 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255 and 256 of the Code of Civil Procedure, relating to jurors.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. Evenson, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly has passed and requests the concurrence of your honorable body in Senate Concurrent Resolution No. 10—Relative to memorializing the Congress of the United States to appropriate sufficient moneys for the purpose of completing the Sacramento-Placerville highway, and requesting that the State of California be allowed to expend such moneys as it considers necessary for the completion of said highway.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. Evenson, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly has passed the following bills:

Senate Bill No. 327—An act to amend section 1 of article XIII of the constitution of the State of California, relating to the State Board of Equalization, and providing for the assessment of property for taxation.

Also: Senate Bill No. 346—An act authorizing and empowering a State highway bridge and toll road commission to locate, construct, maintain and operate a toll bridge and approaches thereto across the Sacramento River at a point at or near Collinsville, in Solano County, and a toll road from said point to a point on the present State highway in the vicinity of San Pablo, Contra Costa County, and providing for the appointment of said commission and defining its powers and duties, and making an appropriation therefor.

Also: Senate Bill No. 64—An act to amend section 1 of an act entitled "An act providing for the incorporation of cities of the sixth class, and for the government thereof," approved March 13, 1883, and to add a new section thereto to be numbered section 1a, relating to the boundaries of cities of the sixth class.

Also: Senate Bill No. 276—An act to amend section 1 of an act entitled "An act prescribing the time and manner in which corporations may transact business in

this State and providing penalties and forfeitures for noncompliance," approved May 11, 1917, as amended, relating to the terms and conditions upon which corporations may transact business in this State.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 857, 949, 954 and 958 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 401—An act to amend sections 10 and 11 of the State Medical Practice Act;

Also: Senate Bill No. 661—An act declaring the improved county road extending from Rio Vista to Lodi to be a State highway;

Also: Senate Bill No. 711—An act to amend sections 5, 6, 9 and 14 of the act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a board of medical examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended.

Also: Senate Bill No. 730—An act making an appropriation for the paving of a road from the city of San Luis Obispo to the California Polytechnic School.

Also: Senate Bill No. 833—An act to amend sections 2, 3, 4, 6, 8, 9 and 10 of an act entitled "An act to provide for the indication by the registered qualified electors of their choice for nomination by their respective political parties for President of the United States through the election of the delegates of said political parties to their respective national conventions, and to repeal an act approved December 24, 1911, known as the Presidential Primary Act, and also to repeal all other acts or parts inconsistent with or in conflict with the provisions of this act," approved April 28, 1915, as amended by an act approved January 11, 1916; and to repeal sections 11, 12 and 13 of said act.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 401, 661, 711, 730 and 833 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed the following:

Senate Bill No. 153—An act to establish standards for grain, providing for grading and inspection, defining the powers and duties of the director of agriculture in respect thereto, prescribing penalties for violation of the provisions hereof and making an appropriation to carry out the provisions of this act;

Also: Senate Bill No. 192—An act creating an irrigation and water conservation district to be known as Santa Clara County Irrigation District, subject to the approval of the electors residing in said district; providing for an election to determine whether said district shall be organized; providing for the election of a board of trustees and the management and control of said district by said board of trustees and defining the powers and duties of said board; authorizing said district to acquire water rights, to acquire and hold property, to sue and be sued and to have and exercise all rights and powers of a public corporation; providing for the levy and collection of assessments; and providing for the issuance and payment of bonds;

Also: Senate Bill No. 222—An act to provide for the establishment and maintenance of a Division of Dental Hygiene for Children under the direction of the State Board of Health; defining its powers and duties; and making an appropriation therefor;

Also: Senate Bill No. 298—An act to declare certain public roads in the county of Alameda State highways and providing for their improvement and maintenance by the Department of Engineering.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bills Nos. 153, 192, 222 and 298 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to recede from its amendments to Senate Bill No. 541. An act to amend an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, by amending sections 306, 32, and 61 thereof, and to add a new section to said act to be numbered 108½, relating to the names of irrigation districts and to changing the names thereof, and appointed Assemblymen Cleary, Crittenden and Broughton as a Committee on Conference, to meet a like committee from the Senate.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

APPOINTMENT OF COMMITTEE ON CONFERENCE.

The President pro tempore announced the appointment of Senators Scott, Crowley and Canepa as a Committee on Conference, to meet with a like committee from the Assembly, to consider Assembly amendments to Senate Bill No. 541.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to Assembly Bill No. 1074. An act to amend sections 2, 3, 4, 7, 9, 15, 20, 32 and 34 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons, of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair work done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act and to make appropriation therefor, and to repeal all acts or parts of acts in conflict with this act," approved May 10, 1915, as amended, said amendments to provide for the regulation of the use and occupation of the public highways by vehicles and otherwise, and for the regulation of traffic and travel over such highways, for the registration and identification of motor and other vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles, and for the payment of license fees therefor; to regulate the powers of local authorities in regard to any of the matters embraced within the provisions of this act; to provide for the conduct of the motor vehicle department; to provide for the disposition of registration and license fees, fines and forfeitures collected under the provisions of said act; to provide for the carrying out of the objects of said act as amended as aforesaid and these amendments thereto, and to make appropriations therefor; and to provide for the time that said amendments shall go into effect, and repealing all acts or parts of acts in conflict herewith—and requests that your honorable body recede therefrom.

JEROME B. KAVANAUGH, Chief Clerk.

The question being: Shall the Senate recede from Senate amendments to Assembly Bill No. 1074?

The roll was called, and the Senate refused to recede from Senate amendments to Assembly Bill No. 1074 by the following vote:

AYES—None.

NOES—Senators Arbuckle, Boggs, Breed, Burnett, Canepa, Crowley, Dennett, Edwards, Harris, Johnson, Jones, Kent, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—23.

APPOINTMENT OF COMMITTEE ON CONFERENCE.

The President pro tempore announced the appointment of Senators Boggs, Scott and Otis as a Committee on Conference to meet with a like committee from the Assembly, to consider Senate amendments to Assembly Bill No. 1074.

Also:

ASSEMBLY CHAMBER, Sacramento, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended, Senate Bill No. 251—An act amending section 17 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Senate Bill No. 409—An act to amend the State Medical Practice Act, by adding a new section thereto to be numbered 17*a*, relating to the use and application of Roentgen rays, X-rays, radium rays, in the examination, diagnosis or treatment of human beings for diseases, injuries, deformities, or any other physical or mental conditions;

And respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 409—An act to amend the State Medical Practice Act, by adding a new section thereto to be numbered 17*a*, relating to the use and application of Roentgen rays, X-rays, radium rays, in the examination, diagnosis or treatment of human beings for diseases, injuries, deformities, or any other physical or mental conditions.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER FOUR HUNDRED NINE.

AMENDMENT NUMBER ONE.

On line 4 of the title of the printed bill as amended in the Senate April 21, 1921, strike out the words "or other electric modalities".

AMENDMENT NUMBER TWO.

On page 1, line 7, of the printed bill, strike out the words "or other electric modalities".

AMENDMENT NUMBER THREE.

On page 1, line 8, of the printed bill, after the word "the" and before the word "treatment" insert the words "examination, diagnosis or".

AMENDMENT NUMBER FOUR.

On page 1, line 17, of the printed bill, after the word "purposes" strike out the following: "for diagnostic purposes only" and insert in lieu thereof: "and may dispense the X-rays for treatment purposes on the written prescription of a person holding an unrevoked certificate as provided by law, to treat the sick and afflicted."

AMENDMENT NUMBER FIVE.

On page 1, line 20, of the printed bill, after the word "of" strike out from and including the word "the" down to and including the word "technician" on line 21, of the same page and insert in lieu thereof the following: "one holding an unrevoked certificate as provided by law to treat the sick and afflicted or one holding a dentist's certificate or a radiologist".

AMENDMENT NUMBER SIX.

On page 2, line 2, of the printed bill, strike out the word "passage" and insert in lieu thereof the words "effective date".

AMENDMENT NUMBER SEVEN.

On page 2, line 3, of the printed bill, strike out the semicolon after the word "shall" and before the word "*provided*" and insert in lieu thereof a comma.

AMENDMENT NUMBER EIGHT.

On page 2, line 3, of the printed bill, after the word "*provided*" strike out the comma.

AMENDMENT NUMBER NINE.

On page 2, line 9, of the printed bill, change the period to a comma and insert the words "except as hereinafter provided."

AMENDMENT NUMBER TEN.

On page 2, line 22, of the printed bill, strike out the words "or other electric modalities".

AMENDMENT NUMBER ELEVEN.

On page 2, line 27, of the printed bill, after the word "as" strike out the word "an" and insert in lieu thereof "the equal of such".

AMENDMENT NUMBER TWELVE.

On page 2, line 27, of the printed bill, after the word "accredited" insert the word "high".

AMENDMENT NUMBER THIRTEEN.

On page 2, lines 29 and 30, of the printed bill, strike out the words "attendance on five complete autopsies".

AMENDMENT NUMBER FOURTEEN.

On page 2, line 37, of the printed bill, strike out the word "taught" and insert in lieu thereof the words "herein above prescribed".

AMENDMENT NUMBER FIFTEEN.

On page 2, line 38, of the printed bill, strike out from and including the word "except" to and including the comma after the word "autopsies".

AMENDMENT NUMBER SIXTEEN.

On page 2, line 40, of the printed bill, commencing with the word "for" strike out to and including the word "unless" on the end of line 43, and insert in lieu thereof the following: "as hereinafter provided for radiological or operating X-ray laboratories".

AMENDMENT NUMBER SEVENTEEN.

On page 2, line 48, of the printed bill, strike out the following words: "or other electric modalities".

AMENDMENT NUMBER EIGHTEEN.

On page 2, lines 47 and 48, of the printed bill, strike out the words "a picture or plate" and insert in lieu thereof the following: "an X-ray examination".

AMENDMENT NUMBER NINETEEN.

On page 2, line 51, of the printed bill, after the word "law" and before the word "may" insert the word "he".

AMENDMENT NUMBER TWENTY.

On page 3, line 2, of the printed bill, strike out the words "plate or picture" and insert in lieu thereof "X-ray examination".

AMENDMENT NUMBER TWENTY-ONE.

On page 3, line 5, of the printed bill, strike out the word "ten" and insert in lieu thereof the word "twenty-five".

AMENDMENT NUMBER TWENTY-TWO.

On page 3, line 7, of the printed bill, after the word "license" insert the following: "and yearly thereafter shall pay the sum of two dollars ($2) as a renewal fee".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 409?

The roll was called, and Assembly amendments to Senate Bill No. 409 concurred in by the following vote:

AYES—Senators Arkenburgh, Breed, Burnett, Canepa, Crowley, Dennett, Eden, Harris, Inman, Johnson, Jones, Kline, Lyon, Nelson, Osborne, Otis, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—22.

NOES—None.

Senate Bill No. 409 ordered to enrollment.

The Senate took up for consideration Assembly amendment to Senate Bill No. 251—An act amending section 17 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended.

ASSEMBLY AMENDMENT TO SENATE BILL NUMBER TWO HUNDRED FIFTY-ONE.

AMENDMENT NUMBER ONE.

On page 1, line 20, of the amended printed bill, after the word "contract" insert a period and strike out the rest of the line commencing with the word "and".

The question being: Shall the Senate concur in Assembly amendment to Senate Bill No. 251?

The roll was called, and Assembly amendment to Senate Bill No. 251 concurred in by the following vote:

AYES—Senators Arbuckle, Breed, Crowley, Dennett, Eden, Gates, Harris, Inman, Johnson, Jones, King, Lyon, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—22.

NOES—None.

Senate Bill No. 251 ordered to enrollment.

SENATOR SHARKEY IN THE CHAIR.

At eleven o'clock and fifteen minutes a.m., Senator Sharkey of the Ninth District was called to the chair.

RECESS.

At eleven o'clock and seventeen minutes a.m., on motion of Senator Breed, the Acting President declared the Senate at recess until the hour of eleven o'clock and eighteen minutes a.m.

RECONVENED.

At eleven o'clock and eighteen minutes a.m., the Senate reconvened. Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary G. Melvin Warren at the desk.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 235—An act to create the office of Public Defender, to provide for the election of such officers, and prescribing their duties and compensation;

Also: Assembly Bill No. 1282—An act to amend section 190 of the Penal Code, relating to punishment for murder;

Also: Assembly Bill No. 1015—An act to amend section 628e of the Penal Code, relating to fish and game;

Also: Assembly Bill No. 1024—An act to repeal section 288a of the Penal Code, and to add thereto a new section, to be numbered 288a, prohibiting sex perversions and prescribing a penalty for violation of the provisions hereof;

Also: Assembly Constitutional Amendment No. 41—A resolution to propose to the people of the State of California an amendment to the constitution by adding a new section to article XI thereof to be designated section 19*a*, authoring the State, or municipal corporations or political subdivisions thereof, to provide water, electric energy, or protection from flood, by utilizing, or controlling, the waters of any stream situate outside this State, or partly within and partly without this State.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 38—An act providing for the suppression, eradication and control of tuberculosis among cattle;

Also: Assembly Bill No. 77—An act to amend section 1469 of the Code of Civil Procedure, relating to administration of estates of a limited value;

Also: Assembly Bill No. 178—An act to repeal section 650½ of the Penal Code, and to add thereto a new section, to be numbered 650½, relating to wilful and wrongful acts seriously injuring the person or property of another; seriously disturbing or endangering the public peace; outraging public decency; using another's name for accomplishing lewd or licentious purposes, whether accomplished or not; affecting, or having a tendency to affect the moral character of the person whose name is used, and to personifying another or causing or procuring others to identify or give assurance that a person is some one else for the accomplishment of lewd or licentious purposes, whether accomplished or not, and providing a penalty for the violation hereof;

Also: Assembly Bill No. 267—An act to amend section 650 of the Code of Civil Procedure, relating to bill of exceptions upon appeal in civil cases;

Also: Assembly Bill No. 276—An act to amend sections 3764, 3771 of the Political Code, relating to the publication of the notice of sale and the sale of properties for delinquent taxes, and to add a new section to the Political Code, to be known as section 3771*a*, relating to the same subject.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 284—An act to amend section 475 of the Political Code, relating to clerks, phonographic reporter, service agent and stenographers of the Attorney General's office;

Also: Assembly Bill No. 286—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of assistants and deputies in such office;

Also: Assembly Bill No. 328—An act to add a new section to the Political Code to be numbered 737*d*, relating to salaries of superior judges in Fresno County;

Also: Assembly Bill No. 388—An act to amend sections 412 and 413 of the Political Code, and to repeal section 414 of said code, relating to the salaries of the appointees of the Secretary of State;

Also: Assembly Bill No. 407—An act to amend an act entitled "An act providing for the supervision and regulation of the transportation of persons and property for compensation over any public highway by automobiles, jitney busses, auto trucks, stages and auto stages; defining transportation companies, and providing for the supervision and regulation thereof by the Railroad Commission; providing for the enforcement of the provisions of this act and for the punishment for violations thereof; and repealing all acts inconsistent with the provisions of this act," approved May 10, 1917, as amended, by adding thereto two new sections, to be numbered sections 6*a* and 6*b*;

Also: Assembly Bill No. 485—An act to amend sections 1, 2, 6, 17, 31, 35, 39, 47 and 48 of an act entitled "An act to divide the State of California into fish and game districts and to repeal an act entitled 'An act to divide the State of California into fish and game districts and to repeal an act entitled "An act to divide the State of California into six fish and game districts," approved March 21, 1911, and all acts or parts of acts inconsistent herewith,' approved May 15, 1915," approved May 28, 1917, as amended, and to add a new section thereto to be numbered 21½.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 499—An act to amend section 8 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other

sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 27, 1919;

Also: Assembly Bill No. 576—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation and the disposition of such accusation after full compliance with the terms of probation and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties and fixing their compensation and duties and providing for adult probation boards in certain counties and cities and counties;

Also: Assembly Bill No. 580—An act appropriating money for repairs, improvements and equipment for Napa State Hospital;

Also: Assembly Bill No. 609—An act to amend section 4235 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the sixth class;

Also: Assembly Bill No. 632—An act to authorize assessors and tax collectors to accept checks, bank drafts and money orders in payment of taxes, subject to the due honor thereof and relating to the manner of making collection thereon and settlement with the county treasurer therefor;

Also: Assembly Bill No. 774—An act to amend section 395 of the Code of Civil Procedure, relating to the place of trial of actions.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 782—An act to reserve all minerals in State lands; to provide for examination, classification and report on the mineral and other character of state lands; to provide for the granting of permits and leases to prospect for and take any such minerals; to provide for the rents and royalties to be paid, and granting certain preference rights; to provide for the making of rules, regulations and contracts necessary to carry out the purposes of this act; and repealing acts or parts of acts in conflict herewith; providing for an appropriation to defray the cost of administering this act.

Also: Assembly Bill No. 786—An act making an appropriation for the construction and maintenance of fire lanes and trails on the mountains composing the watersheds of Los Angeles County;

Also: Assembly Bill No. 831—An act to amend section 636 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 832—An act to amend section 634 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 842—An act to add to an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of work for the irrigation of lands embraced within such districts and also to provide for the distribution of water for irrigation purposes," approved March 31, 1897, a new section to be numbered and designated 34*a*;

Also: Assembly Bill No. 870—An act to amend sections 2 and 8*a* of an act entitled "An act to provide for the levy and collection of taxes by and for the use of municipal corporations and cities incorporated under the laws of the State of California, except municipal corporations of the first class, and to provide for the consolidation and abolition of certain municipal offices, and to provide that their duties may be performed by certain officers of the county, and fixing the compensation to be allowed for such county officers for the services so rendered to such municipal corporations," approved March 27, 1895, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 887—An act to amend section 825 of the Penal Code, relating to right of attorney to visit prisoner;

Also: Assembly Bill No. 910—An act to provide for the investigation by the State of California of the possibilities of the storage, control and diversion of water for public use and public protection in the State of California, and making an appropriation for said purpose;

Also: Assembly Bill No. 947—An act appropriating money to meet the deficiency in the appropriation for the payment of compensation benefits accruing by reason of

personal injury resulting from accident to State officers and employees while performing services accruing out of and incidental to their employment;

Also: Assembly Bill No. 955—An act to amend section 872 of the Code of Civil Procedure, relating to judgment by default in justices' courts;

Also: Assembly Bill No. 986—An act to amend section 3804 of the Political Code, relating to erroneously collected taxes;

Also: Assembly Bill No. 1004—An act to amend sections 5, 6, and 12 of an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment including minimum wage; providing for an appropriation therefor and fixing a penalty for violation of this act," approved May 26, 1913, as amended;

Also: Assembly Bill No. 1024—An act to repeal section 288a of the Penal Code, and to add thereto a new section, to be numbered 288a, prohibiting sex perversions and prescribing a penalty for violation of the provisions hereof.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 1204—An act to provide for the inspection of foreign cold storage meat sold or offered for sale within the State of California for purposes of human consumption; authorizing the director of agriculture to prescribe rules and regulations for the enforcement of this act and providing penalties for the violation thereof;

Also: Assembly Bill No. 1266—An act to amend section 16 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, to provide for the creation of two medical referee boards to pass upon the cause and extent of disability and the adequacy of treatment of injured employees and the cause of death in death cases arising under said act;

Also: Assembly Bill No. 1315—An act appropriating money to pay the claim of Theodore Dierks and Company, Incorporated, against the State of California;

Also: Assembly Bill No. 1359—An act to amend an act entitled, "An act to insure the better education of practitioners of veterinary medicine, and to regulate the practice of veterinary medicine in the State of California, to provide for the creation of a board of five members who shall act under and in accordance with the provisions of this act; to provide for their appointment, and define their powers, duties and compensation; to define offenses committed by acts done contrary to the provisions of this act, and providing penalties for the violation thereof; providing for the revocation or suspension in certain cases, of licenses issued hereunder, and to repeal an act entitled 'An act to regulate the practice of veterinary medicine and surgery in the State of California,' approved March 23, 1893, amended and approved March 20, 1903, and all other laws in conflict herewith," approved March 23, 1907, as amended, and repealing all acts and parts of acts in conflict herewith.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 948—An act to amend an act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended, designated the "Bank Act," by amending sections 1, 5, 13, 15, 17, 19, 21*a*, 23, 25, 26, 28, 31, 37, 48*a*, 56*a*, 58, 60, 61, 61*a*, 65, 67, 68, 80, 82, 83, 90, 92, 101, and 139 thereof and by adding new sections thereto to be numbered sections 15*a*, 21*b*, 24*a*, 31*b*, 56*b*, and 57*a*, all relating to the definition and regulation of the business of banking.

Also: Senate Bill No. 870—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II, embracing sections 348 to 359*a*, both inclusive, relating to public officers and employees;

Also: Senate Bill No. 876—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*a*, embracing sections 360 to 360*g*, both inclusive, relating to a Department of Finance.

Also: Senate Bill No. 884—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*c*, embracing sections 364 to 364*d*, both inclusive, relating to a Department of Labor and Industrial Relations;

Also: Senate Bill No. 890—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article II*c*, embracing sections 362 to 362*c*, both inclusive, relating to a Department of Education;

Also: Senate Bill No. 896—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*d*, embracing sections 363 to 363*h*, both inclusive, relating to a Department of Public Works;

Also: Senate Bill No. 973—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*g*, embracing sections 366 to 366*e*, both inclusive, relating to a Department of Institutions;

Also: Senate Bill No. 672—An act to amend section 20 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks, and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof, and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Senate Bill No. 673—An act to amend section 7 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended;

Also: Senate Bill No. 701—An act defining corporations for the purpose of engaging in international or foreign banking or other international or foreign financial operations or in banking or other financial operations in a dependency or insular possession of the United States, either directly or through the agency, ownership or control of local institutions in foreign countries, or in such dependencies or insular possessions and to act when required by the Secretary of the Treasury of the United States as fiscal agents of the United States; providing for the incorporation, powers and supervision of such corporations, and providing for the licensing by the Superintendent of Banks of foreign corporations to transact in this State the business of a corporation defined and organized by this act;

Also: Senate Bill No. 716—An act to amend section 862 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, relating to the power of boards of trustees in cities of the sixth class;

Also: Senate Bill No. 806—An act to amend section 2 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended;

Also: Senate Bill No. 319—An act to amend an act entitled "An act establishing and creating a department of the State Mining Bureau for the protection of the natural resources of petroleum and gas from waste and destruction through improper operations in production; providing for the appointment of a State Oil and Gas Supervisor; prescribing his duties and powers; fixing his compensation; providing for the appointment of deputies and employees; providing for their duties and compensation; providing for the inspection of petroleum and gas wells; requiring all persons operating petroleum and gas wells to make certain reports; providing procedure for arbitration of departmental ruling; creating a fund for the purposes of the act; providing for assessment of charges to be paid by operators and providing for the collection thereof; and making an appropriation for the purposes of this act," approved June 10, 1915, as amended;

Also: Senate Bill No. 323—An act to amend sections 1610 and 1696 of the Political Code, relating to public schools;

Also: Senate Bill No. 485—An act to add to the Political Code a new section, to be numbered 3467, relating to the power of trustees of reclamation districts to make rules and regulations for furnishing water for the irrigation of lands in the district, fixing charges and rates for the same, collection of the same, levying assessments for the same on the lands in the district, providing for a special fund kept by the county treasurer in which sums collected for irrigation shall be kept, and providing for the paying out said fund on orders or warrants by the trustees for the costs of irrigation;

Also: Senate Bill No. 560—An act to add a new section to the Penal Code to be numbered 384*a*, providing for the protection of the Toyon or Christmas redberry and prescribing penalties for violations of the provisions thereof;

Also: Senate Bill No. 671—An act to amend section 19 of an act entitled "An act to provide for the establishment and change of grade of public streets, lands, alleys, courts, places and rights of way in municipalities, and providing for the improvement thereof, in cases where any damage to private property would result from such improvement, and for the assessment of the costs, damages and expenses thereof upon the property benefited thereby, and to provide a system of local improvement bonds to represent the assessments for the costs, damages and expenses of such improvement, and for the payment and effect of such bonds," approved June 16, 1913, as amended;

Also: Senate Bill No. 285—An act to amend an act entitled "An act to amend the Political Code by repealing sections 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929,

3920, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, inclusive, and to enact new sections thereof to be numbered consecutively 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942, 3943, 3944, 3945, 3946, 3947, 3948, 3949, 3950, 3951, 3952, 3953, 3954, 3955, 3956, 3957, 3958, 3959, 3960, 3961, 3962, 3963, 3964, 3965, 3966, inclusive, relating to the establishment and definition of the boundaries of the counties of the State of California," approved May 24, 1919, by repealing sections 5, 20 and 59 thereof, and by adding to the Political Code three new sections, to be numbered, respectively, 3912, 3927 and 3966, all relating to such county boundaries;

Also: Senate Bill No. 114—An act to amend sections 1, 2, 4, 6, 8 and 11 of an act entitled "An act to promote the better education of nurses and the better care of the sick in the State of California, to provide for and regulate the examination and registration of graduate nurses, and to provide for the issuance of certificates of registration as registered nurses to qualified applicants by the State Board of Health, and to repeal an act approved March 20, 1905, entitled 'An act to promote the better education of the practice of nursing the sick in the State of California, to provide for the issuance of certificates of registration as a registered nurse, to qualified applicants of the Board of Regents of the University of California, and to provide penalties for violation thereof,' approved June 12, 1913, as amended, and to add a new section thereto to be numbered 5½, relative to registration of nurses;

Also: Senate Bill No. 180—An act to amend section 1389 of the Code of Civil Procedure, relating to bonds of executors and administrators;

Also: Senate Bill No. 187—An act to amend section 1669 of the Code of Civil Procedure, relating to payment of taxes before distribution;

Also: Senate Bill No. 248—An act to amend section 856 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 249—An act to amend section 1 of an act entitled "An act to provide for laying out, opening, extending, widening, straightening, or closing up in whole or in part any street, square, lane, alley, court or place within municipalities, and to condemn and acquire any and all land and property necessary or convenient for that purpose," approved March 6, 1889, as amended;

Also: Senate Joint Resolution No. 16—Relative to remount appropriation;

Also: Senate Joint Resolution No. 25—Relative to the cooperation of the national government in securing for the American petroleum industry foreign sources of supply;

Also: Senate Bill No. 957—An act to provide for the promotion, government, operation, dissolution and alteration of the boundaries of fire control districts in this State; for the acquisition of property thereby; for the calling of elections in such districts; for the assessment, levying, collection, custody and disbursement of taxes therein; and for purposes incidental to the main purposes of this act;

Also: Senate Bill No. 795—An act to amend section 1203 of the Penal Code, relating to probation of persons arrested for crime after plea or verdict of guilty and the suspending of the imposition or execution of sentence during the term of probation and the disposition of such accusation after full compliance with the terms of probation and providing for the creation of the offices of adult probation officer, assistant adult probation officer and deputy adult probation officer in certain counties and cities and counties and fixing their compensation and duties and providing for adult probation boards in certain counties and cities and counties;

Also: Senate Bill No. 931—An act providing that any corporation organized under the laws of the State of California furnishing to members, policy holders or beneficiaries mutual insurance upon the assessment plan, including fraternal benefit societies, may deposit with the Insurance Commissioner securities in trust for the benefit of members, policy holders and beneficiaries whenever the laws of any state of the United States, or of any country foreign to the United States, require such deposit as a prerequisite for transacting business in such other state or foreign country, said deposits to be subject to laws governing deposits of securities by standard insurance companies;

Also: Senate Bill No. 934—An act to amend section 394 of the Code of Civil Procedure, relating to the place of trial of actions or proceedings to which a county, city and county or city is a party;

Also: Senate Bill No. 935—An act to add a new section to the Political Code, to be numbered 4041*f*, providing for homes and meeting places for veterans and associations of veterans;

Also: Senate Bill No. 940—An act to amend section 641 of the Civil Code, relating to guarantee stock surplus of building and loan associations;

Also: Senate Bill No. 941—An act conveying certain tidelands and lands lying under inland navigable waters situate in the bay of San Diego to the city of Coronado in furtherance of navigation, commerce and fisheries and providing for the government, management and control thereof;

Also: Senate Bill No. 492—An act to authorize suits against the State for services rendered to the State or for moneys expended in connection with such services, and regulating the procedure therein;

Also: Senate Bill No. 493—An act establishing and standardizing the weight of loaves of bread and regulating the sale thereof;

Also: Senate Bill No. 597—An act providing for the preparation and filing by county engineers, county surveyors, flood control engineers, road commissioners, city engineers, superintendents of streets, commissioners of public works, city and county engineers, county highway engineers, State Engineer, State Highway Engineer and by the engineer for any reclamation or irrigation district within the State, or of the Debris Commission, supervising or superintending the construction or improvement of public work within the State, by day's labor or force account, of plans and specifications and estimates of costs prior to the commencement of such work and of a certificate or report showing the completion and costs of such work excepting therefrom emergency and maintenance work and work the cost of which is not more than ten thousand dollars;

Also: Senate Bill No. 703—An act to amend section 1622 of the Political Code, relating to the expenditure of State and county school funds;

Also: Senate Bill No. 729—An act to amend sections 1, 4, 11 and 14 of an act entitled "An act to provide for local improvements upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities, such act to be known as 'the Local Improvement Act of 1901'," which became a law under constitutional provision without the Governor's approval February 26, 1901, relating to taxation for local improvements;

Also: Senate Bill No. 764—An act to amend section 11 of an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919, and to add three new sections thereto to be numbered 11*a*, 20*a* and 20*b*;

Also: Senate Bill No. 13—An act to amend section 25 of an act entitled "An act to provide for the formation, government, operation, reorganization, dissolution and alteration of boundaries of sanitary districts in any part of the State, for the construction of sewers, septic tanks, and other sanitary disposal of sewerage matter; the acquisition of property thereby, the calling and conducting of elections in such districts; the assessment, levying, collection, custody, and disbursement of taxes therein; the issuance, disposal and retirement of the bonds thereof, and the determination of their validity and making provision for the payment of such bonds, and the disposal of their proceeds," approved May 25, 1919;

Also: Senate Bill No. 218—An act to amend section 1662 of the Political Code, relating to public school attendance;

Also: Senate Bill No. 272—An act to amend section 19*f* of the Juvenile Court Law, approved June 5, 1915;

Also: Senate Bill No. 297—An act to amend sections 8, 10, 11 and 18½ of an act entitled "An act to provide for the organization and management of county fire insurance companies," approved April 1, 1897, as amended;

Also: Senate Bill No. 489—An act to amend section 588 of the Penal Code, relating to negligent, wilful and malicious injuries to, or negligently, wilfully and maliciously draining, diverting or permitting waters to flow or seep into or upon, any State or other public highway or bridge or any public way laid out by authority of law, or bridge upon any such highway or private way;

Also: Senate Bill No. 324—An act to amend section 3 and section 3*a* of an act entitled "An act to create a State Board of Accountancy and prescribe its duties and powers; to provide for the examination of and issuance of certificates to qualified applicants, with the designation of certified public accountant; and to provide the grade of penalty for violations of the provisions hereof," approved March 23, 1901, as amended, relating to the State Board of Accountancy and the examination of an issuance of certificates to certain applicants;

Also: Senate Bill No. 640—An act to add a new section to the Penal Code, to be numbered section 1374, relating to the payment of the expenses of examination, commitment and maintenance in State hospitals of persons charged with crime;

Also: Senate Bill No. 504—An act to amend sections 2, 3 and 7 of an act entitled "An act regulating the sanitation and ventilation in or at camps where five or more persons are employed; and providing a penalty for the violation thereof," approved May 29, 1913, as amended;

Also: Senate Bill No. 635—An act to add a new section to be numbered section 19*a*34 to an act entitled "An act to be known as the Juvenile Court Law, and con-

cerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committeed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 768—An act to add a new section to the Code of Civil Procedure to be numbered 341*a*, relating to the time for the commencement of actions other than for the recovery of real property;

Also: Senate Bill No. 27—An act to amend section 7 of an act entitled "An act to regulate the sale and use of poisons in the State of California and providing a penalty for the violation thereof," approved March 6, 1907, as amended, and to add a new section to be known and numbered as 8*g*;

Also: Senate Bill No. 38—An act to amend section 154 of the Penal Code, relating to a debtor's fraudulent removal, disposal or concealment of his property or effects;

Also: Senate Bill No. 40—An act to amend sections 2969 and 2970 of the Civil Code, relating to attachments and executions upon mortgaged personal property;

Also: Senate Bill No. 279—An act to amend section 1770 of the Political Code, relating to county boards of education and their meetings, compensation and expenses;

Also: Senate Bill No. 329—An act requiring that all motor vehicles owned by the State of California or by any board, commission or department thereof, or any of the officers thereof in the discharge of official duties, be suitably marked with the name of the department, by which the same is used and providing penalties for the failure to thus mark vehicles or for the use thereof for other than official purposes connected with the duties of the particular department or political subdivision by which said vehicle is controlled;

Also: Senate Bill No. 26—An act to amend sections 26 and 27 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913, as amended;

Also: Senate Bill No. 171—An act to amend sections 172*b*, 172*c* and 172*d* of the Civil Code, relating to the obtaining of orders relative to disposition of property of insane and incompetent persons;

Also: Senate Bill No. 201—An act to promote the development of the California fruit, nut and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits, nuts and vegetables specified therein, and to prevent deception in the packing and sale of fruits, nuts and vegetables, to provide for the certification of fruits and vegetables including the payment of fees, to prescribe penalties for violation of the provisions hereof and to repeal an act entitled "An act to promote the development of the California fruit and vegetable industry in State and interstate markets, and to protect the State's reputation in these markets by establishing standards and standard packages for certain fruits and vegetables specified therein, and to prevent deception in fruit packages, prescribing penalties for violation of the provisions hereof and making an appropriation for the enforcement of all provisions hereof, and repealing all acts inconsistent herewith," approved May 27, 1919;

Also: Senate Bill No. 389—An act to amend section 12 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 10, 1915, as amended, relating to the terms and conditions upon which corporations may transact business in this State;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this twenty-ninth day of April, 1921, at 11 o'clock a.m.

OSBORNE, Chairman.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day appointed as a Conference Committee on Assembly Bill No. 1074 the following Assemblymen: Spence, Hughes, and Heisinger, to meet with a like committee from your honorable body.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Clerk.

REPORT OF COMMITTEE ON CONFERENCE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Conference concerning Senate Bill No. 541—An act to amend an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, by amending sections 30*b*, 32 and 61 thereof, and to add a new section to said act to be numbered 109*a*, relating to the names of irrigation districts and to changing the names thereof—report that we have met a like Committee of the Assembly, consisting of Assemblymen Cleary, Crittenden and Broughton, and we report that the Conference Committee is unable to agree, and recommend that a Committee on Free Conference be appointed.

CROWLEY,
CANEPA,
SCOTT,
Senate Committee on Conference.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The President announced the appointment of Senators Burnett, Dennett and Harris as a Committee on Free Conference to meet with a like committee from the Assembly for the consideration of Senate Bill No. 541.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 480—An act to provide for the organization and government of irrigation districts and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts and, also, to provide for the distribution of water for irrigation purposes.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 480 passed by the following vote:

AYES—Senators Breed, Carr, F. M., Carr, W. J., Duncan, Eden, Gates, Godsil, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Purkitt, Rigdon, Rush, Sample, Sharkey, Shearer, and Slater—21.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

SENATOR INGRAM IN THE CHAIR.

At eleven o'clock and nineteen minutes a.m., Senator Ingram of the Third District was called to the chair.

Assembly Bill No. 605—An act to repeal section 25 of the "Workmen's Compensation, Insurance and Safety Act of 1917," as amended.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 605 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Duncan, Eden, Godsil, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Purkitt, Rigdon, Rush, Sample, Scott, Shearer, and Slater—22.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 577—An act to amend section 591 of the Penal Code, relating to injuries to telegraph and telephone lines.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 577 passed by the following vote:

AYES—Senators Boggs, Breed, Carr, F. M., Carr, W. J., Crowley, Eden, Godsil, Ingram, Irwin, Johnson, Jones, King, McDonald, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—23.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1253—An act to amend section 626 of the Penal Code, relating to the protection of fish and game.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1253 passed by the following vote:

AYES—Senators Breed, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Godsil, Ingram, Irwin, Johnson, King, McDonald, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—22.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1092—An act to amend section 626*f* of the Penal Code, relating to the protection of game.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1092 passed by the following vote:

AYES—Senators Breed, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Godsil, Harris, Ingram, Irwin, Johnson, King, McDonald, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—22.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 395—An act appropriating money to pay the claim of Annie De Vere Shields against the State of California.

Bill read third time.
The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 395 passed by the following vote:

AYES—Senators Boggs, Breed, Carr, E. M., Carr, W. J., Crowley, Eden, Godsil, Harris, Ingram, Irwin, Johnson, King, McDonald, Nelson, Otis, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, and Slater—22.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1126—An act to provide for the inspection, classification, regulation and licensing of warehouses and other enclosures where agricultural products are stored, providing penalties for violations hereof, and making an appropriation therefor.

Bill read third time.
The question being on the passage of the bill.
The roll was called, and Assembly Bill No. 1126 passed by the following vote:

AYES—Senators Boggs, Breed, Carr, E. M., Carr, W. J., Duncan, Eden, Harris, Ingram, Inman, Irwin, Johnson, Jones, King, Nelson, Osborne, Otis, Purkitt, Rigdon, Rush, Sample, Shearer, and Slater—22.
NOES—Senators Godsil, McDonald, Scott, and Sharkey—4.

Title read and approved.
Bill ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day appointed as a Free Conference Committee on Assembly Bill No. 1074 the following Assemblymen: Webster, Jones, L., and Cleary, to meet with a like committee from your honorable body.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day appointed as a Free Conference Committee on Senate Bill No. 541 the following Assemblymen: Parkinson, McDowell and White, to meet with a like committee from your honorable body.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day refused to recede from its amendments to Senate Bill No. 600—An act to repeal section 32½ of the California Irrigation District Act and to add to said act two new sections to be numbered respectively 42*a* relating to assessments and 62*a* relating to joint work by two or more districts.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

APPOINTMENT OF COMMITTEE ON CONFERENCE.

The Acting President announced the appointment of Senators Otis, Inman and Carr, W. J., as a Committee on Conference, to meet with a like committee from the Assembly, for the consideration of Assembly amendments to Senate Bill No. 600.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day appointed as a Conference Committee on Senate Bill No. 600 the following Assemblymen: Saylor, West, and Graves, to meet with a like committee from your honorable body.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day receded from Assembly amendments to Senate Bill No. 784, An act providing for the organization and regulation of reciprocal or interinsurance exchanges, to be known as "the Reciprocal or Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interexchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee,' approved December 24, 1911," approved May 26, 1917, as amended.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bill No. 784 ordered to enrollment.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Constitutional Amendment No. 33—A resolution to propose to the people of the State of California to amend section 2 of article IV of the constitution of said State, relative to the time and duration of sessions of the Legislature and the thirty days' recess thereof and further relating to the time of taking final action on bills and on resolutions ratifying proposed amendments to the constitution of the United States.

Constitutional amendment read.

The question being on the adoption of the constitutional amendment.

The roll was called, and Assembly Constitutional Amendment No. 33 refused adoption by the following vote:

AYES—Senators Godsil, Ingram, Inman, McDonald, Purkitt, Rominger, and Shearer—7.

NOES—Senators Boggs, Carr, F. M., Carr, W. J., Duncan, Eden, Harris, Irwin, Johnson, King, Nelson, Otis, Rigdon, Rush, Sharkey, and Slater—15.

REPORT OF COMMITTEE ON CONFERENCE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Conference concerning Assembly Bill No. 1074, An act to amend sections 2, 3, 4, 7, 9, 15, 20, 32 and 34 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 10, 1915, as amended, said amendments to provide for the regulation of the use and occupation of the public highways by vehicles and otherwise, and for the regulation of traffic and travel over such highways, for the registration and identification of motor and other vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor

vehicles, and for the payment of license fees therefor; to regulate the powers of local authorities in regard to any of the matters embraced within the provisions of this act; to provide for the conduct of the Motor Vehicle Department; to provide for the disposition of registration and license fees, fines and forfeitures collected under the provisions of said act; to provide for the carrying out of the objects of said act as amended as aforesaid and these amendments thereto, and to make appropriations therefor; and to provide for the time that said amendments shall go into effect, and repealing all acts or parts of acts in conflict herewith" reports that we have met a like committee of the Assembly, consisting of Assemblymen Spence, Hughes, and Heisinger, and we report that the Conference Committee is unable to agree, and recommend that a Committee on Free Conference be appointed.

BOGGS,
SCOTT,
OTIS,
Senate Committee on Conference.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Acting President announced the appointment of Senators Breed, Johnson and Sample, as a Committee on Free Conference, to meet with a like committee from the Assembly, for the consideration of Assembly Bill No. 1074.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bill No. 983—An act to amend section 1612 of the Political Code, relating to letting of contracts.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 983 passed by the following vote:

AYES—Senators Boggs, Breed, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Godsil, Harris, Ingram, Inman, Irwin, Jones, King, McDonald, Otis, Purkitt, Rigdon, Rominger, Rush, Sharkey, Shearer, and Slater—23.

NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1321—An act authorizing any city, city and county, town or political subdivision organized under the laws of this State to permit and regulate the use of space more than fifteen feet above and over the streets, alleys and public places of said city, city and county, town or other political subdivision of the State upon payment of compensation therefor to be fixed by ordinance.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1321 refused passage by the following vote:

AYES—Senators Carr, W. J., Chamberlin, Eden, Godsil, Ingram, Irwin, Jones, King, Otis, Purkitt, Rominger, and Rush—12.

NOES—Senators Carr, F. M., Crowley, Duncan, Harris, Inman, McDonald, Rigdon, Sharkey, Shearer, and Slater—10.

Assembly Bill No. 1129—An act to amend section 626*i* of the Penal Code, relating to the protection of deer.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1129 refused passage by the following vote:

AYES—Senators Carr, F. M., Carr, W. J., Duncan, Eden, Godsil, Harris, Jones, King, Osborne, Purkitt, Rominger, and Rush—12.
NOES—Senators Boggs, Crowley, Ingram, Inman, McDonald, Otis, Rigdon, Sharkey, Shearer, and Slater—10.

Assembly Bill No. 459—An act to amend section 1 of an act entitled "An act to provide for the payment by the State or counties, or cities, or cities and counties, of the premium or charge on official bonds when given by surety companies," approved March 25, 1903.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 459 passed by the following vote:

AYES—Senators Boggs, Burnett, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Godsil, Harris, Ingram, Inman, Jones, McDonald, Otis, Purkitt, Rigdon, Rominger, Rush, Sharkey, Shearer, and Slater—21.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 785—An act amending the Political Code by repealing section 2643 thereof and adding two new sections to be numbered 2639 and 2640, relating to the powers and duties of boards of supervisors over the roads and highways of the county.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 785 passed by the following vote:

AYES—Senators Boggs, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Godsil, Harris, Ingram, Inman, Jones, McDonald, Osborne, Otis, Purkitt, Rigdon, Rush, Scott, Sharkey, Shearer, and Slater—21.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1157—An act to add a new section to the Political Code to be numbered 1527*a*, relating to retirement salaries of teachers employed in State schools and State institutions.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1157 passed by the following vote:

AYES—Senators Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Godsil, Harris, Ingram, Inman, Irwin, Jones, McDonald, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, and Slater—22.
NOES—None.

Title read and approved.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 660—An act to amend section 1543 of the Political Code, relating to the duties of superintendents of schools.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 600 passed by the following vote:

AYES—Senators Boggs, Carr, F. M., Carr, W. J., Crowley, Eden, Godsil, Harris, Ingram, Inman, Irwin, Jones, Osborne, Otis, Purkitt, Rigdon, Rominger, Rush, Scott, Sharkey, Shearer, and Slater—21.
NOES—None.

Title read and approved.
Bill ordered transmitted to the Assembly.

Assembly Bill No. 1112—An act to amend section 1595 of the Political Code, relative to notices of election for school trustees.

Bill read third time.

The question being on the passage of the bill.

The roll was called, and Assembly Bill No. 1112 passed by the following vote:

AYES—Senators Boggs, Breed, Burnett, Carr, F. M., Carr, W. J., Crowley, Godsil, Harris, Ingram, Inman, Jones, McDonald, Osborne, Otis, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—21.
NOES—Senators Eden, Irwin, Purkitt, and Rominger—4.

Title read and approved.
Bill ordered transmitted to the Assembly.

REPORT OF COMMITTEE ON CONFERENCE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Conference concerning Senate Bill No. 600—An act to repeal section 32½ of the California Irrigation District Act and to add to said act two new sections to be numbered respectively 42*a* relating to assessments and 62 *a* relating to joint work by two or more districts—report that we have met a like Committee of the Assembly, consisting of Assemblymen Saylor, Graves and West, and we report that the Committee on Conference is unable to agree, and recommend that a Committee on Free Conference be appointed.

CARR, W. J.,
OTIS,
INMAN,
Committee on Conference.

APPOINTMENT OF COMMITTEE ON FREE CONFERENCE.

The Acting President announced the appointment of Senators Irwin, Harris and Purkitt as a Committee on Free Conference, to meet with a like committee from the Assembly, for the consideration of Senate Bill No. 600.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day appointed as a Free Conference Committee on Senate Bill No. 600 the following Assemblymen: Broughton, Lewis and Hart, to meet with a like committee from your honorable body.

JEROME B. KAVANAUGH, Chief Clerk of Assembly.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed, as amended, the following:

Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of

President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended and respectfully requests your honorable body to concur in said amendments.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

CONSIDERATION OF ASSEMBLY AMENDMENTS.

The Senate took up for consideration Assembly amendments to Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended.

ASSEMBLY AMENDMENTS TO SENATE BILL NUMBER EIGHT HUNDRED SEVEN.

AMENDMENT NUMBER ONE.

On page 2, line 32, of the printed bill, omit the word "September" and insert in lieu thereof the word "August."

AMENDMENT NUMBER TWO.

On page 2, line 39, of the printed bill, omit the word "September" and insert in lieu thereof the word "August."

AMENDMENT NUMBER THREE.

On page 4, line 17, of the printed bill, omit the word "and" where it occurs the first time, and insert in lieu thereof the word "or".

AMENDMENT NUMBER FIVE.

On page 4, line 19, of the printed bill, omit the word "or" within the brackets, and insert in lieu thereof the word "and".

AMENDMENT NUMBER ONE.

On page 3, line 41, of the printed bill as amended in the Assembly, after the words "party candidates" insert a parenthesis, including the words: "other than congressional and legislative candidates, candidates for the State Board of Equalization, and delegates to the State convention from a holdover senatorial district."

AMENDMENT NUMBER TWO.

On page 4, line 7, of said printed bill, after the word "act" insert the words: "for Representatives in Congress, members of the State Senate and Assembly, members of the State Board of Equalization, and".

The question being: Shall the Senate concur in Assembly amendments to Senate Bill No. 807?

The roll was called, and Assembly amendments to Senate Bill No. 807 concurred in by the following vote:

AYES—Senators Boggs, Breed, Carr, F. M., Carr, W. J., Crowley, Duncan, Eden, Godsil, Harris, Ingram, Inman, Irwin, Jones, McDonald, Osborne, Purkitt, Rominger, Rush, Scott, Sharkey, Shearer, and Slater—22.

NOES—None.

Senate Bill No. 807 ordered to enrollment.

MESSAGES FROM THE ASSEMBLY—(OUT OF ORDER).

The following messages from the Assembly were taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed Senate Bill No. 495—An act making it the duty of steam railroad companies operating in whole or in part within the State of California to provide first medical aid to injured passengers, employees or other persons; requiring employees in charge of steam trains and steam engines to report after the use of the medical supplies furnished under this act; and providing penalties for its violation.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Senate Bill No. 495 ordered to enrollment.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day refused passage to Senate Bill No. 727—An act to amend section 7 of an act entitled "An act regulating private employment agencies, providing for a license for the operation thereof and a fee therefor, providing forms of receipts and registers to be used and kept, prohibiting any charge for registering or filing application for help or employment, prohibiting the dividing of fees, providing for the refunding of fees and expenses in the event of failure to procure employment, and granting the commissioner of the Bureau of Labor Statistics the power to prescribe rules and regulations to carry out the purpose and intent of this act," approved June 3, 1913, as amended May 27, 1915, regulating licenses of employment agencies.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

Also:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day refused to concur in Senate amendments to Assembly Constitutional Amendment No. 11—A resolution to propose to the people of the State of California, to amend the constitution of said State by adding a new section to article XI thereof, to be numbered 20, relating to counties, municipal corporations and improvement districts—and respectfully requests your honorable body to recede therefrom.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

REPORT OF STANDING COMMITTEE.

The following report of standing committee was received and read:

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 117—An act to provide for the filing of names, marks or other devices used to indicate ownership, providing for certain benefits therefrom, and prescribing penalties for violating the provisions hereof; repealing an act (approved March 21, 1911) entitled "An act to protect the owners of bottles, boxes, siphons and kegs used in the sale of olives, olive oil, salad oil, soda waters, mineral or aerated water, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, white beer or other beverages, repealing 'An act to protect the owners of bottles, boxes, siphons, and kegs used in the sale of soda waters, mineral or aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer or other beverages,' approved March 31, 1891, also repealing an act to amend an act entitled 'An act to protect the owners of bottles, boxes, siphons, and kegs, used in the sale of soda waters, mineral and aerated waters, porter, ale, cider, ginger ale, milk, cream, small beer, lager beer, weiss beer, beer, white beer or other beverages (approved March 31, 1891) by adding thereto a new section after section 4 thereof relating to deposits, to be numbered as section 5 of said act, by renumbering section 5 of said act as section 6 thereof, and amending the same relating to assignments, and by renumbering section 6 of said act as section 7 thereof,' approved March 5, 1903";

Also: Senate Bill No. 498—An act to add a new section to be numbered 25*a* to the act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent

deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, relating to tests for butter fat content of milk;

Also, Senate Bill No. 535—An act to amend sections 354, 1487, 1488, 1489, 1494, 1495, 1503, and 1507 of the Political Code of the State of California, relating to the State normal schools or teachers colleges, and to repeal sections 1497, 1501 and 1502 of the Political Code;

Also: Senate Bill No. 536—An act to amend sections 1518*a* and 1519 of the Political Code of the State of California, relating to the powers and duties of the State Board of Education;

Also, Senate Bill No. 549—An act relating to the ginning, baling and storage of cotton; defining cotton ginner; providing regulations governing the ginning and insurance of cotton in storage; providing for the maximum and minimum weight of a bale of cotton; providing penalties for any violation of the provisions of this act;

Also: Senate Bill No. 368—An act to amend an act entitled "An act providing for the improvement, development, or protection of any harbor, bay, inlet, or other arm of the sea existing within any county of this State, providing for the appointment of a Harbor Commission by the board of supervisors of any such county to have charge and control of the improvement, development, or protection thereof, and the voting, issuance and sale of the bonds of such county to pay the cost thereof," by amending section 2 thereof, and adding three new sections to be numbered sections 13, 14 and 15;

Also: Senate Bill No. 370—An act granting certain tidelands and submerged lands of the State of California to the city of Newport Beach, upon certain trusts and conditions;

Also: Senate Bill No. 374—An act granting certain tidelands and submerged lands of the State of California to the county of Orange in said State upon certain trusts and conditions;

Also: Senate Bill No. 455—An act to amend section 1750*c* of the Political Code, relating to high schools;

Also: Senate Bill No. 456—An act to amend section 1552 of the Political Code, relating to the county superintendent of schools;

Also: Senate Bill No. 457—An act to amend section 1607 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 458—An act to amend section 1609 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 304—An act to amend section 402*c* of the Penal Code, relating to protection of labor engaged in the construction, alteration, repairing, painting or cleaning of houses, buildings or structures, by including provision for the enforcement thereof by the Industrial Accident Commission;

Also: Senate Bill No. 305—An act to amend an act entitled "An act to regulate the construction, operation and maintenance of elevators in buildings during the course of construction and providing for the inspection of same by the Bureau of Labor Statistics, and providing for a penalty for violation thereof" (chapter two hundred seventy-five, laws 1913), approved June 7, 1913, by amending sections 2 and 3 thereof;

Also: Senate Bill No. 306—An act to amend an act entitled "An act to regulate certain scaffolding or staging for the protection of workmen, requiring that in addition to the duties imposed by any law upon employers using or directing or permitting the use of scaffolding or staging swung or suspended from an overhead support such employers shall be subject to the provisions of this act; fixing penalties for a violation hereof to be the same as provided in section 402*c* of the Penal Code; and providing for the enforcement of this act by the commissioner of the Bureau of Labor Statistics" (chapter forty-eight, laws 1913), approved April 22, 1913;

Also: Senate Bill No. 307—An act to amend an act entitled "An act to amend an act entitled 'An act to provide for temporary floors in buildings more than three stories high in the course of construction and for the protection of the life and limb of workmen employed in such buildings from falling through joists or girders, and from falling bricks, rivets, etc.,' approved March 6, 1909, and to make the act apply to buildings more than two stories high in the course of construction," approved April 26, 1911, by amending sections 1, 2, 3, 4 and 5 of said act, and repealing sections 6 and 7 thereof;

Also: Senate Bill No. 352—An act appropriating money for the construction of a building or buildings for manual arts and home economics and the equipping and furnishing of the same at the San Jose State Normal School;

Also: Senate Bill No. 947—An act declaring valid all assessments levied or to be levied in districts organized or existing under the California Irrigation District Act where such assessment was authorized by a vote of two-thirds of the electors voting at any election held in such district prior to March 1, 1921;

Also: Senate Bill No. 967—An act validating the proceedings on the formation and organization of sewer district number one of the city of Burbank, under the provisions of an act of the Legislature entitled "An act to provide for the division of municipalities into sewer districts, and for the construction of, or acquisition and maintenance of sewers therein, providing a system of district sewer bonds to pay the cost of such construction of, or acquisition and also for the payment of such bonds," approved April 14, 1911, as amended, and for the issuance of sewer district number one bonds of the city of Burbank, authorized at a special election held in said city, February 23, 1921, and establishing such sewer district;

Also: Senate Bill No. 3—An act to add a new section to the Political Code, to be numbered 1764*a*, relating to raising a high school tuition fund in counties in which there is no established high school;

Also: Senate Bill No. 137—An act to amend section 738 of the Code of Civil Procedure, relating to actions to quiet title to real and personal property;

Also: Senate Bill No. 138—An act to add a new chapter to title II of part III of division I of the Civil Code, to be numbered chapter III, embracing section 221, relating to actions to determine parental relation;

Also: Senate Bill No. 181—An act to amend sections 1412, 1413, 1415 and 1417 of the Code of Civil Procedure, relating to special administrators;

Also: Senate Bill No. 183—An act to amend section 1526 and to repeal section 1527 of the Code of Civil Procedure, relating to probate sales of personal property;

Also: Senate Bill No. 184—An act to amend section 1561 of the Code of Civil Procedure, relating to return of probate sales;

Also: Senate Bill No. 185—An act to amend sections 1578 and 1579 of the Code of Civil Procedure, relating to probate petitions for leave to mortgage or lease;

Also: Senate Bill No. 139—An act to add a new section to the Code of Civil Procedure, to be numbered section 526*b*, relating to actions to restrain the issuance, sale, offering for sale or delivery of bonds of any city, city and county, town, county, district or other political subdivision of the State of California;

Also: Senate Bill No. 169—An act to amend section 1724 of the Code of Civil Procedure, relating to the establishing of identity of heirs;

Also: Senate Bill No. 198—An act to amend section 32 of the "Water Commission Act," approved June 16, 1913, relating to fees to be paid upon submission of proof of appropriation of water;

Also: Senate Bill No. 224—An act to amend section 949 of the Code of Civil Procedure, relative to stay of proceedings upon filing and undertaking in case of an appeal;

Also: Senate Bill No. 338—An act to amend section 1838 of the Political Code, relating to the powers and duties of the governing boards of school districts in levying taxes for building and equipment purposes;

Also: Senate Bill No. 556—An act to amend section 1546 of the Political Code, relating to the powers and duties of the county superintendent of schools;

Also: Senate Bill No. 601—An act to amend sections 90 and 91 of the California Irrigation District Act, relating to the inclusion of land in irrigation districts;

Also: Senate Bill No. 914—An act to amend sections 1, 3, and 4 of "An act to provide for the adoption of textbooks for use in the public high schools of the State, and for furnishing textbooks for the use of pupils of such schools," approved March 18, 1917, and to add a new section thereto to be numbered section 12, providing for free high school textbooks at the California Polytechnic School;

Also: Senate Bill No. 968—An act creating a reclamation district to be called and known as "Bay Farm Island Reclamation District," providing for the management and control thereof, and dissolving any reclamation district lying wholly within the boundaries of said Bay Farm Island Reclamation District, and providing for the liquidation and winding up of any such said dissolved district;

Also: Senate Bill No. 978—An act to recognize and declare valid Reclamation District No. 1618, in the county of Kings, State of California;

Also: Senate Bill No. 634—An act to add a new section to be known as 9*a*34 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians in counties of the twenty-second and thirty-fourth classes;

Also: Senate Bill No. 669—An act to amend section 57 of the California Irrigation District Act, relating to compensation of officers;

Also: Senate Bill No. 786—An act to amend an act entitled "An act to provide for proceedings against and liquidation of delinquent insurance corporations and

associations," approved April 30, 1919, by adding thereto a new section to be numbered 2*a*, relating to proceedings against and liquidation of delinquent insurance corporations and associations;

Also: Senate Bill No. 801—An act to amend section 628 of the Penal Code, relating to the protection of shrimp, spiny lobster and crab;

Also: Senate Bill No. 805—An act to amend sections 2, 3, 4, 5, 6, 7, 9, 11, 15 and 36 of an act entitled "An act providing for the creation, organization and government of joint highway districts composed of two or more counties of the State of California," approved April 5, 1917;

Also: Senate Bill No. 901—An act to amend an act entitled "An act approving the report of the California Debris Commission transmitted to the speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento river or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examinations and surveys, and creating a reclamation board and defining its powers," approved December 24, 1911, as amended by an act approved May 26, 1913, as further amended by an act approved June 9, 1915, and as furth amended by an act approved May 27, 1919, by adding a new section thereto to be n..abered section 36 relating to reapportionment of assessment when tracts of land may be divided into smaller parcels, providing for the giving of notice and the filing of lists of charges assessed against smaller parcels;

Also: Senate Bill No. 188—An act to amend section 1723 of the Code of Civil Procedure, relating to the establishment of the fact of death and its effect upon title to land in reference to life estates, homesteads, joint tenancies and community property;

Also: Senate Bill No. 189—An act to amend section 1747 of the Code of Civil Procedure, relating to notice of petitions for letters of guardianship;

Also: Senate Bill No. 190—An act to amend section 1765 of the Code of Civil Procedure, relating to guardians of incompetent persons;

Also: Senate Bill No. 191—An act to repeal section 3752 of the Political Code, relating to the payment of taxes before distribution;

Also: Senate Bill No. 257—An act appropriating money for repairs and improvements to the buildings and grounds and equipment for the Santa Barbara State Normal School;

Also: Senate Bill No. 269—An act to amend section 421 of the Civil Code, relating to investments of insurance companies;

Also: Senate Bill No. 270—An act to amend section 634 of the Political Code, relating to registration of policies of life insurance companies;

Also: Senate Bill No. 275—An act to amend section 29 of an act entitled "An act to prevent the manufacture or sale of dairy products from unhealthy animals, or that are produced under unsanitary conditions; to prevent deception or fraud in the production and sale of dairy products, and in the manufacture and sale of renovated butter and oleomargarine; to license the manufacture and sale of renovated butter, and oleomargarine; to regulate the business of producing, buying and selling dairy products, oleomargarine, renovated or imitation butter and cheese; to provide for the enforcement of its provisions and for the punishment of violations thereof, and appropriating money therefor and to repeal section 17 of an act approved March 4, 1897, entitled 'An act to prevent deception in the manufacture and sale of butter and cheese, to secure its enforcement, and to appropriate money therefor,' and to repeal all acts and parts of acts inconsistent with this act," approved April 21, 1911, as amended, and to repeal all acts and parts of acts inconsistent with this act;

Also: Senate Bill No. 590—An act to amend title 21 of part IV of division I of an act entitled "An act to establish a Civil Code," approved March 21, 1872, relating to nonprofit cooperative agricultural, viticultural and horticultural associations by amending sections 653*m*, 653*n*, 653*p*, 653*q*, 653*s* and by adding three new sections to be numbered section 653*sa*, section 653*sb* and section 653*sc*;

Also: Senate Bill No. 591—An act to amend title 22 of part IV of division I of an act entitled "An act to establish a Civil Code," approved March 21, 1872, relating to nonprofit cooperative corporations by amending sections 653*u*, 653*v*, 653*w*, 653*x*, 653*z*, 653*zb* and adding a new section to be numbered 653*zc* and adding a new section to be numbered 653*zd*;

Also: Senate Bill No. 595—An act to provide for an acceptance by the State of California of the provisions of an act passed by the Congress of the United States known as the Smith Lever Act, and entitled, "An act to provide for cooperative agricultural extension work between the agricultural colleges in the several states receiving the benefits of an act of Congress approved July 2, 1862, and of acts supplementary thereto, and the United States Department of Agriculture," approved May 8, 1914;

Also: Senate Bill No. 606—An act to improve the quality and regulate the number and use of bulls running upon the open range;

Also: Senate Bill No. 618—An act to amend section 1582 of the Political Code, relating to the suspending or lapsing of elementary school districts;

Also: Senate Constitutional Amendment No. 13—A resolution proposing to the people of the State of California, an amendment to article XI of the Constitution of the State, by adding a new section thereto, to be known as section 7½ of said article XI, relating to the annexation or consolidation of municipalities;

Also: Senate Constitutional Amendment No. 31—A resolution to propose to the people of the State of California that the Constitution of said State be amended by adding to article XIII thereof a new section, to be numbered 12½, relative to revenue and taxation;

Also: Senate Joint Resolution No. 14—Relative to the memorializing and petitioning the President of the United States and Congress to establish by proper legislation a Bureau or Department of Publicity;

Also: Senate Joint Resolution No. 18—Relative to the extension by Congress of the franking privilege;

Also: Senate Joint Resolution No. 22—Relative to H. R. Bill No. 15854, establishing the grade of Lieutenant General in the armies of the United States;

Also: Senate Concurrent Resolution No. 28—Relative to approval of amendments to the charter of the city of San Diego;

Also: Senate Concurrent Resolution No. 29—Approving a certain amendment to the charter of the city of San Jose, county of Santa Clara, State of California, voted for and ratified by the electors of said city of San Jose at a special municipal election held therein on the twelfth day of April, 1921;

Also: Senate Concurrent Resolution No. 31—Approving an amendment to the charter of the city of Oakland, a municipal corporation in the county of Alameda, State of California, voted for and ratified by the qualified electors of said city at the nominating municipal election held therein on the nineteenth day of April, 1921;

Also: Senate Concurrent Resolution No. 32—Approving six certain amendments to the charter of the city of Monterey, county of Monterey, State of California, voted for and ratified by a majority of the qualified electors of said city of Monterey at the regular municipal election held therein on the eleventh day of April, 1921;

Also: Senate Bill No. 112—An act to amend section 3817 of the Political Code, relating to redemptions of lands sold to the State of California for delinquent taxes;

Also: Senate Bill No. 263—An act to amend sections 2, 3, 756 and 856 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 502—An act to provide for leasing by the State of certain classes of submerged lands;

Also: Senate Bill No. 537—An act to amend sections 1771 and 1775 of the Political Code, relating to the powers of county boards of education;

Also: Senate Bill No. 130—An act to require the installation of certain sanitary facilities in the operating rooms of theatres and moving picture houses; and providing penalties for its violation;

Also: Senate Bill No. 412—An act amending section 8 of an act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended, relating to certificates licensing the practice of medicine, drugless healing, and chiropody;

Also: Senate Bill No. 528—An act to add a new chapter to title IX of part III of the Political Code, to be numbered chapter IX thereof, embracing sections 3839 to 3856, both inclusive, providing for the levy and collection of poll taxes pursuant to the provisions of section 12 of article XIII of the State Constitution as adopted November 2, 1920;

Also: Senate Constitutional Amendment No. 29—A resolution to propose to the people of the State of California an amendment to the Constitution of the State of California by adding to article XI thereof a new section to be known as section 20;

Also: Senate Constitutional Amendment No. 32—A resolution to propose to the people of the State of California an amendment to the Constitution of said State by adding a new section to article 9 thereof, to be known as section 6½, relating to the formation of school districts situated in more than one county, and the issuance and payment of bonds of such districts;

And reports that the same have been correctly enrolled and presented the same to the Governor on this twenty-ninth day of April, 1921, at 11 o'clock a. m.

OSBORNE, Chairman.

REPORT OF COMMITTEE ON FREE CONFERENCE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Free Conference concerning Senate Bill No. 541 An act to amend an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," approved March 31, 1897, by amending sections 30b, 32 and 61 thereof, and to add a new section to said act to be numbered 103a, relating to the names of irrigation districts and to changing the names thereof report that we have met a like committee of the Assembly, consisting of Assemblymen Parkinson, McDowell, and White, and we report that the Committee on Free Conference has agreed to recommend the following:

Senate Bill No. 541, as amended in Assembly April 27, 1921, to be further amended as follows:

AMENDMENT NUMBER ONE.

In line 7 of the title after the "comma" following the word "thirty-two" insert the word "forty-seven".

AMENDMENT NUMBER TWO.

On page 2, line 47, of said amended printed bill, insert as follows:

SEC. 3. Section 47 of said act is hereby amended to read as follows:

Sec. 47. A redemption of the property sold may be made by the owner, or any party in interest, within three years from the date of purchase, or at any time thereafter before a deed has been made and delivered. Redemption must be made in gold or silver coin, as provided for the collection of state and county taxes, and when made to the collector he must credit the amount paid to the person named in the certificate, and pay it, on demand to the person or his assignees. In each report the collector makes to the board of directors, he must name the person entitled to redemption money, and the amount due each. On receiving the certificate of sale, the county recorder must file it and make an entry in a book similar to that required of the collector. On the presentation of the receipt of the person named in the certificate, or of the collector for his use, of the total amount of the redemption money, the recorder must mark the word "redeemed," the date, and by whom redeemed, on the certificate and on the margin of the book where the entry of the certificate is made. If the property is not redeemed within the time herein provided, the collector, or his successor in office, upon demand, must make to the purchaser, or his assignee, a deed of the property, reciting in the deed substantially the matters contained in the certificate, and that no person redeemed the property during the time allowed by law for its redemption; *provided*, that where property has been sold to the district it may be redeemed as herein provided, at any time before the district has disposed of the same. The collector shall receive from the purchaser, for the use of the district, two dollars for making such deed.

AMENDMENT NUMBER THREE.

On page 2, line 48, of said amended printed bill, strike out the figure "3" and insert in lieu thereof the figure "4".

AMENDMENT NUMBER FOUR.

On page 3, line 32, of said amended printed bill, strike out the figure "4" and insert in lieu thereof the figure "5".

DENNETT,
BURNETT,
HARRIS,
Senate Committee on Free Conference.

PARKINSON,
McDOWELL,
WHITE,
Assembly Committee on Free Conference.

The question being on the adoption of the report of the Committee on Free Conference, and the adpotion of the amendments.

The roll was called, and the report and amendments adopted by the following vote:

AYES—Senators Breed, Carr, W. J., Crowley, Duncan, Eden, Godsil, Harris, Ingram, Inman, Irwin, Jones, McDonald, Osborne, Purkitt, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer, and Slater—22.

NOES—None.

Senate Bill No. 541 ordered to enrollment.

REPORT OF COMMITTEE ON FREE CONFERENCE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Free Conference concerning Senate Bill No. 600—An act to repeal section 32½ of the California Irrigation District Act and to add to said act two new sections to be numbered, respectively, 12a, relating to assessments, and 62a, relating to joint work by two or more districts—report that we have met a like Committee of the Assembly, consisting of Assemblymen Broughton, Hart, and Lewis, and we report that the Committee on Free Conference have agreed to recommend the following:

AMENDMENT NUMBER ONE.

On page 1, line 5, of the title, strike out the word "two" and insert in lieu thereof the word "three".

AMENDMENT NUMBER TWO.

On page 2, line 4, of the printed amended bill, the Assembly amendment of April 27, 1921, inserting the word "three" in lieu of the word "two" be retained.

IRWIN,
PURKITT,
HARRIS,
Senate Committee on Free Conference.

BROUGHTON,
HART,
LEWIS,
Assembly Committee on Free Conference.

The question being on the adoption of the report of the Committee on Free Conference, and the adoption of the amendments.

The roll was called, and the report and amendments adopted by the following vote:

AYES—Senators Breed, Carr, W. J., Crowley, Duncan, Eden, Godsil, Harris, Ingram, Inman, Irwin, Jones, McDonald, Osborne, Purkitt, Rigdon, Rush, Sample, Scott, Sharkey, Shearer, and Slater—21.
NOES—None.

Senate Bill No. 600 ordered to enrollment.

RESOLUTION—(OUT OF ORDER).

The following resolution was offered, out of the regular order:

By Senator Crowley:

WHEREAS, There is apparently a demand throughout the State of California for legislation that will provide a general and systematic scheme for the regulation of plumbing, to the end that uniformity of building regulations may be obtained; and

WHEREAS, It is impossible for the members of the California Legislature, individually or collectively, to investigate this subject to its fullest extent; and

WHEREAS, Certain agencies, particularly the State Board of Health and the health departments of the larger municipalities, are of necessity largely informed upon the subject; now therefore, be it

Resolved, That the Senate of the State of California respectfully request the Governor to designate one representative of the State Board of Health, the health officer of each of two of the largest cities of the State, three master plumbers and three journeymen plumbers to act as a committee to investigate the subject of plumbing regulations, and report to the next Legislature a code of laws regulating the installment of plumbing which may be considered by the Legislature in framing a plumbing code.

The question being on the adoption of the resolution.

AYES AND NOES DEMANDED.

A roll call was demanded by Senators Duncan, Irwin, and Purkitt.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Boggs, Breed, Burnett, Crowley, Godsil, Harris, Ingram, Jones, McDonald, Osborne, Rigdon, Sample, Scott, Sharkey, and Slater—15.
NOES—Senators Duncan, Eden, Irwin, Purkitt, Rominger, and Shearer—6.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read, out of the regular order:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the report of the Free Conference Committee on Senate Bill No. 600.

Also: Adopted the report of the Free Conference Committee on Senate Bill No. 541.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

REPORT OF COMMITTEE ON FREE CONFERENCE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Free Conference concerning Assembly Bill No. 1074—An act to amend sections 2, 3, 4, 7, 9, 15, 20, 32 and 34 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 10, 1915, as amended, said amendments to provide for the regulation of the use and occupation of the public highways by vehicles and otherwise, and for the regulation of traffic and travel over such highways, for the registration and identification of motor and other vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles, and for the payment of license fees therefor; to regulate the powers of local authorities in regard to any of the matters embraced within the provisions of this act; to provide for the conduct of the Motor Vehicle Department; to provide for the disposition of registration and license fees, fines and forfeitures collected under the provisions of said act; to provide for the carrying out of the objects of said act as amended as aforesaid and these amendments thereto, and to make appropriations therefor; and to provide for the time that said amendments shall go into effect, and repealing all acts or parts of acts in conflict herewith—report that we have met a like Committee of the Assembly, consisting of Assemblymen Webster, Cleary and Jones, I., and we report that the Committee on Free Conference has agreed to recommend that the following amendments to said bill be adopted:

AMENDMENT NUMBER ONE.

Amend title by striking out all of the second line thereof and inserting in lieu thereof the following: "20, 32, 34 and 35 of an act entitled 'An'".

AMENDMENT NUMBER TWO.

Immediately after line 31 on page 21 of the printed bill as amended, insert the following:

"SEC. 10. Section 35 of said act is hereby amended to read as follows:

"Sec. 35. (*a*) All fines and forfeitures collected in cases of conviction for violation of any of the provisions of this act, following arrests by any officer employed by any city shall belong to the city employing the officer making the arrest, and shall be used first to defray the expense of enforcing their act, the balance to be used for street construction or repair.

(*b*) Any and all other fines and forfeitures collected by or in any court for violation of any of the provisions of this act, whether by justice of the peace, police court, city recorder's court, city justice of the peace, or otherwise, shall be paid to the treasurer of the county or city and county in which the court is held, and shall be used by such county or city and county first to defray the expense of enforcing this act, the balance to be used solely in the construction of roads, streets, bridges and culverts within its limits, and for no other purpose."

AMENDMENT NUMBER THREE.

In line 32, page 21, of the printed bill as amended, strike out the figure "10" and insert in lieu thereof the figure "11".

AMENDMENT NUMBER FOUR.

Strike out all of line 33 on page 21 of the printed bill as amended, and insert in lieu thereof the following: "sections 6, 7, 8, 9 and 10 and such other provisions".

AMENDMENT NUMBER FIVE.

In line 40, on page 21 of the printed bill as amended, strike out the figure "11" and insert in lieu thereof the figure "12".

AMENDMENT NUMBER SIX.

In line 48, on page 21 of the printed bill as amended, strike out the figure "12" and insert in lieu thereof the figure "13".

AMENDMENT NUMBER SEVEN.

In line 14, page 4, of the printed bill, strike out the words "thousand pounds" and insert in lieu thereof the word "ton".

AMENDMENT NUMBER EIGHT.

On page 10, line 9, of the printed amended bill, after the period add a new sentence as follows: "The weight limits set by subdivisions (a) and (c) of this section shall not apply to implements of husbandry temporarily moved upon the highway when such implements are each less than thirty thousand pounds in weight."

AMENDMENT NUMBER NINE.

On page 10 of the printed bill as amended strike out all of line 32.

AMENDMENT NUMBER TEN.

On page 10, line 45, of the printed bill as amended, after the word "county" insert the following: "and the governing body of any city or city and county".

AMENDMENT NUMBER ELEVEN.

On page 10, line 48, of the amended printed bill, after the word "road" insert the words "or street".

AMENDMENT NUMBER TWELVE.

On page 10, line 48, of the amended printed bill, after the word "county" at the end of said line add the following: "or city or city and county".

AMENDMENT NUMBER THIRTEEN.

On page 16, line 28, of the amended printed bill, strike out all after the word "city" and the following words, in line 20 on said page: "organized under freeholders charter".

AMENDMENT NUMBER FOURTEEN.

On page 9, line 50, of the amended printed bill, strike out the words "twenty-five thousand" and insert in lieu thereof the words "twenty-six thousand five hundred".

AMENDMENT NUMBER FIFTEEN.

On page 10, line 1, of the printed amended bill strike out the word "thirty-five" and insert in lieu thereof the word "forty".

AMENDMENT NUMBER SIXTEEN.

On page 10, line 7, of the amended printed bill, strike out the words "nine thousand five" and insert in lieu thereof the words "eleven thousand two".

AMENDMENT NUMBER SEVENTEEN.

On page 10, line 8, of the amended printed bill, strike out the words "nineteen thousand" and insert in lieu thereof the words "twenty-one thousand four hundred".

AMENDMENT NUMBER EIGHTEEN.

On page 21, line 13, of the amended printed bill, strike out the word "fifteen" and insert in lieu thereof the word "ten".

JOHNSON,
SAMPLE,
BREED.
Senate Committee on Free Conference.

WEBSTER,
JONES, I.
CLEARY,
Assembly Committee on Free Conference.

The question being on the adoption of the report of the Committee on Free Conference, and the adoption of the amendments to Assembly Bill No. 1074.

The roll was called, and the report and amendments adopted by the following vote:

AYES—Senators Boggs, Breed, Burnett, Carr, W. J., Crowley, Duncan, Eden, Harris, Ingram, Irwin, Johnson, Jones, Nelson, Rigdon, Rominger, Rush, Sample, Scott, Sharkey, Shearer and Slater—21.
NOES—Senators Godsil and McDonald—2.

THIRD READING OF ASSEMBLY BILLS—(RESUMED).

Assembly Bills Nos. 230 and 231 ordered to unfinished business.

RECESS.

At eleven o'clock and twenty minutes a.m., on motion of Senator Breed, the Acting President declared the Senate at recess until the hour of eleven o'clock and twenty-five minutes a.m.

RECONVENED.

At eleven o'clock and twenty-five minutes a.m., the Senate reconvened. Lieutenant Governor C. C. Young, President of the Senate, in the chair.

Assistant Secretary Ruth Killam at the desk.

MESSAGE FROM THE ASSEMBLY—(OUT OF ORDER).

The following message from the Assembly was taken up and read:

ASSEMBLY CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day refused adoption of the report of the Committee on Free Conference and amendments to Assembly Bill No. 1074.

JEROME B. KAVANAUGH, Chief Clerk.
By E. E. EUSTICE, Assistant Clerk.

REPORTS OF STANDING COMMITTEES—(OUT OF ORDER).

The following reports of standing committees were received and read, out of the regular order:

ON JUDICIARY.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Judiciary, to which was referred Senate Bill No. 343—An act to amend section 196 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure

and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Senate Bill No. 344—An act to amend section 4300c of the Political Code, relating to the justice of the peace fees;

Also: Senate Bill No. 345—An act to fix a standard time throughout this State and to conserve daylight;

Also: Senate Bill No. 350—An act to amend section 663 of the Code of Civil Procedure, relating to the vacation of judgments;

Also: Senate Bill No. 351—An act to amend section 663a of the Code of Civil Procedure, relating to the notice of intention to vacate judgment and the granting of new trial;

Also: Senate Bill No. 352—An act to repeal sections 663 and 634 of the Code of Civil Procedure, relating to the decisions of the court and the conclusions of law;

Also: Senate Bill No. 353—An act to amend section 632 of the Code of Civil Procedure, relating to the decision of the court and the entry of judgment;

Also: Senate Bill No. 359—An act to add a new section to the Civil Code to be number 90a, relating to declaration of intention to commence action for divorce;

Also: Senate Bill No. 364—An act to amend section 1183 of the Code of Civil Procedure, relating to the liens of mechanics and others;

Also: Senate Bill No. 375—An act to amend section 1973 of the Code of Civil Procedure, and to add to said code a new section to be numbered 1973a, relating to agreements in writing;

Also: Senate Bill No. 376—An act to repeal title I and title II of part IV of division III of the Civil Code; to repeal sections 1083, 1136, 1140, 1141, 1142, 3049, 3078, 3079, 3080, 3308, 3309, 3310, 3311, 3312, 3313, and 3314 of said Code, to amend sections 36, 658, 660, 1612, 1613, 1624, 1789 and 3387 of said Code; to add a new title I of part IV of division III of said code in place thereof, consisting of sections 1721 to 1800, both inclusive, and to add six new sections to said code to be known as sections 35a, 1097, 1098, 1099, 1160, and 1624a, all relating to sale of goods, and to make the law of sale of goods in the State of California uniform with the law of other states;

Also: Senate Bill No. 398—An act to amend section 10 of the Political Code, relating to holidays;

Also: Senate Bill No. 284—An act amending section 1232a, of the Political Code, relating to jurors' fees in counties of the third class, by changing the number of said section to 4232½;

Also: Senate Bill No. 303—An act to provide for the preparation of a building construction code by the Industrial Accident Commission, in cooperation with other interested agencies, to report the same to the next session of the Legislature, and making an appropriation therefor;

Also: Senate Bill No. 308—An act to provide for the inspection of electrical work and electrical equipment by the Industrial Accident Commission, and to regulate the manner of installation of all devices used for the generation and consumption of electrical energy in places of employment in this State; providing for establishing standards of electrical construction in such places; requiring a permit to be secured from the Industrial Accident Commission for the use of electrical equipment and devices; making it a misdemeanor to use such equipment and devices without such permit; allowing an injunction against such use without such permit where such equipment is dangerous to the life and safety of employees; providing for a hearing before the Industrial Accident Commission before the refusal of said permit; providing for the qualification and appointment of inspectors; prescribing maximum fees for inspection; providing for the licensing of master electricians and the collection of fees for such licenses;

Also: Senate Bill No. 330—An act to amend section 1328 of the Code of Civil Procedure, relative to time of filing contest and issuance of citation upon filing petition to revoke the probate of a will;

Also: Senate Bill No. 246—An act to amend section 203 of the Penal Code, defining mayhem;

Also: Senate Bill No. 252—An act to amend section 69 of the Civil Code, relating to marriage licenses and the application therefor;

Also: Senate Bill No. 259—An act to promote the comfort, health, safety and general welfare of the people of this State as affected by injury causing the disability or death of workmen in the course of their employment, providing for a complete system of workmen's compensation by creating a liability on the part of employers of every class and their insurance carriers to compensate workmen and their dependents of such disability or death, irrespective of the fault of any party, providing the means and methods of enforcing such liability and providing for certain liens upon compensation; and regulating compensation insurance coverage against such liability, securing the payment of compensation and confirming the establishment and transactions of the State Compensation Insurance Fund; and regulating

the conduct and methods of insurance carriers and their officers and agents; and providing for the rehabilitation and vocational education of workmen disabled in industry; and requiring safety in all employments and places of employment in this state and providing the means and methods of enforcing such safety; and levying an assessment or tax upon employers for the maintenance and enforcement of safety in all employments and places of employment and for the rehabilitation and vocational education of disabled workmen and their dependents; and requiring reports of industrial injuries; and providing penalties for offenses, as defined herein, by employers, their officers and agents, and by workmen, attorneys, insurance carriers, their officers and agents, and other persons and corporations; and confirming the establishment, authority, powers and duties of the Industrial Accident Commission created by chapter 176 of the Laws of 1913, conferring certain powers and duties on said commission, and providing for a review of its orders, decisions and awards; and repealing all acts and parts of acts inconsistent with the provisions of this act;

Also: Senate Bill No. 417—An act to add a new section to the Political Code, to be numbered 3897*a*, relating to miscellaneous provisions relating to taxation;

Also: Senate Bill No. 448—An act to amend section 322 of the Civil Code, relating to the liability of stockholders;

Also: Senate Bill No. 486—An act to license and regulate the business of private detectives and detective agencies;

Also: Senate Bill No. 490—An act to amend section 868 of the Code of Civil Procedure, relating to writs of attachment;

Also: Senate Bill No. 491—An act to amend section 905 of the Code of Civil Procedure, relating to executions and proceedings supplementary thereto;

Also: Senate Bill No. 507—An act regarding the leasing of dwelling houses, flats and apartments, and defining certain offenses in connection therewith and providing a penalty for the violation thereof;

Also: Senate Bill No. 511—An act to amend section 512 of the Code of Civil Procedure, relating to the security on the part of the plaintiff, and proceedings in serving the order;

Also: Senate Bill No. 513—An act to amend sections 852 and 860 and to repeal sections 854, 857 and 858 of the Code of Civil Procedure, relating to proceedings in justices courts;

Also: Senate Bill No. 14—An act relating to the rights, powers and disabilities of aliens and of certain companies, associations and corporations with respect to property in this State, providing for escheats in certain cases, prescribing the procedure therein, and repealing all acts or parts of acts inconsistent or in conflict herewith;

Also: Senate Bill No. 19—An act to amend section 1323 of the Penal Code, relating to effect of defendant's failure to testify;

Also: Senate Bill No. 23—An act to amend section 4190, 4198, 4201 and 4202 of the Political Code, relating to law libraries;

Also: Senate Bill No. 35—An act to amend sections 1401 and 1402 of the Civil Code, relative to community property;

Also: Senate Bill No. 37—An act to amend sections 170 and 398 of the Code of Civil Procedure, relating to the disqualification of judges;

Also: Senate Bill No. 41—An act to amend section 809 of the Penal Code, relative to time of filing information after defendant has been examined and committed;

Also: Senate Bill No. 140—An act to amend section 1034 of the Code of Civil Procedure, relating to clerks of justices' courts in cities or towns of the second and one-half class and third class, and appointments, salaries and duties of same;

Also: Senate Bill No. 142—An act to amend section 1723 of the Code of Civil Procedure, relating to petitions concerning estates of deceased persons;

Also: Senate Bill No. 167—An act to repeal section 1379 of the Code of Civil Procedure, relating to the granting of letters of administration to others than those entitled thereto;

Also: Senate Bill No. 170—An act to amend section 1365 of the Code of Civil Procedure, relating to persons entitled to administer on the estates of decedents;

Also: Senate Bill No. 186—An act to amend section 1704 of the Code of Civil Procedure, relating to the entry of probate orders;

Also: Senate Bill No. 106—An act to amend section 17 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, as amended;

Also: Senate Bill No. 116—An act to amend section 1729 of the Civil Code, relating to agreements to sell and buy;

Also: Senate Bill No. 122—An act to make illegal the further acquisition of farming lands or grazing lands, when the person, firm, corporation or association desiring to acquire additional lands already owns and holds the limit of lands hereinafter fixed and set forth; to encourage the ownership of lands; to enforce the subdivision of large tracts of farming and grazing lands held in single ownership; to discourage the leasing of farming or grazing lands in certain cases; to prohibit the organization of farm and grazing land owning corporations and associations; to prohibit firms, corporations and associations from acquiring farm and grazing lands; to limit the amount of farm and grazing lands any person, firm, corporation or association may hereafter acquire; to encourage the people of the State of California to become actual owners and farmers of the agricultural lands of the State of California; to impose and provide a State tax, to be known as an excess land tax; to provide for a State tax, to be known as a leasing tax, and to provide for the assessing, collection, and complete administration of said taxes;

Also: Senate Bill No. 42—An act to amend section 448 of the Code of Civil Procedure, relating to affidavit denying genuineness of written instrument pleaded in answer;

Also: Senate Bill No. 44—An act to create the office of public defender, to provide for the appointment of such officers, and prescribing their duties and compensation;

Also: Senate Bill No. 46—An act to amend section 10 of the Political Code, relating to holidays.

Also: Senate Bill No. 67—An act to add a new section to the Penal Code, to be numbered 288*b*, relating to the punishment of sex offienses;

Also: Senate Bill No. 102—An act to prohibit fortune telling and other practices whereby money or property is obtained on the pretense of the exercise of occult powers, and prescribing penalties for violation hereof;

Also: Senate Bill No. 212—An act to add a new section to the Political Code, to be numbered 4142*d*, relating to the powers of recorders;

Also: Senate Bill No. 227—An act to amend section 1294 of the Code of Civil Procedure, relating to jurisdiction probate court over the estates of the decedents;

Also: Senate Bill No. 228—An act to amend section 1490 of the Code of Civil Procedure, relating to notice to creditors of decedents' estates;

Also: Senate Bill No. 229—An act to amend section 1491*a* of the Code of Civil Procedure, relating to filing copy of printed notices to creditors;

Also: Senate Bill No. 230—An act to amend section 2848 of the Civil Code, relating to the rights of a surety;

Also: Senate Bill No. 239—An act to add a new section to the Civil Code, to be numbered 196*b*, relating to the liability of a parent for the negligence or wrongful act of his minor child;

Also: Senate Bill No. 244—An act to add a new section to the Penal Code, to be numbered 270½, relating to duties of parents;

Also: Senate Bill No. 516—An act to repeal section 847 of the Civil Code and to amend sections 857 and 2220 of said code, all relating to trusts;

Also: Senate Bill No. 517—An act to amend section 1365 of the Code of Civil Procedure, relating to the order of persons entitled to administer upon estates;

Also: Senate Bill No. 518—An act to repeal section 772 of the Penal Code, relating to removal of public officers by superior courts;

Also: Senate Bill No. 521—An act to add a new section to the Civil Code, to be numbered 224*a*, and providing an alternative proceeding for adoption of a minor child whose parents are dead, or insane, or whose parents have abandoned the child, defining abandonment for the purpose of the section, and providing the procedure before the court, notice to be given, effect of the judgment of the court, for judgment roll, and for appeals and motion for new trial;

Also: Senate Bill No. 522—An act to add a new section to the Code of Civil Procedure, to be numbered 1718, authorizing the court to appoint attorney for legatees, devisees, minor or absent heirs at law, and to fix the compensation thereof;

Also: Senate Bill No. 539—An act to add a new section to the Penal Code, to be numbered 164, relating to the practice of law by persons not licensed to practice law; to the furnishing of legal advice, services and counsel, and advertising in connection therewith; providing a penalty for violation of the provisions of this act, and making certain exemptions from the operation thereof;

Also: Senate Bill No. 579—An act to amend section 399 of the Code of Civil Procedure, relating to a transfer of the pleading and papers in a case, and providing for a retransfer of the papers to the court wherein the action was originally brought, after a final judgment is entered in the action;

Also: Senate Bill No. 580—An act to amend section 213 of the Penal Code, relating to the punishment of the crime of robbery;

Also: Senate Bill No. 581—An act to add a new section to the Penal Code, to be numbered 207*a*, relating to punishment for kidnapping when committed by the use of an automobile;

Also: Senate Bill No. 582—An act to add a new section to the Penal Code, to be numbered 211*b*, relating to punishment for robbery when committed by the use of an automobile or other vehicle;

Also: Senate Bill No. 583—An act to add a new section to the Penal Code, to be numbered 211*a*, relating to robbery committed on persons in vehicles on public highways;

Also: Senate Bill No. 584—An act to amend section 208 of the Penal Code, relating to the punishment of the crime of kidnapping;

Also: Senate Bill No. 589—An act to provide for the establishment of classes of instruction in citizenship for applicants who have filed their declarations of intentions to become citizens of the United States;

Also: Senate Bill No. 602—An act to amend section 1348 of the Code of Civil Procedure, relating to corporations acting as executors, administrators and testamentary trustees;

Also: Senate Bill No. 603—An act to add to the Code of Civil Procedure a new section, to be numbered 1618*a*, relating to compensation of executors and administrators;

Also: Senate Bill No. 611—An act to amend section 2172 of the Political Code, relating to the disposition of insane persons upon commitment, and repealing all acts or parts of acts inconsistent therewith;

Also: Senate Bill No. 612—An act to amend section 239 of the Political Code, by providing the time and manner in which rules must be adopted and standing committees of the Assembly be appointed;

Also: Senate Bill No. 613—An act to amend section 238 of the Political Code, by providing the time and manner in which rules must be adopted and standing committees of the Assembly be appointed;

Also: Senate Bill No. 621—An act to amend section 17 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915, and also amended June 1, 1917;

Also: Senate Bill No. 638—An act to add a new section to the Penal Code, to be numbered 1418*a*, relating to the parole of prisoners;

Also: Senate Bill No. 652—An act to amend sections 1773, 1774 and 1777, of the Code of Civil Procedure, relating to guardians;

Also: Senate Bill No. 659—An act to amend section 653*b*, of the Civil Code, relating to certificates of membership and the right to vote by members of cooperative associations;

Also: Senate Bill No. 663—An act to amend section 283 of the Code of Civil Procedure, relating to the authority of attorneys and counselors at law;

Also: Senate Bill No. 664—An act to amend section 165 of the Civil Code, relating to community property;

Also: Senate Bill No. 665—An act to amend section 957 of the Code of Civil Procedure, relating to the powers of appellate courts;

Also: Senate Bill No. 677—An act to amend an act entitled "An act to provide for the proper sanitary conditions in factories and workshops, and for the preservation of the health of employees," approved February 6, 1889, by amending section 2 thereof to extend its application to all factories or workshops without regard to whether two or more persons are employed therein, and by amending section 7 to provide for the enforcement of portions of said act by the Industrial Accident Commission as well as by the commissioner of the Bureau of Labor Statistics;

Also: Senate Bill No. 680—An act to amend sections 92 and 139 of the Civil Code, and to amend the Civil Code by adding thereto a new section to be numbered 108, relating to causes for divorce;

Also: Senate Bill No. 681—An act to amend sections 1770, 1777, 1778, 1781, 1782, 1783, 1784, 1785, 1786, 1787, 1788, 1789 and 1790 of the Code of Civil Procedure, relating to sales and conveyances of property;

Also: Senate Bill No. 683—An act to amend section 817 of the Penal Code, relating to peace officers;

Also: Senate Bill No. 684—An act to amend section 953*c* of the Code of Civil Procedure, relating to records of appeal;

Also: Senate Bill No. 686—An act to amend section 1741 of the Civil Code, relating to contracts for sale of real property;

Also: Senate Bill No. 688—An act to add a new section to the Code of Civil Procedure, to be numbered section 686*a*, and providing when execution may issue against the property of a defunct corporation;

Also: Senate Bill No. 699—An act to amend section 195 of the Penal Code, relating to excusable homicide;

Also: Senate Bill No. 714—An act to amend an act entitled "An act to define real estate brokers and salesmen; to provide for the regulation, supervision and licensing thereof; to create a State Real Estate Department and the office of Real Estate Commissioner; to provide for the enforcement of said act and penalties for the violation thereof; and repealing an act entitled 'An act to define real estate brokers, agents, salesmen, solicitors; to provide for the regulation, supervision, and licensing thereof; to create the office of Real Estate Commissioner; and making an appropriation therefor,' approved June 1, 1917, and all acts or parts of acts inconsistent with the provisions of this act," approved May 27, 1919;

Also: Senate Bill No. 719—An act to add two new sections to the Penal Code to be numbered 261*a* and 264*a*, prescribing the punishment for rape;

Also: Senate Bill No. 735—An act to add a new section to the Penal Code to be numbered 217*a*, relating to assault to commit murder, and the punishment therefor;

Also: Senate Bill No. 737—An act to add a new section to the Civil Code to be numbered section 3440*a*, relative to sale of personal property where title is retained by seller;

Also: Senate Bill No. 743—An act authorizing suits against the State to quiet title against it to real property entitled to be purchased under the provisions of an act entitled "An act to survey and dispose of certain marsh and tidelands belonging to the State of California," approved March 30, 1868, or any of the acts supplemental thereto and amendatory thereof, and regulating the procedure therein;

Also: Senate Bill No. 752—An act to amend sections 1369 and 1370 of the Penal Code, relating to the insanity of a defendant in a criminal action;

Also: Senate Bill No. 791—An act to add a new section to the Civil Code to be numbered 2955*b*, relating to the recording of agreements to sell personal property;

Also Senate Bill No. 792—An act to amend section 17 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect";

Also: Senate Bill No. 794—An act to amend section 19c of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith";

Also: Senate Bill No. 796—An act to amend an act entitled "An act defining 'food commodities' and 'food warehouseman'; declaring food warehousemen to be public utilities and subject to control and regulation by the Railroad Commission as specifically provided; prohibiting the storage of food commodities except in accordance with the provisions of this act; making unlawful certain discriminating and monopolizing practices by food warehousemen and those dealing with food warehousemen, except as provided by the Railroad Commission; requiring food warehousemen to file schedules showing certain rates, charges, and other matters with the Railroad Commission and to keep the same open to public inspection, and providing for the uniform operation of such rates and charges, and prohibiting the business of storing food commodities unless such schedules are filed and made public, and empowering the Railroad Commission to fix the rates, charges, rules and regulations of food warehousemen, to change the form of such schedules and forbidding,

except as otherwise ordered by the Railroad Commission, changes in or departures from such schedules except on certain conditions, and forbidding acceptance of rates or charges differing from the rates or charges in such schedules by those dealing with food warehousemen, subject to exceptions by the Railroad Commission; declaring certain contracts illegal and void and forbidding recovery thereon; providing for applications and complaints and other procedure before the Railroad Commission and the courts in matters wherein authority is conferred by this act upon the commission; defining the duties of the Attorney General upon the violation of certain provisions; providing for actions to enjoin violations of certain provisions and to recover damages for such violations; making the violation of certain provisions a misdemeanor; and providing penalties; and declaring the purpose and effect of this act," approved May 6, 1919;

Also: Senate Bill No. 798—An act to amend section 4290 of the Political Code and to repeal sections 4175 and 4176 thereof;

Also: Senate Bill No. 811—An act to amend section 172*a* of the Civil Code, relating to the management of community real property;

Also: Senate Bill No. 812—An act to amend an act entitled "An act to promote the comfort, health, safety and general welfare of the people of this State as affected by injury causing the disability or death of employees in the course of their employment, providing for a complete plan of workmen's compensation by creating a liability on the part of immediate employers, principal employers, contracting employers and their insurance carriers to compensate employees and their dependents for such disability or death, irrespective of the fault of any party, providing the means and methods of enforcing such liability and providing for certain liens upon compensation; and regulating compensation insurance coverage against such liability, securing the payment of compensation and confirming the establishment and transactions of the State compensation insurance fund; and requiring safety in all employments and places of employment in this State and providing the means and methods of enforcing such safety; and requiring reports of industrial injuries; and providing penalties for offenses, as defined herein, by employers, their officers and agents, and by employees and other persons and corporations; and defining the powers and duties of the Industrial Accident Commission under this act, and providing for a review of its orders, decisions and awards; and repealing sections 2, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 75*a*, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86 and 87 of chapter 176, Statutes of 1913, and all other acts and parts of acts inconsistent herewith, except sections 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 88 and 90 of said chapter 176, Statutes of 1913," approved May 23, 1917, as amended;

Also: Senate Bill No. 817—An act to add a new section to the Code of Civil Procedure, to be numbered 1752, relating to guardians of minors;

Also: Senate Bill No. 824—An act to amend section 157 of the Code of Civil Procedure, relating to qualification of superior judges;

Also: Senate Bill No. 825—An act to amend section 156 of the Code of Civil Procedure, relating to qualifications of justices of Supreme Court and of the District Courts of Appeal;

Also: Senate Bill No. 829—An act requiring land owners to file and record certain statements the better to enforce the provisions of the Anti-alien Land Law;

Also: Senate Bill No. 830—An act to add a new section to the Code of Civil Procedure, to be numbered 1528, relating to the sale of certain classes of property of decedents;

Also: Senate Bill No. 831—An act amending section 427 of the Code of Civil Procedure, relating to pleadings in civil actions;

Also: Senate Bill No. 838—An act to amend section 1765 of the Code of Civil Procedure, relating to the powers and duties of guardians of insane and incompetent persons;

Also: Senate Bill No. 860—An act to add a new section to the Political Code to be numbered 3202, relating to copyrights;

Also: Senate Bill No. 916—An act to amend section 1203 of the Penal Code, relating to suspension of sentence and granting probation;

Also: Senate Bill No. 952—An act creating a State Board of Review of Motion Pictures and defining the powers thereof;

Also: Assembly Bill No. 1214—An act to amend section 506*a* of the Penal Code, relating to embezzlement;

Also: Assembly Bill No. 1271—An act to recognize and declare valid the Lone Tree Irrigation District, and all proceedings in relation thereto and to the organization thereof;

Also: Assembly Bill No. 1284—An act to amend sections 209, 213, 217, 266*g*, 267, 455, 460 and 461 of the Penal Code, and to add a new section thereto to be numbered 212½, all relating to crimes.

Also: Assembly Bill No. 1294—An act to amend sections 4 and 7 of the Workmen's Compensation, Insurance and Safety Act, approved May 26, 1913, as amended;

Also: Assembly Bill No. 1342—An act to add a new section to the Penal Code, to be numbered 369*b*, prohibiting the sale of tickets to theaters, concert halls and other

places of amusement unless a seat or seats are available for the purchaser, or others, and providing a penalty for the violation thereof;

Also: Assembly Bill No. 1348—An act to amend section 59 of the Workmen's Compensation, Insurance and Safety Act of 1917, approved May 23, 1917, as amended;

Also: Assembly Bill No. 1362—An act to recognize and declare valid all proceedings in and relative to the organization of Tule Irrigation District;

Also: Assembly Bill No. 28—An act to add a new section to the Penal Code, to be numbered 1426b, relating to dismissal of actions;

Also: Assembly Bill No. 40—An act to prevent the destruction, in restraint of trade, food or any article which is customary food or proper as food for human beings and is in fit sanitary condition to be used as such, and to provide penalties for violation of the provisions hereof;

Also: Assembly Bill No. 70—An act to amend section 671 of the Code of Civil Procedure, relating to priority of judgment liens;

Also: Assembly Bill No. 157—An act to amend section 340 of the Penal Code, relating to the rate of interest that may be charged by pawnbrokers;

Also: Assembly Bill No. 193—An act to amend section 607 of the Code of Civil Procedure, relating to procedure in the trial of civil actions;

Also Assembly Bill No. 207—An act to provide for the removal of human remains from cemeteries;

Also: Assembly Bill No. 241—An act to amend section 1163 of the Code of Civil Procedure, relating to jurisdiction of superior courts;

Also: Assembly Bill No. 249—An act to amend section 4316 of the Political Code, relating to justices and constables;

Also: Assembly Bill No. 294—An act to amend section 406 of the Code of Civil Procedure of the State of California, relating to the filing of complaint and the issuance of summons in civil actions;

Also: Assembly Bill No. 387—An act to amend section 1587 of the Penal Code, relating to prisoners;

Also: Assembly Bill No. 429—An act to amend section 258 of the Code of Civil Procedure, relating to court commissioners;

Also: Assembly Bill No. 462—An act to amend section 601 of the Code of Civil Procedure, relating to challenge of jurors;

Also: Assembly Bill No. 602—An act to amend section 27 of the "Workmen's Compensation, Insurance and Safety Act of 1917," approved May 23, 1917, as amended, providing that an employee may waive, for himself or his dependents, previous to an injury, compensation due for an injury recovery from which is prevented or delayed by a preexisting physical defect or disease, with the approval of the Industrial Accident Commission;

Also: Assembly Bill No. 1012—An act to amend section 113 of the Code of Civil Procedure, relating to concurrent jurisdiction of the justices courts and the superior courts;

Also: Assembly Bill No. 1023—An act to repeal section 1835 of the Code of Civil Procedure;

Also: Assembly Bill No. 1047—An act to amend section 1248 of the Code of Civil Procedure, relating to condemnation proceedings;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

No committee vote.

JONES, Chairman.

ON LABOR AND CAPITAL.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Labor and Capital to which was referred Senate Bill No. 135—An act to regulate the procuring of persons to take the places of employees in anticipation of or during strikes, lockouts or other labor troubles; and repealing an act entitled "An act to regulate advertisements and solicitations for employees during strikes, lockouts and other labor troubles," approved June 7, 1913;

Also: Senate Bill No. 772—An act to promote industrial peace between utilities and their employees; providing for the selection of a Board of Industrial Peace empowered to inquire into and investigate all disputes, strikes or lockouts or threatened strikes or lockouts or controversies between public utilities and their employees; prescribing the duties and qualifications of members of said Board of Industrial Peace; empowering such board to inquire into all industrial disputes between public utilities and their employees; defining the duties of such board and prescribing penalties for failure to attend and give evidence before said board and providing for the expenses of such board;

Also: Assembly Bill No. 1299—An act prohibiting certain activities with relation to labor unions, and providing penalties for the violation hereof;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

No committee vote.

FLAHERTY, Chairman.

ON FISH AND GAME.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Fish and Game, to which was referred Senate Bill No. 848—An act to amend section 628 of the Penal Code, relating to the protection of fish and shell-fish;

Also: Senate Bill No. 966—An act to add a new section to the Penal Code to be numbered 626*f*, relating to the handling of fish, crustaceans, lobsters, crabs, abalone or abalone meat;

Also: Assembly Bill No. 498—An act to amend section 628 of the Penal Code, relating to the protection of fish and game;

Also: Assembly Bill No. 464—An act to amend section 628*b* of the Penal Code, relating to the protection of fish and game;

Also: Senate Bill No. 769—An act to regulate the taking and harvesting of kelp and other aquatic plants of the State of California by recognizing and declaring their ownership in the State of California and providing for the control thereof by the Fish and Game Commissioners, and providing for a license tax upon all persons, firms or corporations engaged in the industry of taking or harvesting kelp or other aquatic plants, and providing for the collection and disbursement of the revenues derived therefrom; and providing for a privilege tax upon all kelp taken in the waters of this State, and providing for the protection of kelp beds, and for the manner of taking kelp and other aquatic plants, and providing for the leasing and allotting of kelp or other aquatic plant beds, and providing for hearings by the Fish and Game Commissioners, and providing penalties for the violation of this act;

Also: Senate Bill No. 776—An act to amend an act entitled "An act to create a Fish Game Preservation Fund and to unite the 'Fish Commission Fund,' and the 'Game Preservation Fund' into a common fund to be known as 'Fish and Game Preservation Fund,'" approved March 15, 1909, as amended by adding a new section thereto to be numbered 4, creating a new fund, to be known as the "Game Bounty Fund;"

Also: Senate Bill No. 790—An act to amend section 626 of the Penal Code, relating to the protection of game;

Also: Senate Bill No. 797—An act to amend sections 628*a* and 628*b* of the Penal Code, relating to the protection of fish;

Also: Senate Bill No. 800—An act to amend section 628*i* of the Penal Code, relating to the protection of fish;

Also: Senate Bill No. 802—An act to provide for branding on the back of all crabs brought into the State of California, name of the place where they were caught, and providing a penalty for the violation thereof;

Also: Senate Bill No. 818—An act to amend the Penal Code by adding a new section thereto, to be numbered 626*f*, relating to the hunting or shooting of game or game birds with automatic shotguns or pump guns;

Also: Senate Bill No. 826—An act to amend section 636 of the Penal Code, relating to the protection of fish and game;

Also: Senate Bill No. 840—An act to amend section 628, section 635½, and section 636 of the Penal Code, all relating to the protection and preservation of fish;

Also: Senate Bill No. 841—An act to create a reservation for fish, shell fish, shrimp, and crabs, within the sloughs, rivers, streams and creeks tributary to the bay of San Francisco and the bay of San Pablo, and to prohibit the taking of the same from such reservation by means of weirs, dams, nets, traps, or seines;

Also: Senate Bill No. 842—An act to amend section 628 of the Penal Code, relating to protection of shell fish;

Also: Senate Bill No. 843—An act to amend section 628 of the Penal Code, relating to fish and game;

Also: Senate Bill No. 709—An act to add a new section to the Penal Code, to be numbered 626*k*1, relating to the sale of certain wild game;

Also: Senate Bill No. 720—An act to amend section 628*i* of the Penal Code, relating to the protection of fish;

Also: Senate Bill No. 724—An act to add a new section to the Penal Code to be numbered 627*c*, relating to close seasons for fish;

Also: Senate Bill No. 725—An act to amend section 627*d* of the Penal Code, relative to the protection of game;

Also: Senate Bill No. 760—An act to amend section 632 of the Penal Code, relating to the protection of fish;

Also: Senate Bill No. 658—An act to protect the public health by providing for the inspection of fish canneries;

Also: Senate Bill No. 698—An act to amend section 344 of the Political Code, relating to the interpretation of various terms and titles used in relation to the Fish and Game Commissions and Commissioners, and creating the office of Fish and Game Commissioner and providing for the employment and appointment by the commissioner of necessary deputies, assistants and employees and providing for their compensation and defining their qualifications;

Also: Senate Bill No. 694—An act to encourage the destruction of predatory wild birds; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties; providing a penalty for making a false affidavit, and for the repeal of all acts inconsistent therewith;

Also: Senate Bill No. 695—An act to encourage the destruction of predatory wild animals; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties; providing a penalty for making a false affidavit under the provisions of this act; and repealing acts inconsistent herewith;

Also: Senate Bill No. 709—An act to amend section 628 of the Penal Code, relating to the protection of fish;

Also: Senate Bill No. 561—An act to amend section 632 of the Penal Code, relating to the protection of fish;

Also: Senate Bill No. 571—An act to amend section 344 of the Political Code, relating to the interpretation of various terms and titles used in relation to the Fish and Game Commissions and Commissioners, and creating the office of Fish and Game Commissioner and providing for the employment and appointment by the commissioner of necessary deputies, assistants and employees and providing for their compensation and defining their qualifications;

Also: Senate Bill No. 573—An act to amend an act entitled "An act to create a Fish Game Preservation Fund and to unite the 'Fish Commission Fund,' and the 'Game Preservation Fund,' into a common fund to be known as 'Fish and Game Preservation Fund,'" approved March 15, 1909, by adding a new section thereto to be numbered 4, creating a new fund, to be known as the "Game Bounty Fund";

Also: Senate Bill No. 574—An act to encourage the destruction of predatory wild animals; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties; providing a penalty for making a false affidavit under the provisions of this act; and repealing acts inconsistent herewith;

Also: Senate Bill No. 575—An act to encourage the destruction of predatory wild birds; to provide bounties for the killing thereof; making an appropriation for the payment of such bounties; providing a penalty for making a false affidavit, and for the repeal of all acts inconsistent therewith;

Also: Senate Bill No. 147—An act to add a new section to the Penal Code, to be numbered 630c, prohibiting the issuance to aliens of licenses to fish;

Also: Senate Bill No. 154—An act to amend section 626f of the Penal Code, relating to the protection of game;

Also: Senate Bill No. 392—An act to amend section 626f of the Penal Code, relating to the protection of game;

Also: Senate Bill No. 393—An act to amend section 626g of the Penal Code, relating to the killing of tree squirrels;

Also: Senate Bill No. 395—An act to amend section 626 of the Penal Code, relating to the protection of game;

Also: Senate Bill No. 402—An act to amend section 626f of the Penal Code, relating to the protection of game;

Also: Senate Bill No. 841—An act to amend section 628 of the Penal Code, relating to the protection of fish;

Also: Senate Bill No. 845—An act to amend section 628 of the Penal Code, relating to the protection of fish and shell-fish;

Also: Senate Bill No. 846—An act to amend section 628 of the Penal Code, relating to the protection of fish;

Also: Senate Bill No. 847—An act to amend section 628 of the Penal Code, relating to the conservation of fish and game;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

No committee vote.

SHARKEY, Chairman.

ON CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Corporations, to which was referred Senate Bill No. 66—An act requiring corporations to file certain reports with the State and prescribing penalties for violation of the provision hereof;

Also: Senate Bill No. 327—An act concerning corporations of this State and the issue to employees and to persons actively engaged in the conduct of their business of their stock;

Also: Senate Bill No. 428—An act to amend section 378 of the Civil Code, relating to certain rights and remedies of the stockholders in California corporations;

Also: Assembly Bill No. 1080—An act to amend section 359 of the Civil Code, relating to the issuance of stock or bonds creating or increasing bonded indebtedness or increasing or diminishing the capital stock of corporations;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

No committee vote.

CHAMBERLIN, Chairman.

ON MUNICIPAL CORPORATIONS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Municipal Corporations, to which was referred Senate Bill No. 773—An act to validate the payment of street assessments by school districts in certain cases;

Also: Senate Bill No. 126—An act to provide for the classification of municipal corporations and adopting the Federal census of all municipal corporations in the State of California taken in the year 1920 and repealing all acts or parts of acts in conflict herewith;

Also: Senate Bill No. 157—An act to amend sections 851 and 852 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended, and to repeal section 852b thereof;

Also: Senate Bill No. 250—An act providing for the joint exercise of powers by municipalities or by municipalities and counties;

Also: Senate Bill No. 5[illegible]—An act authorizing any county, city and county, city, town, district or political subdivision organized under the laws of this State to sell any unsold bonds thereof at a price netting the purchaser not more than six per cent per annum, payable semi-annually;

Also: Senate Bill No. 559—An act to amend sections 764 and 765 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 690—An act to provide for the classification of municipal corporations;

Also: Senate Bill No. 728—An act to legalize bonds heretofore issued and sold, or to be issued and sold, by municipalities where authority for such issuance has already been given by a vote of not less than two-thirds of the electors of such municipalities voting upon the question of incurring such indebtedness;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

Committee membership—9.

No committee vote.

CARR, F. M., Chairman.

ON ELECTIONS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Elections, to which was referred Senate Bill No. 788—An act to amend section 188 of the Political Code, relating to elections;

Also: Senate Bill No. 415—An act to amend sections 1, 2, 3, 4, 5, 6, 7, 10, 12, 13, 21, 23, 24, 25, 28 and 33 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23 and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, and amended and approved May 29, 1917, and further amended and approved April 11, 1919;

Also: Senate Bill No. 832—An act to amend section 1195b of the Political Code, relating to elections;

Also: Senate Bill No. 835—An act to amend sections 1188 and 1192 of the Political Code, relating to elections;

Also: Senate Bill No. 567—An act to amend an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, by amending sections 1, 2, 4, 5, 7, 19, 21, 22, 23, 24, 25, 28, 30, and 33 thereof, approved May 29, 1917;

Also: Senate Bill No. 693—An act to add a new section to the Political Code, to be known as section 1252a;

Also: Senate Bill No. 674—An act to amend section 12 of an act entitled "An act to amend section 12 of an act entitled 'An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911,

amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with the provisions of this act," approved June 16, 1913," as amended;

Also: Senate Bill No. 787—An act to amend sections 2, 5, 7, 23, and 25 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended;

Also: Senate Bill No. 86—An act relating to the conduct of elections and to provide an additional and cumulative system in receiving and counting ballots and making returns thereof;

Also: Senate Bill No. 131—An act to amend section 1072 of the Political Code, relating to the compensation of officers of election;

Also Senate Bill No. 292—An act to amend sections 5, 7, and 17 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended by an act approved May 29, 1917, amended and approved April 8, 1919, amended and approved May 7, 1919;

Also: Senate Bill No. 451—An act amending the Political Code by amending section 1284 thereof, providing for the issuance of election certificates;

Also: Senate Bill No. 452—An act amending the Political Code by amending section 1261 thereof, to provide for a semiofficial count of election returns;

Also: Senate Bill No. 691—An act to amend sections 52 and 1239 of the Political Code, relating to residence;

Also: Senate Bill No. 692—An act to amend sections 1094 and 1106 of the Political Code, relating to elections;

Also: Assembly Bill No. 66—An act to amend sections 5, 7 and 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to State conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of the said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

No committee vote.

SLATER, Chairman.

ON PUBLIC HEALTH AND QUARANTINE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Public Health and Quarantine, to which was referred Senate Bill No. 745—An act making an appropriation to carry out the purposes, and to further provide for the administration, of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended, by amending sections 3 and 4 of said act;

Also: Senate Bill No. 639—An act to amend the Political Code by adding thereto a new section, to be numbered section 2171*a*, relating to the temporary confinement, treatment and observation in psychopathic hospitals of persons of doubtful sanity;

Also: Senate Bill No. 406—An act to amend the State Medical Practice Act by adding a new section thereto to be numbered 17*b*, providing for the conduct, maintenance, and operation of clinical, diagnostic, pathological and biological laboratories and the preparation, manufacture, standardization, sale or other disposal of, serums, vaccines, antitoxins and other biological products by physicians and surgeons or under the immediate supervision and direction thereof;

Also: Senate Bill No. 570—An act to amend an act entitled "An act for preventing the manufacture, sale or transportation of adulterated, misbranded or misbranded the manufacture, sale or transportation of adulterated, misbranded or misbranded foods and liquors and regulating the traffic therein, providing penalties, establishing a State bureau of foods, liquors and drugs and making an appropriation therefor," approved March 11, 1907, amended June 1, 1917, by amending section 9 thereof relating to said State bureau;

Also: Senate Bill No. 253—An act making provision for the districting of county or city and county for the purpose of garbage reduction;

Also: Senate Bill No. 479—An act relating to the conduct of laboratories for the manufacture of serums and vaccines, and for the diagnosis of communicable diseases, the certification of official workers in such laboratories and defining the duties of the State Board of Health in relation thereto and providing a penalty for the violation of the provisions thereof;

Also: Senate Bill No. 748—An act to amend section 2 of an act entitled, "An act to promote the better education of nurses and the better care of the sick in the State of California, to provide for and regulate the examination, and registration of graduate nurses, and to provide for the issuance or exemption of registration as graduate nurses to qualified applicants by the State Board of Health, and to repeal legislative acts in relation thereto," approved March 20, 1905, entitled "An act to promote the better education of nurses and the better care of the sick in the State of California, to provide for the practice of nursing the sick in the State of California, and to provide for the issuance of certificates of registration as a registered nurse, to qualified applicants by the Board of Regents of the University of California, and to provide penalties for violation thereof," approved June 12, 1913, as amended;

Also: Senate Bill No. 813—An act to amend section 11 of an act entitled "An act to regulate the practice of pharmacy in the State of California and to provide a penalty for the violation thereof and to appoint a board to be known as the State Board of Pharmacy," approved March 20, 1905, as amended;

Also: Senate Bill No. 685—An act providing for the inspection of cold storage goods, the regulation and supervision of cold storage warehouses;

Also: Senate Bill No. 744—An act to amend section 6 of an act entitled "An act to license persons who shall engage in the business of producing, buying or selling, to a like amount each and to regulate the business of producing, buying or selling, preserving in bulk or packing milk products, providing for the licensing of said business thereof, and repealing all acts or parts of acts inconsistent herewith," approved April 15, 1909;

Also: Senate Bill No. 486—An act providing for the protection of the health of workmen from poisonous and dangerous gases and fumes, prohibiting the use of paint spray containing benzol, and spray poisons and dangerous materials and ingredients, and providing for the abatement of nuisances dangerous to the health of workmen; declaring the operation of such paint spray nuisances dangerous to the health of workmen, and providing for the abatement of nuisances; declaring the operation of such paint spray nuisances dangerous to the health of workmen, and providing for the abatement of same; making violation of this act a misdemeanor and providing for punishment of same;

Also: Senate Bill No. 280—An act to protect the public health by providing for the examination and certification of persons engaged in plumbing, prescribing the powers and duties of the State Board of Health in relation thereto, providing penalties for the violation thereof and repealing all acts in conflict herewith;

Also: Senate Bill No. 610—An act to amend an act entitled "An act providing for the sanitation of food producing establishments, places where food is stored, prepared, kept or manufactured and in which food is distributed; regulating the health of persons by whom the materials from which food is prepared or the finished product is handled, providing for the inspection of such places, persons and things; declaring places and things in operation of this act to be nuisances, dangerous to health and providing for the abatement of the same; making violations of this act misdemeanors, and providing for the punishment of the same," approved March 6, 1909, by adding thereto two new sections, to be numbered 4a and 9a, respectively;

Also: Senate Bill No. 410—An act to amend section 12½ of the "State Medical Practice Act";

Also: Senate Bill No. 400—An act to amend section 2 of an act entitled "An act to prevent blindness from ophthalmia; to vest certain powers and duties in the State Board of Health and health officers; to impose certain duties upon physicians, midwives, nurses and other persons; and to provide for the enforcement of this act, and the repeal of chapter 14 of the Statutes of 1897 entitled 'An act to regulate medical practice, to prevent blindness in infants,' and other acts in conflict herewith approved June 11, 1917";

Also: Senate Bill No. 971—An act regulating the establishment and operation of farms, plants and works for the treatment and disposal of sewage, authorizing the State Board of Health to locate such farms, plants and works, and route of sewage therefor, granting certain rights in public highways, preventing interference by municipalities, and limiting and providing for remedies of persons damaged by the location of such farms, works and plants;

Also: Senate Bill No. 326—An act to amend section 4 of an act for preventing the manufacture, sale or transportation of adulterated, mislabeled or misbranded foods and liquors and regulating the traffic therein, providing penalties, establishing a State

laboratory for foods, liquors and drugs and making an appropriation therefor, as amended;

Also: Assembly Bill No. 1028—An act to amend an act entitled "An act regulating the employment of women and minors and establishing an Industrial Welfare Commission to investigate and deal with such employment, including a minimum wage; providing for an appropriation therefor and fixing a penalty for violation of this act," approved May 26, 1913, as amended;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

No committee vote.

CROWLEY, Chairman.

ON GOVERNMENTAL EFFICIENCY.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which was referred Senate Bill No. 875—An act to repeal an act entitled "An act to insure the better education of practitioners of dental surgery, and to regulate the practice of dentistry in the State of California, providing penalties for the violation hereof, and to repeal an act in force relating to the same and known as 'An act to insure the better education of practitioners of dental surgery, and to regulate the practice of dentistry in the State of California, approved March 12, 1885,'" approved March 23, 1901;

Also: Senate Bill No. 877—An act to repeal an act entitled "An act to create a Bureau of Highways and prescribe its duties and powers, and to make an appropriation for its expenses," approved March 27, 1895;

Also: Senate Bill No. 878—An act to amend section 1488 of the Political Code, relating to normal schools;

Also: Senate Bill No. 879—An act to repeal an act entitled "An act to create the office of attorney for the State Bureau of Labor Statistics," approved June 4, 1913;

Also: Senate Bill No. 880—An act to repeal an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspections and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; to prevent the sale of goods, wares, and merchandise by false weight or measure; authorizing counties, incorporated cities, incorporated towns, and incorporated cities and counties of the State of California to appoint sealers of weights and measures and to define the powers and duties of such sealers; to provide penalties for violation of the provisions of this act relating to the foregoing and for the admission in evidence of copies of the State's standards for weights and measures furnished under the provisions of this act," approved March 18, 1911;

Also: Senate Bill No. 891—An act to abolish the committee to investigate the date of the discovery of gold appointed under the provisions of Assembly Concurrent Resolution No. 15, filed with Secretary of State April 19, 1917;

Also: Senate Bill No. 892—An act to repeal an act entitled "An act for the regulation of the practice of medicine and surgery in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation," which became a law without the Governor's approval February 27, 1901;

Also: Senate Bill No. 894—An act to repeal an act entitled "An act providing for the examination, certification and registration of plumbers, prescribing powers and duties of the State Board of Health in reference thereto, and penalties for a violation of the provisions hereof," approved April 6, 1917;

Also: Senate Bill No. 897—An act to repeal chapter 1 of title VII of part III of the Political Code, relating to immigration;

Also: Senate Bill No. 898—An act to repeal an act entitled "An act to regulate the practice of pharmacy and sale of poisons in the State of California," approved March 15, 1901;

Also: Senate Bill No. 882—An act to repeal an act entitled "An act authorizing the Governor to appoint a commission to investigate and advise the Legislature concerning the adoption of a system of social insurance, and to make a report to the forty-third session of the Legislature and making an appropriation therefor," approved May 14, 1917;

Also: Senate Bill No. 883—An act to repeal an act entitled "An act authorizing and providing for an investigation and report upon the matter of revenue and taxation, and making an appropriation therefor," approved May 10, 1915, as amended;

Also: Senate Bill No. 885—An act to repeal an act entitled "An act to establish a State Lunacy Commission, to provide a uniform government and management of the State hospitals for the insane, and to provide for the care, custody, and apprehension of persons believed to be insane, and the commitment of insane persons, and providing for the transfer of unexpended appropriations of moneys and properties," approved March 31, 1897;

Also: Senate Bill No. 886—An act to repeal an act entitled "An act to provide a State Hospital and Asylum for Miners," approved March 14, 1881;

Also: Senate Bill No. 887. An act to repeal an act entitled "An act to provide for a State Board of Arbitration for the settlement of differences between employers and [illegible] and to appropriate the sum of twenty-[illegible] approved March 30, 1901.

Also: Senate Bill No. 888. An act to repeal article XV of chapter III of title I of part III of the Political Code relating to the election of [illegible].

Also: Senate Bill No. 889. An act to amend the Penal Code by adding [illegible] thereto a new section to be numbered [illegible] relating to [illegible] and [illegible] and [illegible] for the State of California.

Also: Senate Bill No. 890. An act to amend sections 6 and 17 of an act entitled "An act to create for the State of California a department of [illegible] to provide for the appointment of [illegible] and [illegible] thereof, defining the powers and [illegible] providing the duties of said [illegible], to make an appropriation for the [illegible] of said office, and [illegible] for the fifty-[illegible] fiscal year and [illegible] and repealing all acts [illegible] An act creating a Commission [illegible] Water Rights, defining its powers and duties and [illegible] for the appointment, [illegible] of Water Rights, defining its powers and duties and fixing the compensation,' approved February 9, 1915, and all acts or parts of acts amending the same. An act to amend [illegible] of the Political Code of the State of California, relating to the duties and powers of [illegible] of [illegible] of officers and employees thereof, [illegible] for the appointment of such [illegible] officers and [illegible] and for the [illegible] of the [illegible] fiscal years ending [illegible] 1, 1907, when [illegible] for the [illegible] Water Rights, [illegible] for the purposes [illegible] March 17, 1887, and to appropriation of money for the [illegible] March 17, 1887, and to appropriation of money for the purposes of [illegible] March 17, 1887, and to appropriation of money for the purposes of [illegible] March 17, 1887, and to appropriation of money for the purposes of

otherwise than provided in this act, to be a misdemeanor and providing a penalty therefor, and also providing penalties for other violations of this act; repealing an act entitled 'An act regulating and limiting the appropriation of water for generating electricity or electrical or other power; fixing the terms and conditions and providing the manner and procedure upon which water for generating electricity or electrical or other power may be appropriated and providing for the renewal of licenses granted hereunder; providing for the issuing of licenses for the use of water for generating electricity or electrical or other power and limiting rights under such licenses; prohibiting the appropriation of water or the use of water for generating electricity or electrical or other power for a longer period than twenty-five years; limiting the right to the use of water appropriated for generating electricity or electrical or other power to the specific purposes for which it is appropriated; declaring certain water to be unappropriated; providing for the granting of licenses to divert and store surplus and flood waters for generating electricity, or electrical or other power and declaring what is surplus water; reserving to the State the right to regulate and fix the rates of compensation for which electricity or electrical or other power generated by water appropriated may be sold, rented or distributed; reserving to the State the right to impose charges for the use of water appropriated for electricity or electrical or other power and fixing fees and charges; preventing the combination or formation of any unlawful trust by appropriators of water or the use of water for generating electricity or electrical or other power and providing a penalty therefor; creating and establishing a State Board of Control; providing the powers and duties of said Board of Control and fixing their compensation; compelling persons, firms, associations and corporations supplying electricity or electrical or other power generated by the use of appropriated water to keep their plants and systems in repair and requiring an annual report from them to said Board of Control; providing for the appointment and compensation of employees and assistants to said Board of Control; limiting the expenses of said Board of Control and providing for the payment thereof; fixing the place of business of said Board of Control; declaring the diversion or use of water for generating electricity, or electrical or other power, otherwise than provided in this act, to be a misdemeanor and providing a penalty therefor, and also providing penalties for other violations of this act; repealing all acts and parts of acts in conflict with this act,' approved April 8, 1911, and all acts and parts of acts in conflict with this act," approved January 2, 1912;

Also: Senate Bill No. 867—An act to repeal an act entitled "An act to enlarge the powers of the State Board of Forestry and to provide for the expenses of said board," approved March 7, 1887;

Also: Senate Bill No. 868—An act to repeal an act entitled "An act to promote the horticultural interests of the State by providing county boards of horticulture, and repealing the act entitled 'An act to protect and promote the horticultural interests of the State,' approved March 14, 1881, and certain acts amendatory thereof, approved March 19, 1889, and March 31, 1891," approved March 31, 1897;

Also: Senate Bill No. 869—An act to repeal an act entitled "An act to establish the California State Reformatory; to provide for purchase of land therefor, and the construction of buildings and other improvements in connection therewith; to provide for the commitment and transfer of prisoners thereto and therefrom; to provide for the equipment, conduct and management thereof; and to make an appropriation therefor," approved April 24, 1911;

Also: Senate Bill No. 871—An act to repeal an act entitled "An act to provide for the removal of the mineral cabinet from the State Library," approved March 9, 1887;

Also: Senate Bill No. 872—An act to repeal sections 2993 and 2994 of the Political Code, relating to vaccine agents;

Also: Senate Bill No. 874—An act to repeal an act entitled "An act to provide for analyzing the minerals, mineral waters, and other liquids, and the medicinal plants of the State of California, and of foods and drugs, to prevent the adulteration of the same," approved March 9, 1885;

Also: Senate Bill No. 863—An act to repeal an act entitled "An act to provide for the obtainment, preservation, and distribution of vaccine matter," approved March 27, 1852;

Also: Senate Bill No. 864—An act to repeal an act entitled "An act to promote the better education of practitioners of nursing the sick in the State of California, to provide for the issuance of certificates of registration as a registered nurse to qualified applicants by the Board of Regents of the University of California, and to provide penalties for violation hereof," approved March 20, 1905;

Also: Senate Bill No. 865—An act to repeal an act entitled "An act to be known as 'the California Irrigation Act' providing for cooperation between the State of California and the United States, and independent proceedings, in the storage and diversion of water, the distribution thereof for irrigation and other beneficial uses and purposes, the generation and manufacture of electric power; creating an Irrigation Board, and providing for the formation of irrigation districts and conservation districts, and the conversion of irrigation districts, reclamation districts, drainage districts and other political subdivisions of the State organized for the purpose of promoting irrigation, reclamation and drainage, into irrigation districts under

this act; and empowering said Irrigation Board to make and approve contracts and agreements, to construct reservoirs and other works, divert, distribute and sell water and lease and sell water rights, and generate, lease and sell electric power, to apportion to the constituent units of conservation districts the water and electric power to be produced and generated by conservation district works, to levy assessments, and issue bonds of irrigation districts and conservation districts; providing for the management, control and supervision of such irrigation districts and conservation districts and of the works constructed pursuant to this act; directing the State Department of Engineering relative to such works; and generally providing a policy relating to the storage, diversion and use of water and the manufacture or generation of electric power, and adopting a plan for providing revenues therefor; and repealing the California Irrigation Act approved June 4, 1915, and chapter 646 of the Statutes of 1917, approved May 28, 1917, amendatory thereof," approved May 16, 1919;

Also: Senate Bill No. 569—An act to repeal section 3075 of the Political Code, relating to certain employees of the State Board of Health;

Also: Senate Bill No. 642—An act to reorganize, departmentalize and articulate the executive branch of the government of the State of California; creating and establishing thirteen departments of said branch of said government, with a director as the chief executive officer of each thereof; fixing the salaries of directors of departments; providing for the appointment of employees in departments; empowering the director of each department to prescribe the salaries of the chiefs of division in his department; abolishing all boards, commissions and officers of the executive branch of the government not provided for in the constitution of this State, except the Legislative Counsel, California Historical Survey Commission, Board of Trustees of the State Library, the California State Nautical School Board and the Corporation License Tax Exemption Board; transferring to the departments hereby created and established all the functions, powers and duties of the boards, commissions and officers hereby abolished, empowering the Governor of the State to adjust conflicts of authority, overlapping and duplication of functions between the departments hereby established, or between any such department and any other State board or officer; empowering the directors of departments to adjust conflicts or overlapping of functions between the divisions of their respective departments; and repealing all acts and parts of acts in conflict with this act;

Also: Senate Bill No. 861—An act to repeal an act entitled "An act creating and establishing a commission for investigating and gathering data and information concerning the subjects of forestry, water, the use of water, water power, electricity, electrical and other power, mines and mining, mineral and other lands, dredging, reclamation and irrigation and for revising, systematizing and reforming the laws of this State upon, concerning, regarding or appertaining to these said subjects; providing for the appointment of said commission to be known as the "Conservation Commission of the State of California;" prescribing the powers and duties of said commission and its members and providing for the expenses of said commission and appropriating money therefor," approved April 8, 1911;

Also Senate Bill No. 862—An act to repeal an act entitled "An act creating a State Commission on Voting or Balloting Machines, defining their powers, and providing for the use at the option of indicated local authorities of voting or ballot machines for receiving and registering the vote in one or more precincts of any county, or city and county, city or town, at any or all elections held therein, and for ascertaining the results at such elections; and providing for the punishment of all violations of the provisions of this act," approved March 20, 1903, as amended;

Also: Senate Bill No. 111—An act to amend section 501 of the Political Code, relating to fees to be charged by the Register of the State Land Office;

Also: Senate Bill No. 396—An act to amend section 475 of the Political Code, of the State of California, relating to clerks, phonographic reporter, service agent and stenographers of the Attorney General's office;

Also: Senate Bill No. 404—An act to amend section 472 of the Political Code, relating to the duties of the Attorney General and the appointment of assistants and deputies in such office;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

Committee membership—7; committee vote: Ayes—7.

CARR, W. J., Chairman.

ON CONSTITUTIONAL AMENDMENTS.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Constitutional Amendments, to which was referred Senate Constitutional Amendment No. 9;

Also: Senate Constitutional Amendment No. 10—A resolution to propose to the people of the State of California to amend the constitution of said State by amending section 1 of article II thereof;

Also: Senate Constitutional Amendment No. 11—A resolution to propose to the people of the State of California to amend section 3 of article XII of the constitution of said State, relating to liability of stockholders;

Also: Senate Constitutional Amendment No. 12—Relative to taxation;

Also: Senate Constitutional Amendment No. 14—A resolution proposing to the people of the State of California, an amendment to the constitution of the State of California, by adding a new section to article XI thereof, to be designated as section 20, of said article XI, of the constitution of the State of California, relating to the taking of property for public use and additional adjoining or neighboring property, and for the payment therefor;

Also: Senate Constitutional Amendment No. 15—A resolution to propose to the people of the State of California to amend section 3 of article VI of the constitution, relative to Justices of the Supreme Court;

Also: Senate Constitutional Amendment No. 16—A resolution to propose to the people of the State of California to amend section 4 of article VI of the constitution, relative to Justices of the District Courts of Appeal;

Also: Senate Constitutional Amendment No. 17—A resolution to propose to the people of the State of California to amend section 6 of article VI of the constitution, relative to the judges of the superior court;

Also: Senate Constitutional Amendment No. 18—A resolution to propose to the people of the State of California an amendment to section 2 of article IV of the constitution of the State of California, relative to the sessions of the Legislature and the membership and powers thereof;

Also: Senate Constitutional Amendment No. 19—A resolution to propose to the people of the State of California an amendment to the constitution of the State of California by amending sections 1 and 14 of article XIII thereof, both relating to revenue and taxation, so as to permit taxation of certain public utilities owned or operated by counties, cities and counties, or municipal corporations;

Also: Senate Constitutional Amendment No. 20—A resolution to propose to the people of the State of California an amendment to section 23 of article XII of the constitution of the State of California to confer upon the Railroad Commission power and jurisdiction to regulate and control the business of furnishing certain commodities and performing certain services to or for the public, so as to include such business of furnishing such commodities and of performing such services by public corporations;

Also: Senate Constitutional Amendment No. 24—A resolution to propose to the people of the State of California an amendment to article I section 13 of the constitution, relating to criminal prosecutions;

Also: Senate Constitutional Amendment No. 25—Relative to the terms and conditions upon which franchises may be granted to public utilities;

Also: Senate Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 1 of article IV, relating to initiative and referendum;

Also: Senate Constitutional Amendment No. 27—A resolution to propose to the people of the State of California an amendment to section 12¾ of article XIII of the constitution by adding thereto a provision to exempt from all forms of taxation any residence structure to the amount of two thousand dollars when actually occupied by the owner;

Also: Senate Constitutional Amendment No. 1—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 2 of article IV, relating to sessions of the Legislature;

Also: Senate Constitutional Amendment No. 2—Relative to legislative districts;

Also: Senate Constitutional Amendment No. 3—Relative to exempting dwelling houses from taxation;

Also: Senate Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the constitution by amending section 23 of article IV, relating to the compensation of members of the Legislature;

Also: Senate Constitutional Amendment No. 6—Relative to taxation;

Also: Senate Constitutional Amendment No. 7—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending section 3 of article XI thereof relating to new counties;

Also: Senate Constitutional Amendment No. 8—A resolution to propose to the people of the State of California an amendment to section 2 of article IX of the constitution of the State of California, in relation to the Superintendent of Public Instruction;

Also: Assembly Constitutional Amendment No. 4—Relative to recognition of the services rendered by soldiers, sailors and marines to their country in time of war;

Also: Assembly Constitutional Amendment No. 16—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending section 3 of article XI thereof, relating to new counties;

Also: Assembly Constitutional Amendment No. 31—A resolution to propose to the people of the State of California an amendment to the constitution of the State,

by amending section 13, of article XI, relative to irrigation, reclamation and drainage districts;

Also: Assembly Constitutional Amendment No. 37—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by adding to article IV thereof a new section to be numbered 37, relative to water conservation;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

No committee vote.

SAMPLE, Chairman.

ON COUNTY GOVERNMENT.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on County Government, to which was referred Senate Bill No. 84—An act to amend section 4277 of the Political Code, relating to salaries, fees and compensation of officers of counties of the forty-first class;

Also: Senate Bill No. 80—An act to amend section 4280 of the Political Code, relating to salaries of county officers in counties of the fiftieth class;

Also: Senate Bill No. 76—An act to amend section 4260 of the Political Code, relating to salaries of county officers in counties of the thirty-second class;

Also: Senate Bill No. 77—An act to amend section 4263 of the Political Code, relating to salaries of county officers in counties of the thirty-ninth class;

Also: Senate Bill No. 78—An act to amend section 4282 of the Political Code, relating to salaries of county officers in counties of the fifty-sixth class;

Also: Senate Bill No. 869—An act to amend section 4131 of the Political Code, relating to instruments to be recorded by county recorders;

Also: Senate Bill No. 630—An act to amend section 4254 of the Political Code, relating to the salaries and fees of officers of the counties of the twenty-fifth class;

Also: Senate Bill No. 632—An act to add a new section to be known as 9*a* 41 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Senate Bill No. 79—An act to amend section 4274 of the Political Code, relating to salaries of county officers in counties of the forty-eighth class;

Also: Senate Bill No. 619—An act to add a new section, to be numbered section 19*a* 13, to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 755—An act to amend section 3629 of the Political Code, relating to statement required by assessor;

Also: Senate Bill No. 715—An act to add a new section to the Political Code to be numbered 4041*a*, relating to the powers of boards of supervisors with special reference to the levying of taxes;

Also: Senate Bill No. 771—An act to amend sections 6, 11 and 12 of an act entitled "An act to establish police courts in cities of the first and one-half class, to fix the jurisdiction of said courts and to provide for the officers thereof, to prescribe the powers and duties of the officers of said courts and to fix the compensation of certain officers thereof, and to repeal an act entitled 'An act to establish police courts in cities of the first and one-half class, to fix their jurisdiction and provide for officers of said courts and fix the compensation of certain officers thereof,' which became a law under the provisions of the constitution of the State of California without the Governor's approval on the fifth day of March, 1901, and all acts amendatory of said act or supplementary thereto," approved June 6, 1913, as amended;

Also: Senate Bill No. 756—An act to provide compensation to counties in lieu of taxes where land suitable for agricultural purposes is required for reservoir sites;

Also: Senate Bill No. 822—An act to amend section 4239 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fourteenth class;

Also: Senate Bill No. 2—An act to amend section 4232 of the Political Code, relating to the compensation of officers in counties of the third class;

Also: Senate Bill No. 739—An act to add a new section to the Political Code to be numbered 3975*b*, providing for change of county boundaries;

Also: Senate Bill No. 340—An act to amend section 4300*c* of the Political Code, relating to the fees of recorders;

Also: Senate Bill No. 163—An act to provide for the alteration of county boundary lines and for the adjustment of county debts and liabilities when such boundaries are changed;

Also: Senate Bill No. 266—An act to amend section 4259 of the Political Code, relating to the salaries and fees of officers of counties of the thirtieth class;

Also: Senate Bill No. 363—An act to amend section 4242 of the Political Code, relating to the salaries, fees, and expenses of officers in counties of the thirteenth class;

Also: Senate Bill No. 384—An act to amend section 4300*b* of the Political Code, relating to sheriff's fees;

Also: Senate Bill No. 385—An act to amend section 4300*b* of the Political Code, relating to the sheriff's fees;

Also: Senate Bill No. 461—An act to amend section 4131 of the Political Code, relating to the duties of county recorder;

Also: Senate Bill No. 512—An act to amend section 4300*b* of the Political Code, relating to sheriff's fees;

Also: Senate Bill No. 604—An act to require the assessors to place upon the face of the tax bill a statement to clearly show that the bill covers the period from July first of one year to June thirtieth of the next year;

Also: Assembly Bill No. 702—An act to add a new section to be known as 9*a*22 to an act entitled, "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Assembly Bill No. 959—An act to amend section 4041 of the Political Code, relating to the general powers of boards of supervisors;

Also: Assembly Bill No. 979—An act to add a new section to the Political Code, to be numbered 4041*a*, providing for the appointment of advisory county boards of assessment and equalization, and defining their powers and duties;

Also: Assembly Bill No. 824—An act to amend section 4234 of the Political Code, relating to the salaries, fees and expenses of officers in counties of the fifth class;

Also: Assembly Bill No. 1071—An act to amend section 4041*b* of the Political Code, relating to advisory boards to cooperate with the county assessors;

Also: Assembly Bill No. 800—An act to amend section 4290 of the Political Code, relating to fees and salaries of county officers;

Also: Assembly Bill No. 924—An act to add a new section to be known as 9*a*46 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

DUNCAN, Chairman.

ON FEDERAL RELATIONS.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Federal Relations, to which was referred Senate Joint Resolution No. 1—Relative to the definition of intoxicating beverages;

Also: Senate Joint Resolution No. 2—Relative to the manufacture and sale of light wines and beers;

Also: Senate Joint Resolution No. 5—Relative to the national system of taxation;

Also: Senate Joint Resolution No. 8—Relative to the endorsement of the McFadden bill to protect the gold monetary reserve of the United States by stimulating the gold production;

Also: Senate Joint Resolution No. 10—Relating to the sending of small arms through the United States mails;

Also: Senate Joint Resolution No. 11—Relative to proposed naval base on Pacific Coast;

Also: Senate Joint Resolution No. 13—Relative to referendum on amendments to the federal constitution;

Also: Senate Joint Resolution No. 15—Relative to profiteering;

Also: Senate Joint Resolution No. 19—Relative to needy Indians within the State of California;

Also: Senate Joint Resolution No. 20—Relative to Sergeants Frank Zimmer and Carl Neaf;

Also: Senate Joint Resolution No. 23—Relative to the abrogation of credits owing to the United States by European countries and the extension of credit thereon;

Also: Senate Joint Resolution No. 30—Relative to the treaty making power;

Also: Assembly Joint Resolution No. 5—Relative to a modification by Congress of the Volstead Act;

Also: Assembly Joint Resolution No. 15—Relative to the indorsement effecting the enlargement of the federal arsenal located at Benicia, Solano County, California;

Also: Assembly Joint Resolution No. 20—Relative to the establishment of the Bankhead National Highway;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

EDEN, Chairman.

ON ROADS AND HIGHWAYS.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Roads and Highways, to which was referred Senate Bill No. 45—An act relating to the paving and maintaining of highways within municipalities, and requiring the county authorities or State Highway Commission, as the case may be, to pave and maintain such highways whenever they constitute a part or connecting link of the State or county highway system and the funds therefor have been raised by a bond issue or special tax;

Also: Senate Bill No. 258—An act to amend section 35 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 10, 1913, as amended;

Also: Senate Bill No. 496—An act making an appropriation for the survey and construction of a State highway from the present county highway in Pedro Valley, San Mateo County, to the present county highway at or near Montara, San Mateo County;

Also: Senate Bill No. 587—An act making an appropriation for the survey, location and construction of a highway from a point at or near the town of San Simeon to and connecting with the San Luis Obispo-Cambria highway in the county of San Luis Obispo;

Also: Senate Bill No. 453—An act to amend section 35 of an act entitled, "An act to amend the vehicle act approved May 10, 1915, as amended by an act entitled, 'An act to amend the vehicle act, approved May 10, 1915, by repealing sections 10, 18, 23, 33 and 42 thereof, and by amending sections 1, 3, 4, 5, 6, 7, 8, 9, 11, 13, 15, 17, 20, 22, 24, 26 27, 28, 32, 34, 35, and 37 thereof, said amendments to provide for the regulation of the use and occupation of the public highways by vehicles and otherwise, for the registration and identification of motor and other vehicles, and for the payment of registration fees therefor; to prohibit the operation of any motor vehicle without the consent of the owner thereof; to limit the power of local authorities to enact or enforce ordinances, rules or regulation in regard to matter embraced within the provisions of this act; to provide for the organization and conduct of the Motor Vehicle Department created by this act, and to provide for the disposition of registration and license fees, fines and forfeitures collected under the provisions of said act; to provide for carrying out the objects of said act and of said amendments thereto, and to make appropriation therefor; to provide for the printing and distribution of said act as amended, and to provide for the time that said amendments shall go into effect,' approved May 10, 1917, by amending sections 1, 3, 4, 5, 6, 7, 8, 9, 11, 13, 15, 17, 20, 22, 24, 28, 32, 34, 36, and 37 thereof, said amendments to provide for the regulation of the use and occupation of the public highways by vehicles and otherwise and for the regulation of traffic and travel over such highways for the registration and identification of motor and other vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles and for the payment of license fees therefor; to prohibit the operation or use of any vehicle by any person under the influence of intoxicating liquor and the use of any motor vehicle without the consent of the owner thereof; to limit the power of local authorities to enact or enforce ordinances, rules and regulations in regard to any of the matters embraced within the provisions of this act; to provide for the organization and conduct of the Motor Vehicle Department created by this act and the salaries of the officers and employees thereof; to provide for the disposition of registration and license fees, fines and forfeitures collected under the provisions of said act; to provide for the carrying out of the object of said act as amended as aforesaid and of these amendments

thereto, and to make appropriation therefor; to provide for the printing and distribution of said act as amended as aforesaid and as hereby amended, and to provide for the time that said amendments shall go into effect, and repealing all acts or parts of acts in conflict herewith," approved May 2, 1919, and repealing all acts or parts of acts in conflict herewith;

Also: Senate Bill No. 608—An act establishing the width of all State highways hereafter constructed;

Also: Senate Bill No. 906—An act amending sections 8, 26, 27 and 30 of an act known as the "Vehicle Act" approved May 10, 1915 as amended;

Also: Senate Bill No. 907—An act to create a fund for the purpose of inspecting and checking the movement of motor vehicles in and out of this State;

Also: Senate Bill No. 944—An act authorizing the California Highway Commission to accept deeds and rights of way for a road extending from a point on the Tioga road in section 26, township 1 south, range 19 east, Mount Diablo base and meridian, to Mather station on the Hetch Hetchy railroad, in section 2, township 1 south, range 19 east, Mount Diablo base and meridian, declaring said road to be a public highway and authorizing the maintenance, reconstruction and improvement of the same;

Also: Senate Bill No. 951—An act declaring and establishing a State highway between the city of Placerville, El Dorado County, and the city of Auburn, Placer County;

Also: Assembly Bill No. 945—An act regulating the use, construction and maintenance of the public highways; prohibiting certain uses thereof; providing for the registration, identification and equipment of vehicles; for the payment of registration fees therefor; for the filing of notices of ownership of vehicles and of the transfer of the ownership and legal title thereof, and providing an estoppel for failure so to do; for the licensing of persons and the prohibiting of certain persons from operating vehicles; providing penalties for violations of the provisions of this act; limiting the powers of local authorities to enact or enforce ordinances, rules or regulations concerning any of the matters embraced within the provisions of this act; providing for the organization and maintenance of a Vehicle Department; providing for the disposition of the fees, fines and forfeitures to be collected hereunder; providing for the printing and distribution of this act and of parts thereof; providing for the carrying out of the objects of this act and making appropriation therefor; providing for the time that this act shall go into effect and repealing all acts and parts of acts in conflict herewith;

Also: Assembly Bill No. 1327—An act declaring and establishing a State highway between Downieville, Sierra County, and Sattley, Sierra County, over existing county roads passing through Sierra City;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

JOHNSON, Chairman.

ON PUBLIC UTILITIES.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Public Utilities, to which was referred Senate Bill No. 651—An act to amend an act entitled "An act to promote the safety of employees and travelers upon railroads by compelling common carriers by railroad to properly man their trains," approved February 20, 1911, as amended, by amending section 1 of said act and adding a new section thereto to be known as section 2a;

Also: Senate Bill No. 697—An act to amend an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, and as amended by chapter CXX of the laws of 1917, approved April 24, 1917, by amending section 50 thereof, providing for the regulation of vessels operating on the inland waters of this State;

Also: Senate Bill No. 696—An act to amend an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division I of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, by amending section 32 thereof to authorize the Railroad Commission to determine facilities necessary to meet public requirements and fix the rates therefor;

Also: Senate Bill No. 717—An act to make the use of water in the mining and benefaction of ores a principal use of such water and to make mandatory upon water companies, power companies, irrigation companies, and others delivering or selling

water for use in agriculture or other pursuits, to provide a certain minimum of their water supply for the exclusive use of mining or beneficiation of ores; and providing for a penalty for the violation of the provisions of this act;

Also: Senate Bill No. 474—An act to establish standards of measure for quantity, quality, pressure, initial voltage, or other conditions pertaining to the estimation of supply, in the sale of electricity, gas and water; providing for the inspection and sealing thereof; to prevent the use and sale of false meters and other measuring devices, or measuring instruments; providing for the appointment of officers to enforce and carry into effect the provisions of this act; defining the powers and duties of such officers, and making an appropriation to carry this act into effect;

Also: Senate Bill No. 418—An act to require the installation and use of a safety appliance known as power reverse gear upon all locomotives or engines operated by any railroad company on any part of its lines within the State of California; and providing penalties for the violation thereof;

Also: Senate Bill No. 423—An act to amend subsection (*b*) of section 17 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund,' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division 1 of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915, as amended;

Also: Senate Bill No. 950—An act authorizing the Railroad Commission to regulate the wages, salaries and other expenses paid by public utilities and other corporations where such commission fixes the rates to be charged by such utilities and corporations;

Also: Senate Bill No. 588—An act prohibiting the operation of a street car by less than two men;

Also: Senate Bill No. 599—An act to add a new section to the Penal Code, to be numbered 368*b*, relating to the safe manning of railroad engines;

Also: Senate Bill No. 930—An act to amend section 3665*a* of the Political Code, defining gross receipts from operation;

Also: Senate Bill No. 708—An act relative to the furnishing of drinking water on passenger trains of railroad corporations; and providing penalties therefor;

Also: Senate Bill No. 255—An act to amend sections 24 and 32 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund,' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division 1 of the Civil Code of all acts and parts of acts inconsistent with the provisions of this act," approved April 23, 1915;

Also: Senate Bill No. 11—An act to amend section 2 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division 1 of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act, approved April 23, 1915, as amended;

Also: Senate Bill No. 572—An act to amend section 50 of an act entitled "An act to provide for the organization of the Railroad Commission, to define its powers and duties and the rights, remedies, powers and duties of public utilities and their officers, and the rights and remedies of patrons of public utilities, and to provide penalties for offenses by public utilities, their officers, agents and employees and by other persons and corporations, creating the 'Railroad Commission Fund,' and appropriating the moneys therein to carry out the provisions of this act, and repealing title XV of part IV of division 1 of the Civil Code and all acts and parts of acts inconsistent with the provisions of this act," providing for the issuance of a certificate of public necessity and convenience for the construction of railroads;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

DENNETT, Chairman.

ON INSURANCE.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Insurance, to which was referred Senate Bill No. 57—An act to regulate the business of insurance companies other than life insurance companies;

Also: Senate Bill No. 125—An act to provide for the organization and management of county fire reinsurance companies;

Also: Senate Bill No. 289—An act to amend section 602 of the Political Code, relating to insolvency of insurance companies;

Also: Senate Bill No. 290—An act to amend section 629 of the Political Code, relating to valuation of policies of life insurance companies;

Also: Senate Bill No. 349—An act to amend sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 of an act entitled "An act providing for reciprocal and interexchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnities, prescribing regulations therefor and fixing a license fee,' approved December 24, 1911," approved May 26, 1917, relating to the kinds of insurance such concerns may transact and to their fees and taxes and to the applicability of other insurance laws, as amended;

Also: Senate Bill No. 449—An act relating to the notice required to be given to an insurance carrier;

Also: Senate Bill No. 726—An act to prohibit any private company, corporation, mutual association, reciprocal or interinsurance exchange, previously authorized under the laws of this State, to insure employers against loss or liability under any of the workmen's compensation, insurance and safety acts of this State from issuing or delivering, from and after January 1, 1923, any such policy of insurance and to provide that from and after January 1, 1923, the State Compensation Insurance Fund shall be the exclusive carrier under any now existing or hereafter enacted Workmen's Compensation, Insurance and Safety Act or acts of this State;

Also: Senate Bill No. 781—An act to amend section 594 of the Political Code, relating to the classification of insurance, and the reserves required in certain classes;

Also: Senate Bill No. 783—An act to repeal section 596*a* of the Political Code, relating to insurance;

Also: Senate Bill No. 785—An act to revise and amend chapter VIII of title II of part IV of division I of the Civil Code, relating to mortgage insurance;

Also: Senate Bill No. 904—An act to amend section 594 of the Political Code, relating to the classification of insurance, and the reserves required in certain classes;

Also: Senate Bill No. 972—An act to amend section 602*a* of the Political Code, relating to liability insurance reserve;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

BURNETT, Chairman.

ON EDUCATION.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Education, to which was referred Senate Bill No. 309—An act to add a new section to the Political Code, to be numbered section 1734*b*, relating to the exclusion of an elementary school district from a high school district and the annexation of such elementary school district to another contiguous high school district;

Also: Senate Bill No. 223—An act to prohibit organizing, conducting, or teaching in, any foreign language school;

Also: Senate Bill No. 50—An act to amend section 1741 of the Political Code, relating to the powers and duties of high school boards;

Also: Senate Bill No. 614—An act to amend section 1608 of the Political Code, relating to powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 616—An act to amend section 1 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such fund, and making an appropriation for the uses of such fund," approved June 16, 1913, as amended;

Also: Senate Bill No. 464—An act to amend an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act," approved February 25, 1911, by amending section 9*gg* thereof, relating to the salary of the county librarian in counties of the thirty-third class;

Also: Senate Bill No. 552—An act to amend section 1609 of the Political Code, relating to the employment of teachers;

Also: Senate Bill No. 547—An act to add a new section to the Political Code, to be numbered 1534, relating to the government of private foreign language schools;

Also: Senate Bill No. 386—An act to add a new section to the Political Code, to be numbered 1734*b*, relating to the exclusion of an elementary school district from a high school district and the annexation of such elementary school district to another contiguous high school district;

Also: Senate Bill No. 620—An act to amend section 1734*a* of the Political Code, relating to the annexation of elementary school districts to high school districts;

Also: Senate Bill No. 627—An act to amend sections 1545 and 1859 of the Political Code, relating to the length of term in elementary school districts;

Also: Senate Bill No. 629—An act to amend section 1577 of the Political Code, relating to the formation of new school districts and providing for the education of children residing at too great a distance from schools established or regularly formed under this act;

Also: Senate Bill No. 631—An act to add two new sections, to be numbered 1617c and 1543c, to the Political Code, providing for the cooperative purchase of staple apparatus and supplies by trustees of common school districts, boards of education of city school districts and certain high school boards through the office of the superintendent of schools or the county purchasing agent;

Also: Senate Bill No. 641—An act authorizing the State Board of Education to provide for the establishment and maintenance of classes for the training of instructors for certain adults and for part-time pupils and making an appropriation therefor;

Also: Senate Bill No. 774—An act to amend section 1886 of the Political Code, relating to the payment of school bonds;

Also: Senate Bill No. 778—An act to add a new section to the Political Code to be numbered 1522, providing for visual instruction, defining the powers and duties of the State Board of Education in relation thereto, and making an appropriation therefor;

Also: Senate Bill No. 793—An act to amend section 9 of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California and repealing an act entitled 'An act to provide county library systems,' approved April 12, 1909, and all acts and parts of acts in conflict with this act;"

Also: Senate Bill No. 911—An act to accept the benefits of an act of Congress approved February 25, 1920, entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium on the public domain," and to make provision for the distribution and expenditure of moneys that may be received from the United States thereunder;

Also: Senate Bill No. 912—An act providing for the study and teaching of honesty, kindness, justice, moral courage and humane education in the public schools of this State; providing for length and manner of study and duty of teachers; providing against animal experimentation in the public schools; providing for course of study in normal and training schools in connection therewith; providing for duties of Superintendent of Public Instruction and teacher in each public school; and repealing all acts or parts of acts in conflict herewith;

Also: Senate Bill No. 48—An act to amend section 1618 of the Political Code, relating to public schools;

Also: Senate Bill No. 702—An act to amend section 1764 of the Political Code, relating to the levying of a county high school tax;

Also: Senate Bill No. 707—An act creating a State school to be known as the California Academy for the Blind; providing for the management and control thereof; providing for the issuance and sale of State bonds to create a fund for the purpose of carrying out the provisions of this act, and creating an interest and sinking fund for the payment of said bonds;

Also: Senate Bill No. 741—An act to validate bonds of school districts and high school districts and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Senate Bill No. 747—An act to amend sections 6 and 16 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913;

Also: Senate Bill No. 749—An act to amend sections 1, 3, and 7 of an act entitled "An act to require certain high school districts to provide part-time educational opportunities in civic and vocational subjects for persons under eighteen years of age, who are not in attendance upon full-time day schools, and part-time educational opportunities in citizenship for persons under twenty-one years of age who can not adequately speak, read or write the English language; to enforce attendance upon such part-time classes where established, and providing penalties for violation of the provisions of this act," approved May 27, 1919;

Also: Senate Bill No. 916—An act confirming and validating the organization of school districts;

Also: Senate Bill No. 918—An act to validate bonds of school districts and high school districts and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Senate Bill No. 505—An act to add a new section to the Political Code, to be numbered 1465, requiring the display of the National Flag over each voting place;

Also: Senate Bill No. 5—An act to amend section 1609 of the Political Code relative to the powers and duties of school trustees of cities and city and county boards of education;

Also: Senate Bill No. 926—An act transferring the properties of the San Francisco State Normal School to the Regents of the University of California; providing for the establishment of a State Teachers' and Junior College in lieu thereof and in lieu of the Affiliated Colleges of Medicine, Pharmacy and Dentistry, relating to the

courses of instruction to be given therein; making an appropriation therefor, and repealing all acts inconsistent herewith;

Also: Senate Concurrent Resolution No. 25—Relating to an investigation of the reported promulgation of revolutionary doctrines in the public schools and colleges of this State;

Also: Assembly Bill No. 109—An act to amend section 1543 of the Political Code, relating to the powers and duties of superintendents of schools;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

HARRIS, Chairman.

ON CIVIL SERVICE.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Civil Service, to which was referred Senate Concurrent Resolution No. 19—Relative to the Civil Service of the State of California;

Also: Senate Bill No. 712—An act to amend section 7 of an act entitled "An act to provide for a general system, based upon investigation as to merit, efficiency and fitness, for appointment to and holding during good behavior of office and employment under State authority and, in that behalf, to create a State Civil Service Commission, to prescribe its powers and duties, to make the wilful violation of the provisions of this act a misdemeanor, to repeal all acts and parts of acts inconsistent herewith in so far as they may be inconsistent with the provisions of this act, and to make an appropriation therefor," approved June 16, 1913;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

ANDERSON, Chairman.

ON PUBLIC CHARITIES AND CORRECTIONS.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Public Charities and Corrections, to which was referred Senate Bill No. 503—An act to provide for the examination and registration of social workers, creating an examining body therefor, and providing for an association of registered social workers;

Also: Senate Bill No. 605—An act to provide for the licensing, inspecting and regulation of homes or other places for mentally defective or mentally diseased or insane persons by the State Board of Charities and Corrections and providing a penalty for violation of the provisions of this act;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

CANEPA, Chairman.

ON REAPPORTIONMENT.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Reapportionment, to which was referred Senate Bill No. 1—An act to amend sections 78 and 90 of the Political Code, relating to the division of the State into legislative districts and defining and establishing such districts and to repeal all acts in conflict with this act;

Also: Senate Bill No. 24—An act to amend sections 78 and 90 of the Political Code, relating to the division of the State into legislative districts and defining and establishing such districts and to repeal all acts in conflict with this act;

Also: Senate Bill No. 276—An act to amend section 117 of the Political Code, relating to congressional districts;

Also: Senate Bill No. 733—An act to amend sections 78 and 90 of the Political Code;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

INGRAM, Chairman.

ON IRRIGATION.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Irrigation, to which was referred Senate Bill No. 91—An act to provide for the purchase by the State of California of certain matured irrigation district bonds and coupons and to secure the State for the repayment thereof and to provide a method for securing such repayment, authorizing the State Irrigation District Bond Commission or other State authority authorized so to do, to take over the management and the control of the financial affairs of such districts and making an appropriation for such purposes;

Also: Senate Bill No. 195—An act to repeal sections 1415, 1416, 1417, 1418, 1419, 1420, 1421, and 1422 of the Civil Code, relating to the appropriation of water;

Also: Senate Bill No. 196—An act to repeal section 1410 of the Civil Code, relating to the appropriation of water;

Also: Senate Bill No. 488—An act validating the formation and organization and proceedings of Williams Irrigation District under the provisions of an act of the

Legislature of the State of California approved March 31, 1897, entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation purposes," as amended;
Has had the same under consideration, and respectfully reports the same back, without recommendation.

IRWIN, Chairman.

ON PUBLIC MORALS.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Public Morals, to which was referred Senate Bill No. 858—An act to amend an act entitled "An act declaring all buildings and places nuisances, wherein or upon which any spiritous, vinous, malt or other alcoholic liquor is unlawfully sold, served or given away, or which are used for the purpose of unlawfully selling, serving or giving away such liquors; and providing for the abatement of such nuisances," approved April 28, 1915, by amending section 5 thereof, and as amended to add to said act a section to be numbered and designated 7a;

Also: Senate Bill No. 120—An act to provide for the regulation and supervision of racing meetings; establishing a State Racing Commission for the purpose of administering the provisions hereof, and defining its powers and duties; prohibiting bookmaking; and prescribing penalties for violation of the provisions of the act;

Also: Senate Bill No. 256—An act to discourage bootlegging and violations of the national prohibition law by prohibiting the manufacture, use or possession of hip pockets and to provide a penalty for a violation thereof;

Also: Senate Bill No. 4—An act to enforce the provisions of article XVIII of the amendments to the constitution of the United States; imposing duties on courts, prosecuting attorneys, sheriffs and other officers, and extending their jurisdiction; and providing for the disposition of fines and forfeitures;

Also: Assembly Bill No. 1303—An act to provide for the creation of a Board of Dance and Boxing Commissioners in each county and city and county in this State for the purpose of regulating public dancing and boxing in each of said counties or city and counties, and empowering said boards to make rules and regulations in relation thereto;
Has had the same under consideration, and respectfully reports the same back, without recommendation.

BOGGS, Chairman.

ON UNIVERSITIES.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Universities, to which was referred Senate Bill No. 596—An act to give effect to the provision contained in subdivision (c) of section 14 of article XIII of the constitution respecting the University of California, and to provide for its permanent support and improvement—has had the same under consideration, and respectfully reports the same back, without recommendation.

OTIS, Chairman.

ON FINANCE.

SENATE CHAMBER, SACRAMENTO, April 30, 1921.

MR. PRESIDENT: Your Committee on Finance, to which was referred Senate Bill No. 10—An act to provide a mining and metallurgical experimenting station at the mining building at the University of California, and making an appropriation therefor;

Also: Senate Bill No. 29—An act making an appropriation to pay the claim of C. S. McMullin against the State of California;

Also: Senate Bill No. 75—An act making an appropriation for the support of orphans, half orphans and abandoned children;

Also: Senate Bill No. 97—An act providing adjusted compensation for persons who served their country during the late war, providing for the issuance and sale of State bonds to create a fund for the purpose of carrying out the provisions hereof, providing for the payment of said bonds and for the submission of this act to a vote of the people;

Also: Senate Bill No. 101—An act providing for the aid, encouragement and supervision of dwelling house construction in California; providing for its enforcement by the Commission of Immigration and Housing of California; and prescribing the powers and duties of the said commission with regard thereto;

Also: Senate Bill No. 143—An act to amend section 2283 of the Political Code, relating to the support and maintenance of orphans, half orphans and abandoned children;

Also: Senate Bill No. 177—An act providing for the purchase of a university farm for the use of the College of Agriculture of the University of California; providing for the appointment of a commission to select and purchase said farm, providing for a Junior College of Agriculture, and a system of instruction and the erection of proper buildings on said farm and purchasing the equipment and appropriating money therefor, said farm to be located in the San Fernando valley, Los Angeles County;

Also: Senate Bill No. 208—An act appropriating money for the support of the State Board of Health in the joint establishment of whole time county health departments during the seventy-third and seventy-fourth fiscal years;

Also: Senate Bill No. 213—An act providing for the establishment, government, and maintenance of a child welfare research station under the management of the Regents of the University of California, and making an appropriation therefor;

Also: Senate Bill No. 233—An act appropriating the sum of ten thousand dollars to be used in carrying out the provisions of the laws relating to the protection of cattle from theft;

Also: Senate Bill No. 235—An act to establish a deciduous fruit and nut experiment station in the Paso Robles district in the county of San Luis Obispo, or in the Atascadero district in the county of San Luis Obispo; providing for the organization and management of the same; and making an appropriation therefor;

Also: Senate Bill No. 237—An act making an appropriation for the location and survey of a State highway in the counties of San Benito and Monterey, and making an appropriation therefor;

Also: Senate Bill No. 436—An act to authorize and control the deposit of State moneys in banks and to repeal all acts or parts of acts in conflict with this act;

Also: Senate Bill No. 437—An act to authorize and control the deposit of county and municipal moneys in banks, and to repeal all acts or parts of acts in conflict with this act;

Also: Senate Bill No. 460—An act to appropriate the sum of one million dollars for the erection, construction, furnishing, equipment and completion of a public building in the State of California, in the city of Oakland, to be used as a State armory and exposition building;

Also: Senate Bill No. 523—An act to provide for the selection, location, purchase or acquisition of a site for a State building in the city of Los Angeles; to provide for the construction, equipment and furnishing of a State building thereon, and for the improvement of said site; to prescribe the use or occupancy of said building; creating a commission to locate and acquire said site and to construct said building, with power to determine the respective amounts to be paid for said site, for the improvement thereof, for the construction of said building and for furnishing or equipping the same; providing for the issuance and sale of State bonds to be known as "Los Angeles State Building Bonds," to provide a fund therefor; establishing said fund, appropriating the proceeds thereof for said purpose and directing the manner in which the same shall be expended; creating a sinking fund for the payment of said bonds and interest thereon; making an appropriation therefor, defining the duties of State officers in relation thereto, and providing for the collection of revenue for said purpose; making an appropriation of two thousand five hundred dollars for the expense of preparation of said bonds and providing for the submission of this proposed act directly to the electors as an initiative measure at the next general election;

Also: Senate Bill No. 525—An act to amend section 2078 of the Political Code, relating to allowances for uniforms of officers of the National Guard;

Also: Senate Bill No. 551—An act making an appropriation to assist in the construction of a boulevard upon Telegraph Hill in the city and county of San Francisco;

Also: Senate Bill No. 646—An act to provide for the investigation by the State of California of the possibilities of the storage, control and diversion of water for public use and public protection in the State of California, and making an appropriation for said purpose;

Also: Senate Bill No. 718—An act providing for the holding of an agricultural, citrus and deciduous fruit exhibition in the city and county of San Francisco, and making an appropriation therefor;

Also: Senate Bill No. 738—An act appropriating money to pay the claim of J. B. Curtin against the State of California;

Also: Senate Bill No. 746—An act to create a commission to inquire into the advisability of the State of California establishing, maintaining and controlling all public institutions for the treatment of tuberculosis, and making an appropriation for the expenses of said commission;

Also: Senate Bill No. 799—An act appropriating money to pay the claim of James O'Neill against the State of California;

Also: Senate Bill No. 803—An act appropriating money for the construction of a dormitory at the San Jose State Normal School;

Also: Senate Bill No. 806—An act appropriating money for premiums at the Glenn County fair or fairs held during the seventy-third and seventy-fourth fiscal years, in the Forty-second Agricultural District;

Also: Senate Bill No. 821—An act making an appropriation for an economic report on the gold resources of California;

Also: Senate Bill No. 839—An act authorizing the State Board of Prison Directors to establish a toy factory at the Folsom State Prison, and making an appropriation therefor;

Also: Senate Bill No. 850—An act providing for the erection, equipment, and maintenance of a cement plant, for the purpose of manufacturing cement and making an appropriation for carrying out the provision hereof;

Also: Senate Bill No. 929—An act appropriating money to be expended by the State Water Commission in supervising and regulating the distribution of water in accordance with determined rights, as provided in the Water Commission Act;

Also: Senate Bill No. 933—An act to establish, construct, complete, maintain and manage a State hospital for the care, custody, confinement, maintenance and treatment of insane convicts, and of certain other insane persons charged with the commission of a felony, near the State Prison at Folsom, California; to provide for the government, management and conduct thereof; to authorize and direct appropriation of public money and funds therefor; to empower, authorize and direct the use and expenditure of public money and funds heretofore authorized and appropriated by that certain act entitled "An act to provide for the erection at Folsom State Prison of a building for the accommodation of insane prisoners and making an appropriation therefor," approved March 26, 1903, and all acts amendatory thereof or supplemental thereto;

Also: Senate Bill No. 974—An act providing for the manufacture, sale and distribution of cement and cement products by the Department of Public Works; defining the powers and duties of said board relative thereto, and making an appropriation to carry out the purposes hereof;

Also: Senate Bill No. 977—An act to authorize the State Board of Charities and Corrections to provide for the expenses of returning persons indicted or informed against for failure to support minor children, and making an appropriation for that purpose;

Also: Senate Bill No. 43—An act providing for the enlargement of the California Redwood Park, making an appropriation for the purchase of additional land therefor, and granting power to the California Redwood Park Commission to purchase the same;

Also: Senate Concurrent Resolution No. 17—Relative to the purchase by the State Board of Control of the Sacramento State building bonds;

Also: Assembly Bill No. 124—An act to amend section 2 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," and amended June 8, 1915, and to add a new section thereto to be numbered 39*a*;

Also: Assembly Bill No. 268—An act to authorize the payment of the claim of John Akers and Jesse M. Akers against the State of California and making an appropriation therefor;

Also: Assembly Bill No. 490—An act making an appropriation to pay the cost of making a survey and preparing plans and estimates and the construction of a highway from the town of Alturas in Modoc County to New Pine Creek on the Oregon-California State line by the most direct and practical route and connecting with the Oregon State highway;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

GATES, Chairman.

ON OIL INDUSTRIES.

SENATE CHAMBER, SACRAMENTO, April 19, 1921.

MR. PRESIDENT: Your Committee on Oil Industries, to which was referred Assembly Bill No. 1116—An act to provide for the organization and government of transportation districts and to provide for the acquisition or construction and maintenance thereby of roads, railroads, pipe lines and other transportation facilities—has had the same under consideration, and respectfully reports the same back, without recommendation.

LYON, Chairman.

ON REVENUE AND TAXATION.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Revenue and Taxation, to which was referred Senate Bill No. 508—An act to amend section 3 of an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection, and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or

under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to repeal chapter 595 of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917;

Also: Senate Bill No. 510—An act to amend section 3764 of the Political Code, relating to the annual publication of delinquent tax lists, and the arrangement of lists;

Also: Senate Bill No. 520—An act to amend section 3607 of the Political Code, relating to property subject to taxation;

Also: Senate Bill No. 655—An act to regulate and license the sale of motor vehicle tires in the State of California, and providing penalties for the violation of the provisions thereof;

Also: Senate Bill No. 732—An act to amend section 7 of an act known as the "Vehicle Act," approved May 10, 1915, as amended;

Also: Senate Bill No. 754—An act to add a new section to the Political Code to be numbered 3638*b*, relating to the situs for the purpose of taxation of cattle pastured in two or more counties;

Also: Senate Bill No. 804—An act to amend sections 1, 6, 7 and 16 of an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the "Inheritance Tax Act"; to repeal an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection, and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and for suits to quiet title against claims of liens, arising hereunder; to repeal an act entitled 'An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers'; to provide for its collection, and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and for suits to quiet title against claims of liens arising hereunder'; to repeal an act entitled 'An act to establish a tax on collateral inheritances, bequests and devises, to provide for the collection and to direct the disposition of its proceeds,' approved March 23, 1893, and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act, approved March 20, 1905, and all acts and parts of acts in conflict with this act";

Also: Senate Bill No. 810—An act authorizing and providing for the investigation and report upon the matter of revenue and taxation and making an appropriation therefor;

Also: Senate Bill No. 975—An act to add a new section to the Political Code, to be numbered section 3664*aa*, relative to the taxation of public service corporations;

Also: Senate Bill No. 168—An act to amend section 3628 of the Political Code, relating to the taxation of property;

Also: Senate Bill No. 240—An act to regulate and license the business of producing, refining or distributing gasoline, distillate and other motor vehicle fuels, providing for the collection and disposition of license fees, and prescribing penalties for violation of the provisions of said act;

Also: Senate Bill No. 450—An act to amend an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to repeal chapter 595 of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917, by amending subdivision 10 of section 2 hereof;

Also: Senate Bill No. 466—An act to add two new sections to the Political Code, to be numbered 3782 and 3783, relating to the redemption of property sold for delinquent taxes;

Also: Senate Bill No. 470—An act to be known as the "Inheritance Tax Act," to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the "Inheritance Tax Act," and to repeal all acts and parts of acts in conflict with this act;

Also: Senate Bill No. 99—An act to amend section 7 of an act entitled, "An act to amend the Vehicle Act approved May 10, 1915, as amended by an act entitled 'An act to amend the Vehicle Act, approved May 10, 1915, by repealing sections 10, 18, 23, 33 and 42 thereof, and by amending sections 1, 3, 4, 5, 6, 7, 8, 9, 11, 13, 15, 17, 20, 22, 24, 26, 27, 28, 32, 34, 35, and 37 thereof, said amendments to provide for

the regulation of the use and occupation of the public highways by vehicles and otherwise, for the registration and identification of motor and other vehicles, and for the payment of registration fees therefor; to prohibit the operation of any motor vehicle without the consent of the owner thereof; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matter embraced within the provisions of this act; to provide for the organization and conduct of the Motor Vehicle Department created by this act, and to provide for the disposition of registration and license fees, fines and forfeitures collected under the provisions of said act; to provide for carrying out the objects of said act and of said amendments thereto, and to make appropriation therefor; to provide for the printing and distribution of said act as amended, and to provide for the time that said amendments shall go into effect,' approved May 10, 1917, by amending sections 1, 3, 4, 5, 6, 7, 8, 9, 11, 13, 15, 17, 20, 22, 24, 28, 32, 34, 36, and 37 thereof, said amendments to provide for the regulation of the use and occupation of the public highways by vehicles and otherwise and for the regulation of traffic and travel over such highways for the registration and identification of motor and other vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles, and for the payment of license fees therefor; to prohibit the operation or use of any vehicle by any person under the influence of intoxicating liquor and the use of any motor vehicle without the consent of the owner thereof; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to any of the matters embraced within the provisions of this act; to provide for the organization and conduct of the Motor Vehicle Department created by this act and the salaries of the officers and employees thereof; to provide for the disposition of registration and license fees, fines and forfeitures collected under the provisions of said act; to provide for the carrying out of the object of said act as amended as aforesaid and of these amendments thereto, and to make appropriation therefor; to provide for the printing and distribution of said act as amended as aforesaid and as hereby amended, and to provide for the time that said amendments shall go into effect, and repealing all acts or parts of acts in conflict herewith," approved May 2, 1919, and repealing all acts or parts of acts in conflict herewith!

Has had the same under consideration, and respectfully reports the same back, without recommendation.

KING, Chairman.

ON COMMERCE AND NAVIGATION.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Commerce and Navigation, to which was referred Senate Bill No. 83—An act to amend section 2552 of the Political Code, relating to the compensation of the officers and employees of the State Board of Harbor Commissioners at San Francisco;

Also: Senate Bill No. 94—An act to provide for the construction and maintenance of comfort stations on the waterfront of San Francisco;

Also: Senate Bill No. 115—An act to provide for the establishment of passenger transportation facilities upon the Embarcadero, in the city and county of San Francisco;

Also: Senate Bill No. 121—An act to amend section 2552 of the Political Code, relating to the salary of wharfingers;

Also: Senate Bill No. 309—An act granting in trust to the city and county of San Francisco the interest of the State in and to, and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor;

Also: Senate Bill No. 369—An act making an appropriation for the development and improvement of Newport Harbor, a navigable water in the county of Orange;

Also: Senate Bill No. 413—An act granting in trust to the city and county of San Francisco the interest of the State in and to, and the control and management of the harbor of San Francisco, as described in the act; providing for the disposition of revenues derived from the operation of said harbor; providing for the sale of bonds authorized but not sold; providing for the payment of interest on bonds, and for the redemption of bonds; fixing the terms and conditions of the grant; providing for the issuance of a proclamation by the Governor;

Also: Senate Bill No. 566—An act to amend section 2524 of the Political Code, relating to the waterfront of San Francisco;

Also: Senate Bill No. 568—An act authorizing the establishment and government of municipal port districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts, providing the method of payment therefor, providing for the levy and collection of taxes and special assessments therefor and for the issuance of bonds therefor and for the payment thereof;

Also: Senate Bill No. 609—An act to provide for the furnishing recreation piers on the waterfront of the city and county of San Francisco;

Also: Senate Bill No. 905—An act transferring lands belonging to the State of California north of the center line of Tonquin street and between the Presidio of San Francisco and Fort Mason Reservation to the State Board of Harbor Commissioners;

Also: Assembly Bill No. 849—An act to enforce the provisions of article XVIII of the amendments to the constitution of the United States; prohibiting all acts or omissions prohibited by the Volstead Act; imposing duties on courts, prosecuting attorneys, sheriffs and other officers, and extending their jurisdiction; and providing for the disposition of fines and forfeitures;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

No committee vote. INMAN, Chairman.

ON DRAINAGE, SWAMP AND OVERFLOWED LANDS.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Drainage, Swamp and Overflowed Lands, to which was referred Senate Bill No. 89—An act to amend sections 3448, 3455, 3488 and 3492 of the Political Code, and to add a new section thereto to be numbered 3488½, relating to the organization, government and operation of reclamation districts;

Also: Senate Bill No. 32—An act making an appropriation for the survey and the preparation of maps and plans with a view to the control of floods and the prevention of erosion by certain streams;

Also: Senate Bill No. 742—An act to amend section 33 of an act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended by an act approved May 27, 1913, and as further amended by an act approved June 9, 1915, and as further amended by an act approved May 27, 1919, relating to the manner of making compensation under the terms of this act and crediting warrants on assessment;

Also: Senate Bill No. 900—An act to authorize the State Board of Control to purchase and invest in warrants of the Sacramento and San Joaquin Drainage District;

Also: Senate Bill No. 899—An act to authorize the sale and conveyance by the State Board of Control of any land required by the State for right of way for any river improvement work or flood control and determined by the Reclamation Board to be in excess of what is required for that purpose, and to credit the proceeds of such sale to such fund as the Reclamation Board may direct;

Also: Senate Bill No. 921—An act to amend sections 5, 6 and 9 of the act entitled "An act approving the report of the California Debris Commission transmitted to the Speaker of the House of Representatives by the Secretary of War on June 27, 1911, directing the approval of plans of reclamation along the Sacramento River or its tributaries or upon the swamp lands adjacent to said river, directing the State Engineer to procure data and make surveys and examinations for the purpose of perfecting the plans contained in said report of the California Debris Commission and to make report thereof, making an appropriation to pay the expenses of such examination and surveys, and creating a Reclamation Board, and defining its powers," approved December 24, 1911, as amended and to add new sections thereto to be numbered 5*a*, 23*a* and 36, relating to the management, control and operation of the projects and works of the Sacramento and San Joaquin Drainage District and to the election, powers, and duties of the officers and employees thereof;

Has had the same under consideration, and respectfully reports the same back, without recommendation.

No committee vote. RUSH, Chairman.

ON PRISONS AND REFORMATORIES.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Prisons and Reformatories, to which was referred Senate Bill No. 61—An act to repeal section 1168 of the Penal Code, relating to indeterminate sentences;

Also: Senate Bill No. 399—An act appropriating money for the completion of the construction of a hospital building at the Folsom State Prison;

Also: Assembly Bill No. 810—An act to amend section 1 of an act entitled "An act to establish a Board of Parole Commissioners for the parole of, and government of paroled prisoners, and repealing an act to amend an act entitled 'An act to establish a Board of Parole Commissioners for the parole of, and government of

paroled prisoners,'" approved March 23, 1893, approved June 16, 1913, approved May 29, 1915, by amending section 1;
Has had the same under consideration, and respectfully reports the same back, without recommendation.
No committee vote.

YONKIN, Chairman.

ON AGRICULTURE.

SENATE CHAMBER, SACRAMENTO, April 27, 1921.

MR. PRESIDENT: Your Committee on Agriculture, to which was referred Senate Bill No. 166—An act making an appropriation for the purpose of financing the investigation of and search for certain beneficial insects;
Also: Senate Bill No. 318—An act relating to estrays, providing for taking them up, giving a lien on them for costs incurred thereby, and for damages, and providing for the sale thereof;
Also: Senate Bill No. 388—An act concerning the trespassing of animals upon private lands, and the recovery of damages resulting therefrom;
Also: Senate Bill No. 625—An act to amend section 2322b of the Political Code, relating to powers of Horticultural Commissioner; dividing county into districts and appointment of deputy and inspectors;
Also: Senate Bill No. 762—An act to provide for the management and control of the Southern California Fair Association by the State;
Also: Senate Bill No. 763—An act making appropriation in aid of the Southern California State Fair;
Has had the same under consideration, and respectfully reports the same back, without recommendation.
No committee vote.

RIGDON, Chairman.

ON NORMAL SCHOOLS.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Normal Schools, to which was referred Senate Bill No. 162—An act making an appropriation for the erection and equipment of a home economics and manual training building at the San Jose State Normal School—has had the same under consideration, and respectfully reports the same back, without recommendation.
No committee vote.

NELSON, Chairman.

ON CONSERVATION.

SENATE CHAMBER, SACRAMENTO, April 28, 1921.

MR. PRESIDENT: Your Committee on Conservation, to which was referred Senate Bill No. 626—An act making an appropriation for the prevention and extinguishment of fires in Tamalpais Forest Fire District;
Also: Senate Bill No. 624—An act to amend section 1 of an act entitled "An act to provide for the formation, government, operation and dissolution of Tamalpais Forest Fire District, to prevent and extinguish forest, brush and grass fires therein, and protect persons and property from injury, loss, or damage resulting from any such fires, and to provide for the assessment, levy, collection and disbursement of taxes and revenues therein, and the contribution or payment of public funds therefor," approved May 21, 1917, relating to the boundaries of Tamalpais Forest Fire District, and providing for the inclusion therein of additional territory;
Has had the same under consideration, and respectfully reports the same back, without recommendation.
No committee vote.

PURKITT, Chairman.

ON HOSPITALS AND ASYLUMS.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Hospitals and Asylums, to which was referred Senate Bill No. 28—An act to establish a State hospital for the care, custody and maintenance of inebriates and drug habitues within the State of California, to be known as the California State Hospital for Inebriates and Drug Habitues, and to provide for the government and management thereof, and making an appropriation therefor;
Also: Senate Bill No. 394—An act to add a new section to the Penal Code, relating to the care of insane prisoners and prisoners held under observation for the purpose of determining their mental condition;
Also: Senate Bill No. 780—An act to provide for sanitary bathing of inmates of all State hospitals for the insane of California;
Also: Senate Bill No. 779—An act to compel applicants for employment as attendants to qualify by a probationary period of instruction before entering upon regular duties;
Has had the same under consideration, and respectfully reports the same back, without recommendation.
No committee vote.

McDONALD, Chairman.

REPORTS OF STANDING COMMITTEE.

The following reports of standing committee were received and read.

ON ENGROSSMENT AND ENROLLMENT.

SENATE CHAMBER, SACRAMENTO, April 29, 1921.

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 30—An act to amend section 759 of the Political Code, relating to the appointment of phonographic reporters for the District Courts of Appeal, and prescribing the duties and compensation of such reporters;

Also: Senate Bill No. 145—An act making an appropriation for the encouragement of county agricultural fairs and providing for the distribution of the moneys hereby appropriated;

Also: Senate Bill No. 247—An act for the prevention, eradication and control of insect pests and diseases affecting grapes, defining the powers and duties of the Director of Agriculture in relation thereto;

Also: Senate Bill No. 328—An act appropriating money for furniture and equipment for the Hastings College of the Law;

Also: Senate Bill No. 161—An act to amend section 4280 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the fifty-first class and fixing the mileage and per diem of grand and trial jurors in such counties;

Also: Senate Bill No. 442—An act providing for the issuance of improvement bonds to represent certain special assessments for public improvements under the "Street Opening Act of 1889" and providing for the effect and enforcement of such bonds;

Also: Senate Bill No. 815—An act to amend sections 12 and 12*a* of the act entitled "An act to define and regulate the business of banking," approved March 1, 1909, as amended;

Also: Senate Constitutional Amendment No. 4—Relative to the framing and ratifying of municipal charters;

Also: Senate Bill No. 316—An act to authorize the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to carry out the provisions of the Land Settlement Act, approved June 1, 1917, and of any and all acts amendatory thereof or supplemental thereto; to provide ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; to create a State Land Settlement Finance Committee the members of which are to serve without compensation; to define the powers and duties of said State Land Settlement Finance Committee and of other State officers in relation to this act; to appropriate money for the expense of preparing and of advertising the sale of the bonds herein authorized to be issued; and to provide for the submission of this act to a vote of the people at the general election to be holden in the month of November, 1922;

Also: Senate Bill No. 314—An act appropriating money to complete the construction of the trail in the Sierra Nevada Mountains known as the "John Muir Trail" and laterals therefrom;

Also: Senate Bill No. 293—An act to amend section 739 of the Political Code, relating to salaries of officers of Supreme Court;

Also: Senate Bill No. 268—An act providing for the control and destruction of predatory wild animals, making an appropriation therefor, and repealing acts authorizing the payment of bounties on such animals;

Also: Senate Bill No. 165—An act appropriating money for premiums at fairs held by the Twenty-fifth Agricultural District Association;

Also: Senate Bill No. 443—An act to amend section 3 of an act entitled "An act to establish a standard of weights and measures in the State of California; to regulate weights and measures and weighing and measuring instruments and devices and providing for the inspection and sealing thereof; to prevent the use and sale of false weights and measures and weighing and measuring instruments and devices; providing for the inspection, measurement and weighing of goods, commodities, wares, packages and amounts of commodities kept for sale or in process of delivery; to prevent the sale of goods, wares and merchandise by false weights and measures; to provide penalties for the violation of the provisions of this act; for the admission in evidence of copies of the State's standard of weights and measures; providing for the appointment of officers to enforce and carry into effect the provisions of this act, including a State Superintendent of Weights and Measures and his deputy, sealers of weights and measures and their deputies; defining the powers and duties of such officers; and making an appropriation to carry this act into effect," approved June 16, 1913, and known as the "Weights and Measures Act," amended June 8, 1915;

Also: Senate Bill No. 411—An act to assist in providing hospital service and treatment for legal residents of the State afflicted with maladies or deformities

which can probably be remedied, and who are unable to pay for such service and treatment, and making an appropriation to carry out the purposes hereof;

Also: Senate Bill No. 382—An act to appropriate money to be paid as premiums to exhibitors of live stock at district live stock shows to be held in the First Agricultural District;

Also: Senate Bill No. 341—An act directing the Commission of Immigration and Housing to investigate and propose legislation for the acquisition and building of homes for workingmen, with the financial assistance of the State of California;

Also: Senate Bill No. 339—An act to make an appropriation to carry out the provisions of "An act to establish a Nautical School at the port of San Francisco, to provide for the conduct and maintenance thereof, to make an appropriation therefor, and to authorize the Governor to request and to receive aid from the United States in compliance with the provisions of an act of Congress, approved March 4, 1911," approved May 14, 1917;

Also: Senate Bill No. 643—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Marin and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco Bay from the city and county of San Francisco to the county of Marin; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work, and making an appropriation to carry out the provisions hereof;

Also: Senate Bill No. 637—An act appropriating money to purchase a new site for the Women's Relief Corps Home;

Also: Senate Bill No. 607—An act declaring that the public interest and convenience require the doing of certain work and surveying and examining of certain territory in the city and county of San Francisco, in the county of Alameda and points intervening for the purpose of determining the most suitable places in said county and city and county to construct and erect a bridge for pedestrians and vehicles to cross San Francisco Bay from the city and county of San Francisco to the county of Alameda; and to provide and create a board to be known as the "Transbay Survey Board"; prescribing its powers and duties and authorizing and directing it to do and perform certain acts and duties with respect to the proposed work and making an appropriation to carry out the provisions thereof;

Also: Senate Bill No. 545—An act to amend section 2207*f* of the Political Code, relating to the Industrial Home of Mechanical Trades for the Adult Blind;

Also: Senate Bill No. 473—An act appropriating money for investigation, research, and demonstration by the Department of Agriculture of the University of California with regard to deciduous fruits and nuts, including olives and figs;

Also: Senate Bill No. 445—An act making an appropriation to meet the deficiency in the appropriation for the support of the University of California for the seventy-first and seventy-second fiscal years;

Also: Senate Bill No. 982—An act making an appropriation for the support, maintenance and equipment of the University of California;

Also: Senate Bill No. 979—An act authorizing the payment of the claim of John F. Tyler, trustee for William E. Tucker, Mary A. Blass, John H. Crumrine, Eugene B. Stanley, Charles H. Adams, against the State of California, and making an appropriation therefor;

Also: Senate Bill No. 955—An act to provide for the survey and investigation of the feasibility and cost of irrigating the lands of Shasta Valley in Siskiyou County, California, from the Klamath River and other sources of water in California and Oregon, and to make an appropriation therefor;

Also: Senate Bill No. 853—An act to amend an act entitled "An act providing for the designation of money in the State treasury as surplus money, authorizing the investment and reinvestment of such money in certain classes of bonds, directing the disposal of interest or premium received therefrom and permitting the subsequent sale or exchange of the bonds so purchased," approved June 10, 1913;

Also: Senate Bill No. 828—An act appropriating money to pay the claim of L. J. Maddux;

Also: Senate Constitutional Amendment No. 34—Relative to judges pro tempore;

Also: Senate Constitutional Amendment No. 28—A resolution to propose to the people of the State of California an amendment to the constitution of said State, by amending section 17 of article VI, relating to the salaries of the Justices of the Supreme Court, the Justices of the District Courts of Appeal, and of the judges of the superior courts;

Also: Senate Constitutional Amendment No. 35—Relative to taxation;

Also: Senate Bill No. 454—An act to amend an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund, and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended;

Also: Senate Bill No. 740—An act providing for the creation and management of the Mount Diablo Park, creating a board of five commissioners with power to acquire and manage said park and making an appropriation therefor;

Also: Senate Bill No. 827—An act to add a new section to be numbered 1394½ of the Political Code, relating to fees and rates of tuition of nonresident students of the University of California;

Also: Senate Bill No. 199—An act to amend an act known as the "Water Commission Act," approved June 16, 1913, amending section 37 thereof and adding thereto five new sections, to be numbered 37*a*, 37*b*, 37*c*, 37*d*, 37*e*, relating to the distribution of water and providing for the appointment of water masters and defining their duties;

Also: Senate Bill No. 206—An act to amend section 1521 of the Political Code, relating to the per diem of members of the State Board of Education and the compensation of the assistant superintendents of public instruction;

Also: Senate Bill No. 444—An act to amend section 1 of an act approved April 25, 1911, and entitled "An act to carry into effect the provisions of subdivision (*c*) of section 14 of article XIII of the constitution of the State of California as the said article was amended on the eighth day of November in the year 1910, in so far as the same relates to the State University; and also to provide for the permanent support and improvement of the University of California; and to that end making a continuing appropriation and creating an annual fund therefor; and repealing an act entitled 'An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor, and to repeal an act approved February 14, 1887, entitled "An act to provide for the permanent support and improvement of the University of California by the levy of a rate of taxation and the creation of a fund therefor," and also to repeal an act approved February 27, 1897, entitled "An act to provide additional support and maintenance, and for the acquisition of necessary property and improvements of the University of California, by the levy of a rate of taxation, and the creation of a fund therefor," approved March 20, 1909'";

Also: Senate Bill No. 895—An act to add a new article to chapter III of title I of part III of the Political Code, to be numbered article 11*b*, embracing sections 361 to 361*d*, both inclusive, relating to a Department of Agriculture;

Also: Senate Bill No. 857—An act directing the State Board of Equalization to gather and report to the Legislature certain data relative to property values in this State; requiring persons or corporations taxed under section 14 of article XIII of the constitution to submit certain data on values to the State Board of Equalization and defining the use to which such data may be placed;

Also: Senate Bill No. 949—An act declaring and establishing a State highway between a point near Chittenden Station in San Benito County, to a point on route two of the State highway in the vicinity of San Benito River bridge.

Also: Senate Bill No. 984—An act to amend section 261 of the Political Code, relating to duties of officers at the close of each session of the Legislature;

Also: Senate Bill No. 954—An act declaring the county road extending from San Simeon to Cambria to be a State highway and providing for the maintenance thereof;

Also: Senate Bill No. 958—An act to amend section 1 of an act entitled "An act prescribing terms and conditions upon which corporations may transact business in this State and providing penalties and forfeitures for noncompliance," approved May 11, 1917, as amended, relating to the terms and conditions upon which corporations may transact business in this State;

Also: Senate Bill No. 401—An act to amend sections 10 and 11 of the State Medical Practice Act;

Also: Senate Bill No. 661—An act declaring the improved county road extending from Rio Vista to Lodi to be a State highway;

Also: Senate Bill No. 711—An act to amend sections 5, 6, 9 and 14 of the act entitled "An act to regulate the examination of applicants for license, and the practice of those licensed, to treat diseases, injuries, deformities, or other physical or mental conditions of human beings; to establish a Board of Medical Examiners, to provide for their appointment and prescribe their powers and duties, and to repeal an act entitled 'An act for the regulation of the practice of medicine and surgery, osteopathy, and other systems or modes of treating the sick or afflicted, in the State of California, and for the appointment of a Board of Medical Examiners in the matter of said regulation,' approved March 14, 1907, and acts amendatory thereof, and also to repeal all other acts and parts of acts in conflict with this act," approved June 2, 1913, as amended;

Also: Senate Bill No. 222—An act to provide for the establishment and maintenance of a Division of Dental Hygiene for Children under the direction of the State Board of Health; defining its powers and duties; and making an appropriation therefor;

Also: Senate Bill No. 750—An act making an appropriation for the paving of a road from the city of San Luis Obispo to the California Polytechnic School;

Also: Senate Bill No. 823—An act to amend sections 2, 3, 4, 6, 8, 9 and 10 of an act entitled "An act to provide for the indication by the registered qualified electors of their choice for nomination by their respective political parties for President of the United States through the election of the delegates of said political parties to their respective national conventions, and to repeal an act approved December 24, 1911, known as the Presidential Primary Act, and also to repeal all other acts or parts inconsistent with or in conflict with the provisions of this act," approved April 28, 1915, as amended by an act approved January 11, 1916; and to repeal sections 11, 12 and 13 of said act;

Also: Senate Bill No. 153—An act to establish standards for grain, providing for grading and inspection, defining the powers and duties of the Director of Argiculture in respect thereto, prescribing penalties for violation of the provisions hereof and making an appropriation to carry out the provisions of this act;

Also: Senate Bill No. 192—An act creating an irrigation and water conservation district to be known as Santa Clara County Irrigation District, subject to the approval of the electors residing in said district; providing for an election to determine whether said district shall be organized; providing for the election of a board of trustees and the management and control of said district by said board of trustees and defining the powers and duties of said board; authorizing said district to acquire water rights, to acquire and hold property, to sue and be sued and to have and exercise all rights and powers of a public corporation; providing for the levy and collection of assessments; and providing for the issuance and payment of bonds;

Also: Senate Bill No. 254—An act amending section 17 of an act entitled "An act to provide for work in and upon streets, avenues, lanes, alleys, courts, places and sidewalks within municipalities, and upon property and rights of way owned by municipalities, and for establishing and changing the grades of any such streets, avenues, lanes, alleys, courts, places and sidewalks and providing for the issuance and payment of street improvement bonds to represent certain assessments for the cost thereof and providing a method for the payment of such bonds," approved April 7, 1911, as amended;

Also: Senate Bill No. 298—An act to declare certain public roads in the county of Alameda State highways and providing for their improvement and maintenance by the Department of Engineering;

Also: Senate Bill No. 409—An act to amend the State Medical Practice Act, by adding a new section thereto to be numbered 17*a*, relating to the use and application of Roentgen rays, X-rays, radium rays, in the examination, diagnosis or treatment of human beings for diseases, injuries, deformities, or any other physical or mental conditions;

Also: Senate Bill No. 807—An act to amend section 23 of an act entitled "An act to provide for and regulate primary elections, and providing a method for choosing the delegates for political parties to state conventions and for nominating electors of President and Vice President of the United States, and providing for the election of party county central committees, and to repeal the act approved April 7, 1911, known as the Direct Primary Law, and also to repeal the act approved December 24, 1911, amending sections 1, 3, 5, 7, 10, 12, 13, 22, 23, and 24 of said Direct Primary Law, and also to repeal all other acts or parts of acts inconsistent with or in conflict with the provisions of this act," approved June 16, 1913, as amended;

Also: Senate Bill No. 495—An act making it the duty of steam railroad companies operating in whole or in part within the State of California to provide first medical aid to injured passengers, employees or other persons; requiring employees in charge of steam trains and steam engines to report after the use of the medical supplies furnished under this act; and providing penalties for its violation;

Also: Senate Bill No. 8—An act providing for the organization and government of drainage districts and providing for the acquisition, construction, maintenance and operation of drainage works to drain or protect lands and other property within the district from the effects of water and providing for the levying of assessments and the collecting of funds for paying the costs thereof and for the issuing and sale of bonds and providing for the control and disposition of drainage water;

Also: Senate Bill No. 784—An act providing for the organization and regulation of reciprocal or interinsurance exchanges, to be known as "the Reciprocal or Interinsurance Act of the State of California," and repealing the act entitled "An act providing for reciprocal and interexchange of indemnities, prescribing regulations therefor and fixing a license fee, and repealing an act entitled 'An act defining certain classes of contracts for the exchange of indemnity, prescribing regulations therefor, and fixing a license fee,' approved December 24, 1911," approved May 26, 1917, as amended;

Also: Senate Bill No. 600—An act to repeal section 32½ of the California Irrigation District Act and to add to said act two new sections to be numbered respectively 42*a* relating to assessments and 62*a* relating to joint work by three or more districts;

Also: Senate Bill No. 541—An act to amend an act entitled "An act to provide for the organization and government of irrigation districts, and to provide for the acquisition or construction thereby of works for the irrigation of the lands embraced within such districts, and, also, to provide for the distribution of water for irrigation

purposes," approved March 31, 1897, by amending sections 30b, 32, 47 and 61 thereof and to add a new section to said act to be numbered 109a, relating to the names of irrigation districts and to changing the names thereof;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this 29th day of April, 1921, at 11 o'clock a.m.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Constitutional Amendment No. 36—A resolution to propose to the people of the State of California that the constitution of said State be amended by adding to article IV a new section to be numbered 25a, relative to special laws;

Also: Senate Bill No. 666—An act to amend section 4 of an act entitled "An act requiring the recording of maps of subdivisions of land into lots for the purpose of sale, and prescribing the conditions on which such maps may be recorded, and prohibiting the selling or offering for sale of land by reference to said maps unless the same are recorded," approved March 15, 1907, as amended, by providing that the governing body of the city, city and county, or county, may require either the dedication or conveyance to the political subdivision of a right-of-way for storm drain purposes where the tract of land shown upon the map is traversed by a natural water course or channel;

Also: Senate Bill No. 667—An act to amend section 12½ of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places, and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended;

Also: Senate Bill No. 668—An act to amend sections 1, 2, 3 and 16 of an act entitled "An act to provide for the laying out, opening, extending, widening, or straightening, in whole or in part, of public streets, squares, lanes, alleys, courts and places, within municipalities, for the condemnation of property necessary or convenient for such purposes, and for the establishment of assessment districts, and the assessment of property therein to pay the expense of such improvement," approved March 24, 1903, as amended, to allow the opening, extending, widening or straightening by municipalities of any one or more of any public streets, squares, lanes, alleys, courts, or places within municipalities, or any portions thereof, whether contiguous or otherwise, and the acquiring, by condemnation, of any and all property necessary or convenient for that purpose, and relating to the ordinance of intention, the giving of notice and assessments against public property;

Also: Senate Bill No. 675—An act to add a new section to the Political Code to be numbered 4131a, relating to the recording of instruments in the offices of county recorders;

Also: Senate Bill No. 687—An act to amend sections 1925, 1928, 1934½, 1954, 1957, 1964, 1965, 1980, 1983, 1984, 1985, 1987, 2003, 2004, 2008, 2041, 2076, 2077, 2078, 2079, 2098, and 2111, and to repeal sections 1981 and 2080 of the Political Code, all relating to the National Guard;

Also: Senate Bill No. 985—An act to add a new section to the Political Code to be numbered 737m, relating to the salaries of superior judges;

Also: Senate Bill No. 986—An act to add a new section to the Political Code to be numbered 737d, relating to the salaries of superior judges;

Also: Senate Bill No. 757—An act appropriating money for repair or exchange of the State automobile of the Governor's office;

Also: Senate Bill No. 775—An act to provide for the issuance of bonds by junior college districts;

Also: Senate Bill No. 837—An act to amend sections 1763 and 1801 of the Code of Civil Procedure, relating to the appointment of guardians of insane and incompetent persons;

Also: Senate Bill No. 856—An act to add a new section to the Political Code, to be numbered 3664c, providing for the collection of data and the determination of valuations by the State Board of Equalization for purposes of taxation and providing an appropriation therefor;

Also: Senate Bill No. 942—An act amending section 534 of the Political Code, relating to the salary of the Deputy State Printer;

Also: Senate Bill No. 943—An act to amend sections 718 and 719 of the Political Code, relating to the employees of the Superintendent of Capitol Building and Grounds;

Also: Senate Bill No. 970—An act to add a new section to the Penal Code to be numbered section 402f, defining pillows; regulating the making, remaking and sale thereof; requiring that materials used therein shall be accurately described, and prescribing the manner in which pillows shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act;

Also: Senate Bill No. 981—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California;

Also: Senate Bill No. 544—An act authorizing the separation of the departments of the deaf and the blind in the California School for the Deaf and the Blind at Berkeley, California, and providing for the transfer of certain funds;

Also: Senate Bill No. 546—An act appropriating money for repairs, improvements, furniture and equipment for the Industrial Home for the Adult Blind;

Also: Senate Bill No. 550—An act appropriating money for the support of the California Historical Survey Commission during the seventy-third and seventy-fourth fiscal years, and abolishing said commission and transferring its duties and powers after said years;

Also: Senate Bill No. 576—An act to amend section 5 of an act entitled "An act to conserve the fish supply in California by empowering the Fish and Game Commission to regulate and control the handling of fish or other fishery products for the purpose of preventing deterioration or waste; to establish grades to which the fish or other fishery products offered for delivery to canners or preservers or to the fresh fish market must conform; to make regulations to insure the proper handling and delivery of fish or fishery products to canners, preservers or fresh fish dealers; to regulate and control the use of fish or other fishery products for reduction purposes, and to provide penalties for any violation of any of the provisions of this act," approved May 25, 1919;

Also: Senate Bill No. 644—An act to provide for leasing kelp beds in the waters of the State of California by the Board of Fish and Game Commissioners;

Also: Senate Bill No. 656—An act to add a new section to the Political Code, to be numbered 1734½, relating to high school districts;

Also: Senate Bill No. 529—An act to validate municipal bonds, and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Senate Bill No. 530—An act to validate bonds of school districts and high school districts and to provide for the levy and collection of taxes to pay the principal and interest on such bonds;

Also: Senate Bill No. 531—An act confirming and validating the change of boundaries of school districts and high school districts;

Also: Senate Bill No. 532—An act confirming and validating the organization of school districts;

Also: Senate Bill No. 533—An act to amend section 5 of an act entitled "An act to provide a system of street improvement bonds to represent certain assessments for the cost of street work and improvements within municipalities, and also for the payment of such bonds," approved February 27, 1893, as amended, relating to the foreclosure of delinquent bonds, and providing an alternative method of foreclosure;

Also: Senate Bill No. 542—An act to amend an act entitled "An act relating to bonds of irrigation districts, providing under what circumstances such bonds shall be legal investments for funds of banks, insurance companies and trust companies, trust funds, State school funds and any money or funds which may now or hereafter be invested in bonds of cities, cities and counties, counties, school districts or municipalities, and providing under what circumstances the use of bonds of irrigation districts as security for the performance of any act may be authorized," approved June 13, 1913, by amending sections 36 and 5 thereof, and to add a new section to said act to be numbered section 8, relating to the inclusion in the term "Irrigation Districts" districts designated as water conservation districts;

Also: Senate Bill No. 378—An act appropriating money for use as a revolving fund in the management of the Napa State Farm;

Also: Senate Bill No. 381—An act appropriating money for repairs, improvements, equipment and furnishings for the Veterans' Home at Yountville;

Also: Senate Bill No. 387—An act appropriating money to carry out the building and developmental program at Whittier State School, and for repairs, improvements and equipment;

Also: Senate Bill No. 446—An act making an appropriation for the support, maintenance and equipment of the College of Agriculture of the University of California, including University Farm School at Davis and the experimental stations under the control of the University of California;

Also: Senate Bill No. 459—An act to amend section 10 of an act entitled "Improvement Act of 1911";

Also: Senate Bill No. 463—An act to amend section 9 of an act entitled "An act to provide for work upon streets, lanes, alleys, courts, places and sidewalks, and for the construction of sewers within municipalities," approved March 18, 1885, as amended, relating to the relative priority of special assessment liens;

Also: Senate Bill No. 499—An act to accept the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States Congress assembled and approved February 25, 1920, entitled "An act to promote the mining of coal, phosphate, oil, oil shale, gas and sodium on the public domain" and setting aside the funds received by the State under the provisions of said act of Congress;

Also: Senate Bill No. 226—An act to amend section 1238 of the Code of Civil Procedure, relating to eminent domain;

Also: Senate Bill No. 317—An act making an appropriation for the purpose of carrying out the provisions of "An act creating a State Land Settlement Board and defining its powers and duties and making an appropriation in aid of its operations," approved June 1, 1917, and any and all acts amendatory thereof or supplemental thereto;

Also: Senate Bill No. 325—An act to amend section 4 of an act entitled the "Street Opening Act of 1903;"

Also: Senate Bill No. 331—An act to amend section 4263 and to repeal section 4263*a* of the Political Code, relating to the compensation of officers of counties of the thirty-fourth class;

Also: Senate Bill No. 365—An act to amend section 224 of the Civil Code, relating to adoption of children;

Also: Senate Bill No. 366—An act to amend section 15*a* of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended;

Also: Senate Bill No. 33—An act to amend section 862*a* of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 109—An act to repeal an act entitled "An act to repeal an act entitled 'An act regulating the sale of mineral lands belonging to the State,' approved March 28, 1874, and the acts amendatory thereof, and to provide for the sale of mineral lands under United States laws," approved April 1, 1897;

Also: Senate Bill No. 149—An act to amend section 877 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 150—An act to amend section 880 of an act entitled "An act to provide for the organization, incorporation, and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 151—An act to amend section 787 of an act entitled "An act to provide for the organization, incorporation and government of municipal corporations," approved March 13, 1883, as amended;

Also: Senate Bill No. 159—An act to amend section 4267 of the Political Code, relating to the salaries of county and township officers and their deputies in counties of the thirty-eighth class, and fixing the mileage and per diem of witnesses and grand and trial jurors in such counties;

Also: Senate Bill No. 160—An act to amend section 4271 of the Political Code, relating to salaries of county and township officers and their deputies in counties of the forty-second class, and fixing the mileage and per diem of grand and trial jurors in such counties;

Also: Senate Bill No. 194—An act directing the State Water Commission to make a survey of the water resources of the State of California, including surface and underground waters, and to compile a report thereof, and making an appropriation to defray the expenses of such survey;

Also: Senate Bill No. 242—An act providing for the organization, operation, maintenance, and government of water storage districts, and for the acquisition, appropriation, diversion, storage, conservation, and distribution of water for irrigation of lands in such districts, for drainage and reclamation connected therewith, and for the generation, disposition, and sale of hydro-electric energy developed incidental to such storage and distribution; and for the acquisition of lands or rights therein and the acquisition, construction, operation, and maintenance of works to carry into effect the provisions of this act; and conferring upon the State Engineer certain additional duties and powers in connection with the carrying out of the purposes of said act and providing for the appointment of directors to assist the State Engineer in so doing and defining said duties and powers; and repealing the California Irrigation Act approved June 4, 1915, and all acts amendatory thereof;

Also: Senate Bill No. 300—An act making an appropriation to pay the claim of the Stockton Livestock Company against the State of California;

Also: Senate Bill No. 301—An act to protect bear and forbidding the use of certain steel traps;

Also: Senate Bill No. 816—An act to amend section 1585, 1586, 1587, 1589, 1589*a*, 1590, 1591, 1594*a* of the Political Code and to repeal section 1589*b* of the Political Code, relating to union elementary school districts;

Also: Senate Bill No. 823—An act to authorize and empower the Board of Directors of the California Polytechnic School to sell and convey certain real property situate in the county of San Luis Obispo, and belonging to the State;

Also: Senate Bill No. 976—An act to amend section 3898 of the Political Code and to add two new sections thereto to be numbered 3897*a* and 3898*a*, relating to the sale of lands purchased by the State for delinquent taxes and making the proceeds thereof available for vocational education of dependents of veterans;

Also: Senate Bill No. 348—An act to amend section 7 of an act entitled "An act to provide for the organization and supervision of courses in physical education in the elementary, secondary and normal schools of the State and appropriating ten thousand dollars therefor," approved May 26, 1917;

Also: Senate Bill No. 383—An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the Director of Agriculture in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, providing for the enforcement of said lien, and providing for the making of rules and regulations, and making the violation thereof a misdemeanor, and repealing an act entitled "An act providing for the eradication of the disease known as scabies in sheep; providing for the duties of the State Veterinarian in relation thereto; making certain acts in relation to sheep infected with such disease a misdemeanor; providing for a lien against such sheep for expenses and costs in the extermination of such disease; making certain persons liable for a violation of this act, and providing for the enforcement of said lien," approved February 23, 1909, as amended;

Also: Senate Bill No. 558—An act to amend section 1519*a* of the Political Code, relating to the powers and duties of the State Board of Education;

Also: Senate Bill No. 628—An act to add a new section of the Political Code to be numbered section 1612*a* and relating to school district budgets and school district taxes;

Also: Senate Bill No. 565—An act to amend an act entitled "An act to create for the State of California a Department of Engineering, to provide for the appointment of the officers and employees thereof, defining its powers and prescribing the duties of said department, its officers and employees, to provide the compensation of such officers and employees, to make an appropriation for the salaries and other expenses for the remainder of the fifty-eighth fiscal year and making certain acts a felony, and repealing an act entitled 'An act creating a Commissioner of Public Works, defining his duties and powers, and fixing his compensation,' approved February 9, 1909, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create a Department of Highways for the State of California, to define its duties and powers, to provide for the appointment of officers and employees thereof, and to provide for the compensation of said officers and employees, and for the additional expenses of said department, and to make an appropriation therefor for the remainder of the forty-eighth fiscal year,' approved April 1, 1897, also repealing an act entitled 'An act providing for the appointment of an Auditing Board to the Commissioner of Public Works, authorizing him and them to perform certain duties relating to drainage, to purchase machinery, tools, dredges, and appliances therefor, to improve and rectify water channels, to erect works necessary and incident to said drainage, to condemn land and property for the purposes aforesaid, making certain acts a felony, and making an appropriation of money for the purposes of this act,' approved March 17, 1897, and all acts or parts of acts amendatory thereof; also repealing an act entitled, 'An act to provide for the appointment, duties and compensation of a Debris Commissioner, and to make an appropriation to be expended under his direction in the discharge of his duties as such commissioner,' approved March 24, 1893, and all acts or parts of acts amendatory thereof; also repealing an act entitled 'An act to create the office of Lake Tahoe Wagon Road Commissioner, providing the term of office and compensation of such commissioner, defining his duties and making an appropriation for the salary and expenditures provided for and authorized by this act,' approved April 1, 1897, and all acts or parts of acts amendatory thereof," approved March 11, 1907, and all acts or parts of acts amendatory thereof, by amending sections 5 and 12 thereof, relating to the officers and employees of the Department of Engineering, their powers, duties, and salaries, and particularly to the engineer appointed for service in the harbor of San Francisco under the State Board of Harbor Commissioners;

Also: Senate Bill No. 435—An act to add a new section to be numbered section 1976 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such

crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 836—An act amending section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years, and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith, approved June 5, 1915, as amended;

Also: Senate Bill No. 936—An act to add a new section to be known as 9a19 to an act entitled "An act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled "An act to provide county library systems," approved April 12, 1909, and all acts and parts of acts in conflict with this act, approved February 25, 1911, as amended, said section relating to salaries of county librarians;

Also: Senate Bill No. 320—An act to amend section 4270 of the Political Code, relating to salaries, fees and compensation of officers of counties of the forty-first class;

Also: Senate Bill No. 476—An act to add a new section to be numbered section 19a5 to an act entitled "An act to be known the the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 477—An act to amend section 359 of the Civil Code, relating to corporations;

Also: Senate Bill No. 633—An act to add a new section to be numbered section 19a41 to an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith," approved June 5, 1915, as amended, said section relating to the salaries of probation officers;

Also: Senate Bill No. 965—An act to amend section 1333 of the Political Code, relating to filling vacancies in the office of United States Senator;

Also: Senate Bill No. 980—An act to amend sections 2, 20 and 25 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for

the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended;

Also: Senate Bill No. 585—An act appropriating money for the erection of a receiving building and for the equipment and service in connection thereto for Mendocino State Hospital;

Also: Senate Bill No. 586—An act appropriating money to purchase additional land for the Mendocino State Hospital and to improve the same;

Also: Senate Bill No. 983—An act to enable municipal corporations to sell, lease, or otherwise transfer the control or management of waterworks or parts thereof belonging to such municipality to municipal water districts;

Also: Senate Bill No. 407—An act appropriating money to be used for plague parasitology by the State Board of Health;

Also: Senate Bill No. 421—An act appropriating money for repairs, improvements and equipment for the Stockton State Hospital;

Also: Senate Bill No. 422—An act appropriating money for the erection and equipment of a receiving and psychopathic building at the Stockton State Hospital;

Also: Senate Bill No. 467—An act appropriating money for the construction and equipment of university farm buildings outside of Berkeley;

Also: Senate Bill No. 469—An act appropriating money to be used for the support and maintenance of the Division of Public Health Nurses by the State Board of Health;

Also: Senate Bill No. 471—An act making an appropriation to carry out the purposes of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons afflicted with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California" and amendatory acts thereto;

Also: Senate Bill No. 336—An act appropriating money for the erection of a schoolroom and assembly building at the Sonoma State Home;

Also: Senate Bill No. 342—An act appropriating money for the support of extension courses by the University of California;

Also: Senate Bill No. 354—An act appropriating money for the support of teaching training courses at the Southern Branch of the University of California;

Also: Senate Bill No. 356—An act appropriating money for the support of the Scripps Institution for Biological Research of the University of California;

Also: Senate Bill No. 379—An act appropriating money for general improvements on the property of the State situated in Napa County and known as the Napa State Farm;

Also: Senate Bill No. 380—An act appropriating money for a cottage and equipment for patients at the Napa State Hospital;

Also: Senate Bill No. 391—An act appropriating money for the housing and training of patients at the Southern California State Hospital;

Also: Senate Bill No. 405—An act appropriating money to be used for malaria control by the State Board of Health;

Also: Senate Bill No. 7—An act making an appropriation to carry out the purposes of an act entitled "An act for the prevention of the adulteration or mislabeling of agricultural seed, providing for the indicating of the purity and viability thereof, and prescribing penalties for violations of the provisions hereof;

Also: Senate Bill No. 17—An act appropriating money to pay the claim of the Bank of California, National Association, against the State of California;

Also: Senate Bill No. 20—An act to add a new section to the Political Code to be numbered 737*d*, relating to the salaries of superior court judges in and for the county of San Diego.

And reports that the same have been correctly enrolled, and presented the same to the Governor on this twenty-ninth day of April, 1921, at 11 o'clock a.m.

OSBORNE, Chairman.

Also:

MR. PRESIDENT: Your Committee on Engrossment and Enrollment has examined the following:

Senate Bill No. 291—An act regulating the sanitary conditions of bakeries, prescribing conditions connected with the manufacture and sale of bakery products and fixing penalties for violation of the provisions thereof;

Also: Senate Bill No. 766—An act to amend section 1860 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding house and lodging house keepers;

Also: Senate Bill No. 770—An act providing for the organization and establishment, management and maintenance of institutes of technology, by counties, cities,

cities and counties, and combined high school districts or junior college districts of the State; and for the organization of technical education districts for such purpose;

Also: Senate Bill No. 819—An act to amend section 1454 of the Code of Civil Procedure, relating to collecting money in banks;

Also: Senate Bill No. 854—An act to amend section 170 of the Code of Civil Procedure, relating to disqualification of judges;

Also: Senate Bill No. 859—An act to provide for the consolidation of districts organized or existing under the California Irrigation District Act;

Also: Senate Bill No. 945—An act to amend section 400 of the Civil Code, relating to corporations;

Also: Senate Bill No. 956—An act to amend section 1742 of the Political Code, relating to high schools;

Also: Senate Bill No. 961—An act concerning the waterfront of the city and county of San Francisco;

Also: Senate Bill No. 347—An act to amend section 515 of the Political Code, relating to the salaries of assistants in the office of the Superintendent of Public Instruction;

Also: Senate Bill No. 361—An act appropriating money for the erection of cottages for employees for San Quentin State Prison;

Also: Senate Bill No. 390—An act making an appropriation to meet the deficiency in the appropriation for the salaries of State Senators for the seventy-first and seventy-second fiscal years;

Also: Senate Bill No. 403—An act appropriating money for repairs, improvements and equipment at the California Redwood Park;

Also: Senate Bill No. 425—An act to appropriate money to be expended by and under the direction of the Department of Engineering for the purpose of rectifying and improving the channels of the Sacramento, San Joaquin and Feather rivers and such other waters of the State as the Department of Engineering may determine; improving the navigability of such waters and acquiring land for necessary rights of way therefor; making surveys, investigations and report upon the feasibility of canalizing the rivers of the State and constructing canals for navigation, and making surveys, investigations and plans for flood control; the examination and supervision of dams and the investigation of rainfall, snowfall, runoff, and stream flow affecting navigation, flood control or irrigation and preventing and repairing damage in certain cases;

Also: Senate Bill No. 553—An act to amend an act entitled "An act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers; to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder or under an act hereby repealed, to be known as the 'Inheritance Tax Act'; and to repeal chapter 595 of the laws of the session of the Legislature of California of 1913, approved June 16, 1913, known as the 'Inheritance Tax Act,' and all amendments thereto, and to repeal all acts and parts of acts in conflict with this act," approved May 23, 1917, by amending section twenty thereof;

Also: Senate Bill No. 555—An act appropriating the sum of seventy-five thousand dollars to defray the expense, during the seventy-third and seventy-fourth fiscal years, of organizing, controlling, equipping, instructing and maintaining the high school cadet companies in the State of California and for promoting rifle practice in said companies and to further carry out the purposes of an act entitled "An act to provide for the organization, control and equipment of high school cadet companies and for the promotion of rifle practice therein, and appropriating the sum of five thousand dollars therefor";

Also: Senate Bill No. 564—An act appropriating money to pay the cost of printing, publishing and distributing State textbooks free to the school children of the State in accordance with the provisions of the constitution;

Also: Senate Bill No. 648—An act to amend sections 2 and 4 of an act entitled "An act to provide for the formation, organization, and classification of new counties, for locating county seats, for the election and appointment of officers and for the adjustment and the fulfillment of the rights and obligations arising between such new counties and other counties," approved March 15, 1907, and amended 1909;

Also: Senate Bill No. 660—An act to regulate and license the business of automobile and auto truck transportation in the State of California and providing penalties for the violation of the provisions thereof;

Also: Senate Bill No. 433—An act appropriating money to cover rental and other expense necessary toward the maintenance of offices for State departments in Sacramento and Los Angeles;

Also: Senate Bill No. 434—An act to provide for the accomplishment of the work of the direct improvement of the navigation of the Sacramento, San Joaquin and Feather rivers of the State of California, by controlling the floods, removing the debris and continuing the improvement of the Sacramento River, California, in accordance with the plans of the California Debris Commission contained in the report of said commission submitted August 10, 1910, and transmitted to the

Speaker of the House of Representatives of the United States by the Secretary of War on June 27, 1911, and printed in House of Representatives Document No. 81 of the first session of the Sixty-second United States Congress, as modified by the report of said commission submitted February 8, 1913, approved by the Chief of Engineers of the United States Army and the Board of Engineers for Rivers and Harbors and printed in Rivers and Harbors Committee Document No. 5, Sixty-third United States Congress, first session, in so far as said plan provides for the rectification and enlargement of river channels and the construction of weirs; and making an appropriation for such work; and providing for the continuance of such work as provided by section 2 of an act of the Congress of the United States entitled "An act to provide for the control of the floods of the Mississippi River and of the Sacramento River, California, and for other purposes," approved March 1, 1917;

Also: Senate Bill No. 462—An act to amend section 1158 of the Civil Code, relating to instruments that may be recorded;

Also: Senate Bill No. 472—An act to amend sections 2 and 3 of an act entitled "An act to provide for the establishment and maintenance of a Bureau of Tuberculosis under the direction of the State Board of Health; defining its powers and duties; providing for the granting of State aid to cities, counties, cities and counties and groups of counties for the support and care of persons affected with tuberculosis; making an appropriation therefor, and repealing certain acts of the Legislature of the State of California," approved June 12, 1915, as amended;

Also: Senate Bill No. 497—An act appropriating money for improvements to streets and grounds at Fresno State Normal School;

Also: Senate Bill No. 299—An act to repeal section 2013 of the Civil Code, relating to time of service;

Also: Senate Bill No. 333—An act appropriating money for repairs and improvements including a new well and equipment at the San Jose State Normal School;

Also: Senate Bill No. 337—An act appropriating money for repairs, improvements and equipment for Sonoma State Home;

Also: Senate Bill No. 357—An act appropriating money for the completion of buildings, improvements to grounds and the purchase of equipment at the Humboldt State Normal School;

Also: Senate Bill No. 362—An act appropriating money for repairs, improvements, machinery and equipment for San Quentin State Prison;

Also: Senate Bill No. 416—An act appropriating money for repairs, improvements and equipment for the California Polytechnic School at San Luis Obispo;

Also: Senate Bill No. 426—An act to amend section 565 of the Penal Code, relating to certain rights and remedies of stockholders in California corporations;

Also: Senate Bill No. 430—An act appropriating money for office furniture and equipment for the Secretary of State's office;

Also: Senate Bill No. 432—An act making an appropriation for the purchase of a building site and the erection of a building for the State Printing Office;

Also: Senate Bill No. 148—An act to authorize the payment of the claim of John Breuner Company, a corporation, against the State of California, and making an appropriation therefor;

Also: Senate Bill No. 155—An act to provide for the organization and government of public cemetery districts;

Also: Senate Bill No. 172—An act to add a new section to the Civil Code to be numbered 402, relating to the determination of the identity of directors of dissolved corporations and settlement of affairs of such corporations;

Also: Senate Bill No. 200—An act creating a cash revolving fund for the use of the State Water Commission in making determinations of water rights as provided by the "Water Commission Act," approved June 16, 1913, making an appropriation therefor;

Also: Senate Bill No. 265—An act to provide for the acceptance of the provisions and benefits of an act passed by the Senate and the House of Representatives of the United States of America, in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise; to empower and direct the board designated as the State Board for Vocational Education to cooperate with the Federal Board for Vocational Education in carrying out the provisions of said federal act; to prescribe its powers and duties in carrying out the provisions of this act; to provide for a plan of cooperation between the State Board for Vocational Education and the Industrial Accident Commission; to provide for the appointment of a custodian of all moneys received by the State from appropriations made by the Congress of the United States and from other sources for the purpose of promoting vocational rehabilitation; to create a Vocational Rehabilitation Fund and making an appropriation therefor;

Also: Senate Bill No. 209—An act to amend sections 2, 3, 4, 5 and 6 of an act known as "the Building and Loan Commission Act," approved April 5, 1911;

Also: Senate Bill No. 25—An act to amend sections 4295 and 4297 of the Political Code, relating to official services and fees;

Also: Senate Bill No. 63—An act to provide for the completion of the restoration of the Mission San Francisco del Solano, in the city of Sonoma, State of California, and making an appropriation therefor;

Also: Senate Bill No. 69—An act to amend section 10 of the Political Code, relating to holidays;

Also: Senate Bill No. 70—An act making an appropriation for the care, maintenance and repair of the California State Building at the site of the Panama-California International Exposition;

Also: Senate Bill No. 107—An act appropriating money to pay the claim of the county of Sacramento against the State of California;

Also: Senate Bill No. 110—An act validating applications for a sixteenth or thirty-sixth section which was not surveyed at date application was filed therefor;

Also: Senate Bill No. 113—An act making an appropriation to pay the claim of Miller and Lux Incorporated, against the State of California;

Also: Senate Bill No. 134—An act to amend an act entitled "An act creating a revolving fund for the purchase of ballot paper, prescribing its use and appropriating money therefor," approved June 7, 1913;

Also: Senate Bill No. 144—An act appropriating money for repairs, improvements and alterations of Capitol building and grounds;

Also: Senate Bill No. 893—An act authorizing the Governor of California to appoint a representative of the State of California to serve upon a joint commission composed of representatives of the states of Arizona, California, Colorado, Nevada, New Mexico, Utah, Wyoming and the United States of America, and constituted for the purpose of negotiating and entering into an agreement between the several states hereinabove mentioned and between said states and the United States of America, subject to the consent of Congress, respecting further use and disposition of the waters of the Colorado River and streams tributary thereto, and fixing and determining the rights of each of said states and rights of the United States in and to the use, benefit and disposition of the waters of said stream and its tributaries;

Also: Senate Bill No. 927—An act to add a new title to part IV of division I of the Civil Code to be known as title XIb, relating to corporations for the purpose of receiving and maintaining a fund or funds and applying the income and principal thereof to promote the well being of mankind;

Also: Senate Bill No. 53—An act to amend section 498 of the Civil Code, relating to construction of street railway tracks;

Also: Senate Bill No. 789—An act to amend section 15 of an act entitled "An act to regulate the use and operation of vehicles upon the public highways and elsewhere; to provide for the registration and identification of motor vehicles and for the payment of registration fees therefor; to provide for the licensing of persons operating motor vehicles; to prohibit certain persons from operating vehicles upon the public highways; to prohibit the possession or use of a motor vehicle without the consent of the owner thereof, and to prohibit the offer to or acceptance by certain persons of any bonus or discount or other consideration for the purchase of supplies or parts for motor vehicles, or for work or repair done thereon; to provide penalties for violations of provisions of this act, and to provide for the disposition of fines and forfeitures imposed thereon; to limit the power of local authorities to enact or enforce ordinances, rules or regulations in regard to matters embraced within the provisions of this act; to provide for the disposition of registration and license fees, fines and forfeitures collected hereunder; to create a Motor Vehicle Department and to provide for the organization and conduct thereof; to provide for carrying out the objects of this act, and to make appropriation therefor; and to repeal all acts or parts of acts in conflict with this act," approved May 11, 1915, as amended;

Also: Senate Bill No. 211—An act to amend section 1207 of the Civil Code, relating to defectively acknowledged instruments;

Also: Senate Bill No. 214—An act to amend section 16 of an act entitled "An act to provide for the payment of retirement salaries to public school teachers of this State; creating a Public School Teachers' Retirement Salary Fund and also a Public School Teachers' Permanent Fund, providing for the administration of such funds, and making an appropriation for the uses of said funds," approved June 16, 1913, as amended;

Also: Senate Bill No. 219—An act to amend section 1 of an act entitled "An act to fix the salaries of the State Forester, Deputy Forester and Assistant Forester," approved March 22, 1909, as amended;

Also: Senate Bill No. 261—An act to amend section 756 of the Political Code, relating to salaries of deputy clerks of Supreme Court;

Also: Senate Bill No. 262—An act to amend section 751½ of the Political Code, relating to the salary of the stenographer for the Clerk of the Supreme Court;

Also: Senate Bill No. 264—An act to amend section 1751 of the Political Code, relating to qualifications for admittance to California high schools;

Also: Senate Bill No. 265—An act to amend section 628½ of the Penal Code of the State of California, relating to the protection of fish and game;

Also: Senate Bill No. 594—An act creating a Veterans' Welfare Board and defining its powers and duties and making an appropriation in aid of its operations;

Also: Senate Bill No. 649—An act authorizing the State Treasurer and the Board of Control to enter into agreements to pay commissions on the sale of certain bonds of the State of California and providing for the funds from which such commissions shall be paid;

Also: Senate Bill No. 679—An act to amend an act entitled "An act providing for the management of the California Redwood Park and creating a board of five commissioners with power to manage said California Redwood Park," approved February 6, 1911, by amending section 2 of said act, relative to the compensation of the warden;

Also: Senate Bill No. 706—An act authorizing and instructing the State Controller and the State Treasurer to accept from the Directors of the Sixth District Agricultural Association as full satisfaction and in complete compliance with the terms of that certain act entitled "An act to appropriate money to be used as a revolving fund by the Sixth District Agricultural Association for the purpose of creating, installing and maintaining special expositions at Exposition Park, Los Angeles," approved June 1, 1917, the sum of eleven thousand four hundred thirteen dollars and ninety-four cents, in cash already deposited in the State treasury, and the inventory of permanent improvements made upon the State's property at Exposition Park, Los Angeles, from funds of the revolving fund provided in the above mentioned act;

Also: Senate Bill No. 710—An act to amend section 21 of an act entitled "An act providing for the regulation and supervision of companies, brokers, agents and sales of securities as the same are therein defined, and to prevent fraud in the sale of securities; providing for the enforcement of said act and penalties for the violation thereof; and creating a State Corporation Department and the office of Commissioner of Corporations," approved May 18, 1917, as amended;

Also: Senate Bill No. 429—An act appropriating money for the creating of a revolving fund for Engineering Department in lieu of that created by chapter 108 of Statutes of 1913, chapter 355 of Statutes of 1915 and chapter 419 of Statutes of 1917;

Also: Senate Bill No. 431—An act appropriating money for repairs, improvements and the completion of buildings and extension of the wall at the Folsom State Prison;

Also: Senate Bill No. 540—An act to amend section 457 of the Political Code;

Also: Senate Bill No. 554—An act to amend section 469 of the Political Code;

Also: Senate Bill No. 592—An act to authorize the creation of a debt or debts, liability or liabilities, through the issuance and sale of State bonds, for the single object of creating a fund to carry on the operations of the Veterans' Welfare Board in accordance with the provisions of the California Veterans' Welfare Act enacted at the forty fourth session of the Legislature of the State of California, and also in accordance with the provisions of the Veterans' Farm and Home Purchase Act enacted at the forty-fourth session of the Legislature of the State of California, or either of them enacted at the forty-fourth session of the Legislature of the State of California, and of any and all acts amendatory or supplemental to said acts, or either of them; to provide ways and means, exclusive of loans, for the payment of the interest of such debt or debts, liability or liabilities, as such interest falls due, and also for the payment and discharge of the principal of such debt or debts, liability or liabilities, as such principal matures; to create a Veterans' Welfare Finance Committee the members of which are to serve without compensation; to define the powers and duties of said Veterans' Welfare Finance Committee and of other State officers in relation to this act; to appropriate money for the expense of preparing and of advertising the sale of the bonds herein authorized to be issued; and to provide for the submission of this act to a vote of the people at the general election to be held in the month of November, 1922;

Also: Senate Bill No. 750—An act to amend sections 1927 and 2086 of the Political Code, relating to officers and employees in the Adjutant General's office;

Also: Senate Concurrent Resolution No. 18—Relative to leaves of absence of the Governor, Lieutenant Governor and the members of the Senate and Assembly of the forty-fourth session of the Legislature of the State of California;

Also: Senate Concurrent Resolution No. 27—Relative to the examination of denuded areas, and directing the State Board of Forestry to examine such areas and to report to the Legislature, at its next regular session, the situation and approximate acreage of such areas as are most valuable for reforestation or recovering with other protective cover, together with a plan for such reforestation or covering with other protective cover;

Also: Senate Bill No. 662—An act to add a new section to the Political Code to be numbered section 2171*a*, relating to temporary confinement, treatment and observation in psychopathic hospitals of persons of doubtful sanity;

Also: Senate Bill No. 670—An act to amend section 1608 and section 1830 of the Political Code, and to add a new section to said code to be numbered 1608*a*, relating to powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 767—An act to amend section 1859 of the Civil Code, relating to the liability of innkeepers, hotel keepers, boarding or lodging house keepers;

Also: Senate Bill No. 281—An act to amend section 3 of an act entitled "An act to be known as the Juvenile Court Law, and concerning persons under the age of twenty-one years; and in certain cases providing for their care, custody and maintenance; providing for the probationary treatment of such persons, and for the commitment of such persons to the Whittier State School and the Preston School of

Industry, the California School for Girls, and other institutions; establishing probation officers and a probation committee to deal with such persons and fixing the salary thereof; providing for the establishment of detention homes for such persons; fixing the method of procedure and treatment or commitment where crimes have been committed by such persons; providing for the punishment of those guilty of offenses with reference to such persons, and defining such crimes; and repealing the Juvenile Court Law approved March 8, 1909, as amended by an act approved April 5, 1911, and as amended by an act approved June 16, 1913, and all amendments thereof and all acts or parts of acts inconsistent herewith, approved June 5, 1915, as amended;

Also: Senate Bill No. 478—An act to amend sections 2 and 3 of an act entitled, "An act to regulate the work and hours of employees engaged in selling at retail drugs and medicines, and compounding physicians' prescriptions, and providing a penalty for the violation thereof," approved February 28, 1905, as amended;

Also: Senate Bill No. 647—An act declaring bonds negotiable instruments;

Also: Senate Bill No. 90—An act to provide for retirement of employees of the State of California on account of permanent physical or mental disability after twenty-five years of continuous service, and for retirement after twenty-five years of continuous service of employees who may then be more than seventy years of age, with one-half pay thereafter during life; to provide means and methods for the payment of retired salaries, and for the filling of vacancies caused by such retirements, and creating a Board of Retirement regarding the same;

Also: Senate Bill No. 175—An act to be known as the "Inheritance Tax Act," to establish a tax on gifts, legacies, inheritances, bequests, devices, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and by any act hereby repealed and for suits to quiet title against claims of liens arising hereunder, or under an act hereby repealed; and to repeal chapter 589 of the laws of the session of the Legislature of California of 1917, approved May 23, 1917, known as the "Inheritance Tax Act," and to repeal all acts and parts of acts in conflict with this act;

Also: Senate Bill No. 704—An act to amend section 1578 of the Political Code, relating to the formation of new elementary school districts;

Also: Senate Bill No. 939—An act to amend sections 2, 3, 4, 8, 11, 13 and 15 of an act entitled "An act defining mattresses; regulating the making, remaking and sale thereof; prohibiting the use of insanitary and unhealthy materials therein; requiring that materials used shall be accurately described and the percentage of materials used in each mattress stated, and prescribing the manner in which mattresses shall be labeled; and making the violation of any of the provisions of this act a misdemeanor, and repealing legislation inconsistent with this act," approved June 7, 1915;

Also: Senate Bill No. 335—An act to amend section 1608 and section 1830 of the Political Code, relating to the powers and duties of boards of school trustees and city boards of education;

Also: Senate Bill No. 215—An act to amend the Code of Civil Procedure, by adding thereto a new section to be numbered 1871, relating to experts, their appointment by the court, or a judge thereof, and providing for their compensation and manner of examination as witnesses;

Also: Senate Bill No. 260—An act to amend an act entitled "An act to provide for the periodical inspection of elevators operated in places of employment in this State; to require a permit for such operation; to make it a misdemeanor to operate such elevator without such permit; and to provide for an injunction against such operation if dangerous to the life or safety of employees, to vest in the Industrial Accident Commission the power to make such inspections and determine the competency of inspectors and require reports of inspections and to issue such permits and prescribe maximum fees therefor," approved April 6, 1917, by amending sections 1, 3, 4 and 5;

Also: Senate Bill No. 271—An act appropriating money for the purpose of paying the assessment for improving the alley adjacent to the grounds of the Governor's residence in the city of Sacramento, California;

Also: Senate Bill No. 598—An act to provide educational opportunities for persons who served in the army, navy or marine corps of the United States in time of war, and making an appropriation therefor;

Also: Senate Bill No. 650—An act appropriating the sum of one hundred thousand dollars to carry out the purposes of an act entitled "An act authorizing the State Treasurer and the Board of Control to enter into agreements to pay commissions on the sale of certain bonds of the State of California, and providing for the funds from which such commission shall be paid," as adopted at the forty-fourth session of the Legislature;

And reports that the same have been correctly enrolled, and presented the same to the Governor on this twenty-ninth day of April, 1921, at 11 o'clock a.m.

OSBORNE, Chairman.

RESOLUTION.

The following resolutions were offered:

By Senator Carr, W. J.:

Resolved, That a committee of three be appointed to notify the Governor that the Senate is ready to adjourn sine die and to ask if His Excellency has any further communications to transmit to the Senate.

Resolution read, and on motion of Senator Carr, W. J., adopted.

By Senator Burnett:

Resolved, That a committee of three be appointed to notify the Assembly that the Senate is ready to adjourn sine die, and to ask if the Assembly has any further communications to transmit to the Senate.

Resolution read, and on motion of Senator Burnett adopted.

APPOINTMENT OF COMMITTEES.

The President announced the appointment of the following committees:

To wait on the Assembly in accordance with the provisions of the resolution offered by Senator Burnett: Senators Burnett, Sharkey, and Shearer.

To wait on the Governor in accordance with the provisions of the resolution offered by Senator Carr, W. J.: Senators Carr, W. J., Jones, and Slater.

APPOINTMENT OF SENATORS TO PREPARE ARGUMENTS.

The President announced the following appointments of Senators to prepare arguments for and against constitutional amendments:

To prepare the argument for Senate Constitutional Amendment No. 4, relative to the framing and ratifying of municipal charters: Senator Lyon, author, and Senator Johnson, for the majority. There being no minority vote, no appointment is made to prepare an argument against said amendment.

To prepare the argument for Senate Constitutional Amendment No. 13, relative to the annexation or consolidation of municipalities: Senator Otis, author, and Senator Carr, F. M., for the majority. To prepare the argument against said amendment: Senator Allen, for the minority.

To prepare the argument for Senate Constitutional Amendment No. 28, relative to the salaries of the Justices of the Supreme Court, the Justices of the District Courts of Appeal, and of the judges of the superior courts: Senator Sample, author, and Senator Jones. There being no minority vote, no appointment is made to prepare an argument against said amendment.

To prepare the argument for Senate Constitutional Amendment No. 29, relative to two or more cities entering into contracts for acquisition, construction, ownership, operation or control of public works for supplying inhabitants with utility service: Senator Carr, W. J., author, and Senator Flaherty. There being no minority vote, no appointment is made to prepare an argument against said amendment.

To prepare the argument for Senate Constitutional Amendment No. 31, relative to revenue and taxation: Senator Carr, W. J., author,

and Senator Breed, for the majority. There being no minority vote, no appointment is made to prepare an argument against said amendment.

To prepare the argument for Senate Constitutional Amendment No. 32, relative to the payment of bonds to school districts: Senator Sharkey, author, and Senator Eden, for the majority. There being no minority vote, no appointment is made to prepare an argument against said amendment.

To prepare the argument for Senate Constitutional Amendment No. 34, relative to judges pro tempore: Senator Slater, author, and Senator Inman, for the majority. To prepare the argument against said amendment: Senator Purkitt, for the minority.

To prepare the argument for Senate Constitutional Amendment No. 35, relative to taxation: Senator King, author, and Senator Nelson, for the majority. There being no minority vote, no appointment is made to prepare an argument against said amendment.

To prepare the argument for Senate Constitutional Amendment No. 36, relative to special laws: Senator Dennett, author, and Senator Irwin, for the majority. There being no minority vote, no appointment is made to prepare an argument against said amendment.

REPORTS OF SPECIAL COMMITTEES—(OUT OF ORDER).

The following reports of special committees were received, out of the regular order:

Senators Burnett, Sharkey and Shearer, the Special Committee appointed to notify the Assembly that the Senate was ready to adjourn, sine die, reported that they had notified the Assembly in accordance with their instructions, and that the Assembly would shortly convey a message to the Senate through their committee.

Also:

Senators Carr, W. J., Jones and Slater, the Special Committee appointed to wait upon the Governor and inform him of the Senate's readiness to adjourn sine die, reported that His Excellency had informed the committee that he had no further communication to transmit to the Senate.

MESSAGE FROM THE ASSEMBLY.

At eleven o'clock and forty-five minutes a.m., a committee from the Assembly consisting of Messrs. Prendergast, Eksward and Hume, appeared at the bar of the Senate and announced that the Assembly had no further communication to transmit to the Senate, and was now prepared to adjourn sine die.

MESSAGE TO THE ASSEMBLY.

Upon receipt of the foregoing message from the Assembly, the President announced that the Senate had no further communication to transmit to the Assembly, and requested the committee from the Assembly to convey to the Assembly the information that the Senate was now prepared to adjourn sine die.

APPROVAL OF MINUTES.

The minutes of this day, Friday, April 29, 1921, were read, and, on motion of Senator Breed, approved.

FINAL ADJOURNMENT.

Whereupon, at twelve o'clock noon, in accordance with the provisions of Assembly Concurrent Resolution No. 29, the President declared the forty-fourth session of the Senate of the State of California adjourned sine die.

C. C. YOUNG,
President of the Senate.

A. H. BREED,
President pro tempore of the Senate.

GRACE S. STOERMER,
Secretary of the Senate.

JAMES A. MILLER,
Minute Clerk of the Senate.

WELLINGTON BOWSER,
Journal Clerk of the Senate.

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303	Building construction code, preparation of, by Industrial Accident Commission; introduced, 171; reported	2419
304	Labor, protection of in building; introduced, 172; recommended, 1133; second reading, amendments, 1158; engrossed, 1213; passed, 1580; passed in Assembly, 2150; enrolled	2410
305	Elevators, construction operation; introduced, 172; recommended, 1134; second reading, 1158; engrossed, 1213; passed, 1582; passed in Assembly, 2150; enrolled	2410
306	Workmen, protection of by use of scaffolding or staging; introduced, 172; recommended, 1144; second reading, amendments, 1159; engrossed, 1213; passed, 1582; passed in Assembly, 2150; enrolled	2410
307	Workmen, protection of, temporary floors; introduced, 172; recommended, 1144; second reading, amendments, 1220; engrossed, 1338; third reading, amendments, 1481; re-engrossed, 1571; passed, 1585; passed in Assembly, 2150; enrolled	2410
308	Electrical work to provide for the inspection of; introduced, 172; reported	2419
309	Elementary school district exclusion of, from high school district; introduced, 173; reported	2440
310	Schools and school revenues; introduced, 173; recommended, 655; recommended, 655; second reading, amendments, 712; engrossed, 748; third reading, amendments, 1108; re-engrossed, 1129; passed, 1169; passed in Assembly, 1934; Assembly amendments concurred in, 1941; enrolled	2149
311	San Diego, grant of land to United States for Navy Department; introduced, 173; recommended, 468; second reading, amendments, 472; engrossed, 482; passed, 510; passed in Assembly, 1456; enrolled	1899
312	San Diego, grant of land to United States for Navy Department; introduced, 173; recommended, 467; second reading, amendments, 472; engrossed, 482; passed, 510; passed in Assembly, 1456; enrolled	1899
313	Employees, regulate the hours of labor of, on street railways, electric and elevated railways; introduced, 173; recommended, 788; second reading, 796; engrossed, 860; third reading, amendments, 878; re-engrossed, 906; refused, passed, 966; notice of motion to reconsider, 967; motion to reconsider, 1011; reconsideration continued, 1012; 1049; 1068; 1104; 1149; motion to reconsider, 1172; reconsideration refused	1177
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315	Land Settlement Board; introduced, 173; re-referred, 518; recommended, 1196; second reading, amendments, 1208; engrossed, 1337; passed	1487
316	Land Settlement Act; introduced, 173; recommended, 1259; second reading, amendments, 1264; engrossed, 1339; passed, 1528; passed in Assembly, 2362; enrolled	2451
317	Land Settlement Board; introduced, 174; recommended, 1539; second reading, amendments, 1551; engrossed, 1653; passed, 1770; passed in Assembly, 2307; enrolled	2457
318	Relating to estrays; introduced, 174; reported	2450
319	Mining Bureau, State, petroleum and gas department; introduced, 174; recommended, 630; second reading, amendments, 673; engrossed, 694; third reading, amendments, 934; re-engrossed, 940; passed; notice of motion to reconsider, 1140; motion to reconsider; reconsideration continued, 1193; passed in Assembly, 2000; enrolled	2397
320	Counties of forty-first class (Sutter); introduced, 174; recommended, 522; second reading, amendments, 547; engrossed, 588; passed, 588; passed in Assembly, 2332; enrolled	2459;
321	Conventions of county and city superintendents; introduced, 174; recommended, 502; second reading, 531; engrossed, 558; passed, 560; passed in Assembly, 1877; enrolled	2147
322	High school boards, powers and duties of; introduced, 174; recommended, 393; second reading, amendments, 408; engrossed, 423; passed, 423; passed in Assembly, 1878; Senate concurs in Assembly amendments, 1880; enrolled	2147

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324	Accountant, certified, public, who may be; introduced, 175; recommended, 1060; second reading, 1062; engrossed, 1060; passed, 1092; passed in Assembly, 2003; enrolled	2379
325	Street opening act; introduced, 175; recommended, 636; second reading, amendments, 661; engrossed, 693; passed, 742; passed in Assembly, 2337; enrolled	2457
326	Adulterated foods and liquors, prevent manufacture, sale and transportation of; introduced, 175; reported	2430
327	Corporations, issuance of stock to employees; introduced, 199; reported	2427
328	Hastings College of the Law, appropriation, furniture, equipment; introduced, 200; recommended, 1362; second reading, 1434; engrossed, 1569; passed, 1634; passed in Assembly, 2337; enrolled	2451
329	Vehicles, motor, owned by State, etc., marking of; introduced, 200; recommended, 668; second reading, amendments, 620; engrossed, 665; third reading, amendments, 668; re-engrossed, 693; passed, 721; passed in Assembly, 2005; Assembly amendment concurred in, 2037; enrolled	2400
330	Will, probate of, time of filing contest and issuance of citation; introduced, 200; reported	2419
331	Counties of thirty-fourth class (Yolo); introduced, 200; recommended, 1450; second reading, amendments, 1543; engrossed, 1652; passed, 1755; passed in Assembly, 2307; enrolled	2457
332	San Jose State Normal School, appropriation, manual arts, home economics; introduced, 200; re-referred, 467; recommended, 1363; second reading, 1434; engrossed, 1569; passed, 1634; passed in Assembly, 2150; enrolled	2410
333	San Jose State Normal School, appropriation for repairs and improvements; introduced, 200; recommended and re-referred, 468; recommended, 1363; second reading, 1434; engrossed, 1569; passed, 1635; passed in Assembly, 2238; enrolled	2402
334	School districts, bonds of, for buildings; introduced, 200; recommended, 394; second reading, 408; engrossed, 423; passed, 485; passed in Assembly, 1993; enrolled	2148
335	School districts, employees, voting taxes for housing; introduced, 200; recommended, 394; second reading, 408; engrossed, 423; passed, 485; passed in Assembly, 2242; Assembly amendments concurred in, 2247; enrolled	2465
336	Sonoma State Home, appropriation for school room, and assembly building; introduced, 200; rereferred, 609; recommended, 1363; second reading, 1434; engrossed, 1569; passed, 1635; passed in Assembly, 2336; enrolled	2460
337	Sonoma State Home, appropriation for repairs, improvements and equipment; introduced, 200; re-referred, 609; recommended, 1501; second reading, 1546; engrossed, 1652; passed, 1758; passed in Assembly, 2238; enrolled	2462
338	School district governing boards, powers and duties; introduced, 201; recommended, 394; second reading, 408; engrossed, 423; passed, 486; passed in Assembly, 2151; enrolled	2411
339	Nautical school at San Francisco, appropriation; introduced, 201; re-referred, 393; recommended, 1617; second reading, 1656; engrossed, 1747; passed, 1846; passed in Assembly, 2361; enrolled	2452
340	Recorders' fees; introduced, 201; reported	2437
341	Workingmen's homes, Commission of Immigration and Housing; introduced, 201; recommended, 1315; second reading, 1348; engrossed, 1399; passed, 1745; passed in Assembly, 2361; enrolled	2452
342	University of California extension courses, appropriation; introduced, 201; rereferred, 998; recommended, 1448; second reading, amendments, 1514; engrossed, 1623; passed, 1752; passed in Assembly, 2336; enrolled	2460
343	Juvenile court law; introduced, 201; reported	2418
344	Justices of the peace, fees; introduced, 201; reported	2419
345	Standard of time, to fix; introduced, 202; reported	2419
346	State medical practice act; introduced, 202; recommended, 1616; second reading, amendments, 1701; engrossed, 1827; passed	1828
347	Superintendent of Public Instruction, office assistants, salaries of; introduced, 202; recommended, 1145; second reading, 1162; engrossed, 1214; passed, 1335; passed in Assembly, 2236; enrolled	2461

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349	Indemnities, reciprocal and interexchange of; introduced, 202; reported	2441
350	Judgments, vacation of; introduced, 202; reported	2419
351	Judgment, notice of intention to vacate; introduced, 202; reported	2419
352	Decisions of court and conclusions of law; introduced, 202; reported	2419
353	Decision of court and entry of judgment; introduced, 203; reported	2419
354	University of California, southern branch, teachers' training courses at, appropriations for; introduced, 203; rereferred, 998; recommended, 1448; second reading, amendments, 1514; engrossed, 1623; passed, 1752; passed in Assembly, 2336; enrolled	2460
355	Counties of fifth class, officers in (San Diego); introduced, 203; recommended, 723; second reading, amendments, 731; engrossed, 779; passed, 780; passed in Assembly, 1878; Assembly amendments concurred in, 1880; enrolled	2147
356	Scripps Institution for Biological Research of University of California, appropriation for; introduced, 203; rerefered, 998; recommended, 1448; second reading, amendments, 1514; engrossed, 1623; third reading, 1639; amendments, 1640; reengrossed, 1747; passed, 1752; passed in Assembly, 2336; enrolled	2460
357	Humboldt State Normal School, appropriation for buildings; introduced, 203; recommended and rereferred, 468; recommended, 1363; second reading, 1434; engrossed, 1569; passed, 1635; passed in Assembly, 2238; enrolled	2462
358	Employees, representation on board of directors of corporation; introduced, 203; reported, 1703; second reading, 1731; engrossed, 1809; passed	1861
359	Divorce, declaration of intention to commence action for; introduced, 203; reported	2419
360	Harbor of San Francisco, control and management; introduced, 203; reported	2448
361	San Quentin state prison appropriation, cottage for employees; introduced, 203; recommended and rereferred, 825; recommended, 1363; second reading, 1435; engrossed, 1569; passed, 1635; passed in Assembly, 2236; enrolled	2461
362	San Quentin state prison, appropriation for repairs, improvements, etc.; introduced, 204; recommended and rereferred, 825; recommended, 1501; second reading, 1546; engrossed, 1652; passed, 1766; passed in Assembly, 2238; enrolled	2462
363	Counties of thirteenth class, salaries, fees and expenses of officers (Contra Costa); introduced, 204; reported	2437
364	Liens of mechanics and others; introduced, 204; reported	2419
365	Children, adoption of; introduced, 204; recommended, 1316; second reading, amendments, 1349; engrossed, 1399; passed, 1694; passed in Assembly, 2307; enrolled	2457
366	Juvenile court law, requiring certain persons to appear; introduced, 204; recommended, 1274; second reading, 1293; engrossed, 1388; passed, 1489; passed in Assembly, 2307; enrolled	2457
367	Municipal corporations, construction sewers, water mains, etc.; introduced, 204; recommended, 1678, second reading, amendments, 1724; engrossed, 1808; passed, 1856; stricken from Assembly file	2333
368	Harbor Commission, composition of, improvements of waters; introduced, 204; recommended, 1390; second reading, amendments, 1438; engrossed, 1571; passed, 1748; passed in Assembly, 2150; enrolled	2410
369	Newport harbor, development and improvement of; introduced, 205; reported	2448
370	Newport Beach, tideland and submerged lands, granting to; introduced, 205; recommended, 1391; second reading, amendments, 1440; engrossed, 1571; third reading, amendments, 1688; reengrossed, 1808; passed, 1809; passed in Assembly, 2150; enrolled	2410
371	Newport Beach, establishing exterior boundaries of; introduced, 205; recommended, 607; second reading, 618; engrossed, 665; passed, 667; passed in Assembly, 1458; Senate concurs in Assembly amendments, 1508; enrolled	2125
372	Fullerton and Orangethorpe school district, ascertain and adjust taxes lost; introduced, 205; recommended, 607; second reading, 618; engrossed, 665; passed, 667; passed in Assembly, 1934; Assembly amendments concurred in, 1942; enrolled	2149

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374	Orange County, granting certain tidelands and submerged lands to; introduced, 205; recommended, 1391, second reading, amendments, 1441; engrossed, 1571; passed, 1749; passed in Assembly, 2150; enrolled	2410
375	Agreements in writing; introduced, 205; reported	2419
376	Sale of goods; introduced, 205; reported	2419
377	Drainage of wet, swamp and overflowed land, supervisors, powers and duties of; introduced, 206; recommended, 791; second reading, amendments, 802; engrossed, 869; passed, 879; passed in Assembly, 1461; enrolled	2052
378	Napa state farm, cash revolving fund, appropriation for; introduced, 206; rereferred, 609; recommended, 1501; second reading, 1546; engrossed, 1652; passed, 1766; passed in Assembly, 2306; enrolled	2456
379	Napa state farm, improvements, appropriation for; introduced 206; rereferred, 609; recommended, 1363; second reading, 1435; engrossed, 1569; passed, 1636; passed in Assembly, 2336; enrolled	2460
380	Napa state hospital, cottage and equipment for patients, appropriation for; introduced, 206; rereferred, 609; recommended, 1363; second reading, 1435; engrossed, 1569; passed, 1636; passed in Assembly, 2336; enrolled	2460
381	Veterans' home at Yountville, appropriation for; introduced, 206; rereferred, 401; recommended, 1363; second reading, 1435; engrossed, 1569; passed, 1636; passed in Assembly, 2306; enrolled	2456
382	Agricultural district, first district live stock shows, appropriation for premiums; introduced, 206; rereferred, 726; recommended, 1539; second reading, amendments, 1552; engrossed, 1654; passed, 1770; passed in Assembly, 2361; enrolled	2452
383	Agricultural districts, first and sixth, live stock shows in, appropriation for premiums; introduced, 206; recommended, 686; second reading, 717; engrossed, 748; passed, 771; passed in Assembly, 2308; Assembly amendments concurred in, 2317; enrolled	2458
384	Sheriffs' fees; introduced, 207; reported	2437
385	Sheriffs' fees; introduced, 207; reported	2437
386	Elementary school district, exclusion of from a high school district; introduced, 207; reported	2441
387	Whittier state school, appropriation for building and development program; introduced, 207; recommended and rereferred, 1135; recommended, 1363; second reading, 1435; engrossed, 1569; passed, 1636; passed in Assembly, 2306; enrolled	2456
388	Trespassing of animals upon private grounds; introduced, 207; reported	2450
389	Corporations, terms and conditions upon which may transact business in state; introduced, 207; recommended, 750; second reading, 761; engrossed, 806; passed, 812; passed in Assembly, 2005; Assembly amendments concurred in, 2038; enrolled	2400
390	State Senators, appropriation for deficiency in salaries of, seventy-first and seventy-second fiscal years; introduced, 207; recommended, 1501; second reading, 1546; engrossed, 1652; passed, 1766; passed in Assembly, 2236; enrolled	2461
391	Southern California state hospital, housing and training of patients at, appropriation for; introduced, 207; rereferred, 609, recommended, 1363; second reading, 1435; engrossed, 1569; passed, 1637; passed in Assembly, 2336; enrolled	2460
392	Game, protection of; introduced, 207; reported	2427
393	Tree squirrels, killing of; introduced, 207; reported	2427
394	Insane prisoners, care of; introduced, 208; reported	2450
395	Game, protection of; introduced, 208; reported	2427
396	Employees, Attorney General's office; introduced, 208; reported and referred, 701; recommended, 1677; second reading, 1722; engrossed	1778
396	Identical with Assembly Bill No. 284, 1821; withdrawn from file and rereferred, 1853; reported	2434
397	Electric energy, providing for generation, transmission and distribution of; introduced, 208; recommended, 1000; second reading, amendments, 1032; engrossed, 1060; passed	1268
398	Holidays; introduced, 208; reported	2419
399	Folsom state prison, appropriation for hospital building; introduced, 208; reported	2449
400	Blindness, prevention of, from ophthalmia; introduced, 208; recommended, 1390; second reading, 1438; engrossed, 1570; withdrawn from file and rereferred, 1806; reported	2430

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401 Medical practice act, state: introduced, 208; recommended, 1390; second reading, 1438; engrossed, 1570; passed, 1746; passed in Assembly, 2389; enrolled ____ 2453

402 Game protection, introduced, 208; reported ____ 2427

403 California Redwood Park, Calaveras etc., appropriation for: introduced, 208; recommended and reported, 751; recommended, 1677; second reading, 1678; engrossed, 1778; passed, 1851; passed in Assembly, 2236; enrolled ____ 2461

404 Attorney General, duties of, appointment of assistants and deputies; introduced, 209; reported and rereferred, 1503; recommended, 1677; second reading, 1722; engrossed, 1778; ordered to Assembly Bill No. 286, 1821, withdrawn from file and rereferred, 1853; reported ____ 2434

405 Malaria control by State Board of Health, appropriation for: introduced, 209; referred, 705; recommended, 1363; second reading, 1435; engrossed, 1569; passed, 1637; passed in Assembly, 2336; enrolled ____ 2460

406 Laboratories, providing for the erection, maintenance, etc.: introduced, 209; reported ____ 2429

407 Plague, parasitology by State Board of Health, appropriation for: introduced, 209; referred, 705; recommended, 1363; second reading, 1435; engrossed, 1569; passed, 1637; passed in Assembly, 2336; enrolled ____ 2460

408 Vaccine, use and sale of, regulating, etc.: introduced, 209; recommended, 587; second reading, amendments, 805; engrossed, 808; passed, 1089; passed in Assembly, 1878; enrolled ____ 2147

409 Roentgen rays, X-rays, radium rays, etc., regulating use of: introduced, 209; recommended, 1090; second reading, amendments, 1721; engrossed, 1811; passed, 1852; passed in Assembly, 2291; Assembly amendments concurred in, 2392; enrolled ____ 2454

410 State Medical Practice Act, amending: introduced, 209; reported ____ 2450

411 Hospital service and treatment for legal residents of state: introduced, 209; referred, 705; recommended, 1448; second reading, amendments, 1515; engrossed, 1623; passed, 1752; passed in Assembly, 2361; enrolled ____ 2451

412 Medical practice act, amending: introduced, 210; recommended, 704; second reading, amendments, 806; engrossed, 808; passed, 917; passed in Assembly, 2155; Assembly amendments concurred in, 2179; enrolled ____ 2413

413 Harbor of San Diego, commission and improvement: introduced, 210; reported ____ 2448

414 Insurance, classification of risks, premium rates, etc.: introduced, 210; recommended, 1361; second reading, amendments, 1431; engrossed, 1599; passed ____ 1849

415 Primary elections, to provide for and regulate: introduced, 210; recommended, 730; second reading, amendments, 976; engrossed, 1026; withdrawn from file and re-referred, 1823; reported ____ 2428

419 California Polytechnic School of State Fish Culture: introduced, 211; recommended and re-referred, 1506; recommended, 1617; second reading, 1651; engrossed, 1747; passed, 1779; passed in Assembly, 2278; enrolled ____ 2462

417 Taxation, miscellaneous provisions: introduced, 211; re-referred, 502; reported ____ 2420

418 Power, reverse gear, installation and use of: introduced, 211; reported ____ 2440

419 County libraries, salaries of: introduced, 211; recommended, 523; second reading, 548; engrossed, 579; passed, 582; passed in Assembly, 1878; Assembly amendments concurred in, 1881; enrolled ____ 2147

420 Libraries, county free, establishment and maintenance of: introduced, 211; recommended, 522; second reading, 548; engrossed, 579; passed, 581; stricken from Assembly file ____ 2333

421 Stockton State Hospital, appropriation for repairs, etc.: introduced, 211; re-referred, 609; recommended, 1363; second reading, 1435; engrossed, 1569; passed, 1637; passed in Assembly, 2336; enrolled ____ 2460

422 Stockton State Hospital, receiving and psychopathic building: introduced, 211; re-referred, 609; recommended, 1363; second reading, 1435; engrossed, 1569; passed, 1637; passed in Assembly, 2336; enrolled ____ 2460

423 Railroad Commission, to define its powers, duties, etc.; introduced, 211; reported ____ 2440

424 Supervisors, boards of, powers of; introduced, 212; recommended, 522; second reading, 548; engrossed, 579; passed, 604; passed in Assembly, 1458; Assembly amendments refused concurrence, 1541; Assembly recedes, 1589; enrolled ____ 2125

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426 Corporations, California, stockholders in, rights and remedies of; introduced, 212; recommended, 920; second reading, amendments, 938; engrossed, 980; passed, 990; passed in Assembly, 2238; enrolled 2462

427 Witnesses at hearings of persons charged with being insane; introduced, 212; recommended, 289; second reading, amendments, 400; engrossed, 495; passed, 418; passed in Assembly, 1461; enrolled ... 2052

428 Stockholders in California corporations; introduced, 212; reported ... 2427

429 Engineering Department, revolving fund; introduced, 212; recommended, 1648; second reading, amendments, 1654; engrossed, 1778; passed, 1782; passed in Assembly, 2241; enrolled ... 2464

430 Secretary of State, appropriation, office equipment; introduced, 212; recommended, 1363; second reading, 1435; engrossed, 1570; passed, 1697; passed in Assembly, 2238; enrolled ... 2462

431 Folsom State Prison, appropriation for repairs, etc.; introduced, 213; recommended and re-referred, 825; recommended, 1363; second reading, 1436; engrossed, 1570; passed, 1697; passed in Assembly, 2241; enrolled ... 2464

432 State Printing Office, appropriation for purchase of building site, etc.; introduced, 213; recommended, 1363; second reading, 1436; engrossed, 1570; passed, 1697; passed in Assembly, 2238; enrolled ... 2462

433 State Department, offices in Sacramento and Los Angeles, appropriation for; introduced, 213; recommended, 1363; second reading, 1436; engrossed, 1570; passed, 1698; passed in Assembly, 2237; enrolled ... 2461

434 Flood control, Sacramento, San Joaquin and Feather rivers, appropriation; introduced, 213; recommended, 513; second reading, 531; engrossed, 558; re-referred, 569; recommended, 1451; passed, 1749; passed in Assembly, 2237; enrolled ... 2461

435 Probation officers, etc., in counties of sixth class (Santa Clara); introduced, 213; recommended, 1097; second reading, amendments, 1130; engrossed, 1153; passed, 1174; passed in Assembly, 2331; enrolled ... 2458

436 State moneys, authorize and control the deposit of; introduced, 214; reported ... 2445

437 County and municipal moneys, authorize and control deposit of; introduced, 214; recommended, 1785; second reading, amendments, 1787; engrossed, 1825; withdrawn from file and re-referred, 1870; reported ... 2445

438 State of California, suits against concerning real property; introduced, 214; recommended, 493; second reading, 504; engrossed, 534; passed, 536; passed in Assembly, 1460; enrolled ... 2051

439 Companies, brokers, agents, and sales of securities, regulation of; introduced, 214; recommended, 469; second reading, 470; engrossed, 482; third reading, amendments, 507; re-engrossed, passed, 535; passed in Assembly, 1460; enrolled ... 2051

440 Dairy products from unhealthy animals; introduced, 214; recommended, 1132; second reading, amendments, 1156; engrossed, 1213; passed, 1735; notice of motion to reconsider ... 1735

441 Corporations issuing stock to employees; introduced, 215; recommended, 421; second reading, amendments, 432; engrossed, 482; passed, 490; passed in Assembly, 690; enrolled ... 717

442 Improvement bonds, issuance of, Street Opening Act of 1889; introduced, 215; recommended, 634; second reading, 641; engrossed, 693; passed, 709; passed in Assembly, 2333; Assembly amendments concurred in, 2335; enrolled ... 2451

443 Weights and measures, standard of, deputies for administering; introduced, 215; re-referred, 470; recommended, 1501; second reading, 1546; engrossed, 1652; passed, 1708; passed in Assembly, 2361; enrolled ... 2451

444 State University fund; in reduced, 215; re-referred, 939, recommended, 1539; second reading, amendments, 1553; engrossed, 1654; passed, 1770; passed in Assembly, 2363; Assembly amendment concurred in, 2370; enrolled ... 2453

445 University of California, deficiency appropriation for seventy-first and seventy-second fiscal years; introduced, 216; rereferred, 999; recommended, 1617; second reading, amendments, 1655; engrossed, 1781; passed, 1828; passed in Assembly, 2360; enrolled ... 2452

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447	Probation officers, salaries of; introduced, 216; recommended, 521; second reading, 545; engrossed, 579; passed, 581; passed in Assembly, 1457; Assembly amendments concurred in, 1458; enrolled	2125
448	Stockholders, liability of; introduced, 216; reported	2420
449	Insurance carrier, notice required to be given; introduced, 216; reported	2441
450	Tax on gifts, legacies, inheritances, etc.; introduced, 216; reported	2447
451	Election certificates, issuance of; introduced, 217; reported	2429
452	Election returns, semiofficial count of; introduced, 217; reported	2429
453	Vehicle Act, amendments to; introduced, 217; reported	2438
454	Public school teachers' retirement salary permanent fund; introduced, 218; recommended, 1189; second reading, amendments, 1204; engrossed, 1307; passed, 1693; passed in Assembly, 2362; Assembly amendments concurred in, 2368; enrolled	2452
455	High schools; introduced, 218; recommended, 1361; second reading, 1434; engrossed, 1569; passed, 1696; passed in Assembly, 2150; enrolled	2410
456	Schools, county superintendent of; introduced, 218; recommended, 1361; second reading, 1434; engrossed, 1569; passed, 1693; passed in Assembly, 2150; enrolled	2410
457	School trustees and city boards of education, powers and duties of; introduced, 218; recommended, 1332; second reading, 1434; engrossed, 1569; passed, 1693; passed in Assembly, 2150; enrolled	2410
458	School trustees and city boards of education, powers and duties of; introduced, 218; recommended, 1188; second reading, amendments, 1203; engrossed, 1307; passed, 1696; passed in Assembly, 2150; enrolled	2410
459	Improvement Act of 1911, contracts awarded by city under; introduced, 218; recommended, 607; second reading, 618; engrossed, 665; passed, 798; passed in Assembly, 2363; enrolled	2456
460	Oakland State armory and exposition building, appropriation; introduced, 218; reported	2445
461	County re-order, duties of; introduced, 218; reported	2437
462	Instruments, recording of certain; introduced, 218; recommended, 590; second reading, amendments, 598; engrossed, 617; passed, 676; passed in Assembly, 2237; enrolled	2462
463	Liens, special assessment, relative; printing of; introduced, 219; recommended, 618; second reading, 619; engrossed, 665; passed, 720; passed in Assembly, 2306; enrolled	2456
464	County free libraries; introduced, 219; reported	2441
465	Chico forestry station, Regents of University of California to sell; introduced, 219; recommended, 614; second reading, amendments, 622; engrossed, 666; passed, 670; passed in Assembly, 1594; Assembly amendment concurred in, 1594; enrolled	2127
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467	University farm buildings outside of Berkeley, appropriation for; introduced, 219; re-referred, 999; recommended, 1449; second reading, amendments, 1515; engrossed, 1624; passed, 1753; passed in Assembly, 2336; enrolled	2460
468	Titles to rights of way, an act to fix and quiet; introduced, 219; recommended, 1480; second reading, amendments, 1724; engrossed, 1810; passed	1857
469	Public health nurses, maintenance of by State Board of Health; introduced, 219; re-referred, 705; recommended, 1363; second reading, 1436; engrossed, 1570; passed, 1698; passed in Assembly, 2336; enrolled	2460
470	"Inheritance Tax Act"; introduced, 219; reported	2447
471	Tuberculosis, bureau of, appropriation; introduced, 220; re-referred, 304; recommended, 1364; second reading, amendments, 1436; engrossed, 1570; passed, 1698; passed in Assembly, 2336; enrolled	2460
472	Tuberculosis, bureau of, under direction Board of Health; introduced, 220, recommended, 304; second reading, amendments, 427; engrossed, 473; third reading, amendments, 573; re-engrossed, 595; re-referred, with proposed amendments, 602; recommended, 1363; passed, 1631; passed in Assembly, 2237; enrolled	2462

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473 University of California, investigation deciduous fruits and nuts; introduced, 220; re-referred, 1442; recommended, 1687; second reading, amendments, 1729, engrossed, 1811; passed, 1870; passed in Assembly, 2361; enrolled 2452

474 Standards of measure for quantity, etc., in sale of electricity, gas and water; introduced, 220; reported 2440

475 Building and loan associations, stock, shares, fees, etc.; introduced, 220; recommended, 750; second reading, amendments, 854; engrossed, 898; passed, 917; passed in Assembly, 1878, Assembly amendments concurred in, 1895; enrolled 2128

476 Probation officers, salaries of; introduced, 220; recommended, 540; second reading, 557; engrossed, 580; passed, 584; passed in Assembly, 2332; enrolled 2459

477 Corporations, fictitious stock, capital stock, meetings, bonds, introduced, 222; recommended, 1274, second reading, amendments, 1293, engrossed, 1388, passed, ; passed in Assembly, 2332; enrolled 2459

478 Drug clerks, hours of employment; introduced, 222, recommended, 790; second reading, amendments, 825; engrossed, 898; passed, 901; passed in Assembly, 2242; Assembly amendments concurred in, 2247; enrolled 2465

479 Serums and vaccines, laboratories for the manufacture of; introduced, 222; reported 2430

480 Paint spray machines; introduced, 222; reported 2430

481 Glenn-Colusa Irrigation District, validating formation; introduced, 223, recommended, 477; second reading, 484; engrossed, 498, passed, 512, passed in Assembly, 1645; Assembly amendments concurred in, 1645; enrolled 2126

482 Williams Irrigation District validation proceedings; introduced, 223; recommended, 476; second reading, 485, engrossed, 498, passed, 512; passed in Assembly, 1645; Assembly amendments concurred in; 1646; enrolled 2126

483 Reclamation District No. 108, act amending, introduced, 223, recommended, 627; second reading, amendments, 672; engrossed, 694; passed, 766; passed in Assembly, 1461; enrolled 2052

484 Reclamation assessments, delinquent, introduced, 224; recommended, 628; second reading, 643; engrossed, 692, passed, 767; passed in Assembly, 1462; enrolled 2052

485 Reclamation district trustees; introduced, 224; recommended, 791; second reading, amendments, 825, engrossed, 861; passed, 880; passed in Assembly, 2001; enrolled 2397

486 Detective agencies, private detectives, act to regulate and license, introduced, 224; reported 2420

487 Trustees, recall of, reclamation districts; introduced, 224, recommended, 1134; second reading, amendments, 1218; engrossed, 1338; third reading, amendments, 1525; reengrossed, 1624; refused passage 1862

488 Williams Irrigation District, formation and organization of; introduced, 224; recommended, 476, second reading, 485, engrossed, re-referred, 488; reported 2443

489 Highways, flooding from waters on lands adjacent; introduced, 224; recommended, 1288; second reading, amendments, 1311; engrossed, 1389; passed, 1533; passed in Assembly, 2044; enrolled 2399

490 Writs of attachment; introduced, 229; reported 2420

491 Executions and proceedings supplementary, introduced, 229; reported 2420

492 Suits against State, authorizing and regulating, introduced, 229, recommended, 923; second reading, amendments; engrossed, 966; passed, 996; passed in Assembly, 2063; enrolled 2399

493 Bread, weight of loaves, standardizing and regulating sale; introduced, 229; withdrawn from committee and re-referred, 502; recommended, 591; second reading, 601; engrossed, 618; third reading, amendments, 629; reengrossed, 666; passed, 696 passed in Assembly, 2063, enrolled 2399

494 Forestry, State Board of, to accept deeds and conveyances of land in name of people or parks, introduced, 229, recommended, 993, second reading, amendments, 975, engrossed, 994, passed, 995, second reading, amendments, 997, reconsideration completed, 1049, notice of motion to reconsider, 997, reconsideration completed, 1049, reconsideration continued, 1072, passed in Assembly, 1993, enrolled 2148

495 Railroad companies first medical aid to injured passengers, employees, etc.; introduced, 229; recommended, 1264, second reading, amendments, 1437, engrossed, 1570; passed, 1746; passed in Assembly, 2409; enrolled 2454

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496 State highway, from Pedro Valley to present county highway at or near Montara; introduced, 229; reported 2438

497 Fresno State Normal School, improvements to streets and grounds; introduced, 229; recommended and rereferred, 468; recommended, 1303; second reading, 1335; engrossed, 1570; passed, 1698; passed in Assembly, 2237; enrolled 2462

498 Butter fat, content of milk, tests for; introduced, 230; recommended, 1133; second reading, 1138; engrossed, 1213; third reading, amendments, 1257; reengrossed, 1259; passed, 1479; passed in Assembly, 2149; enrolled 2409

499 Coal, phosphate, oil, oil shale, gas and sodium, promoting mining of; introduced, 230; recommended, 1144; second reading, amendments, 1160; engrossed, 1213; passed, 1583; passed in Assembly, 2305; enrolled 2456

500 Junior college districts, organization and maintenance of; introduced, 230; recommended, 1144; second reading, amendments, 1161; engrossed, 1214; third reading, amendments, 1286; reengrossed, 1345; passed, 1583; stricken from Assembly file 2335

501 State home for United States soldiers, sailors, marines; introduced, 230; recommended, 514; second reading, 532; engrossed, 558; third reading, amendments, 578; reengrossed, 595; passed, 693; passed in Assembly, April 11; enrolled 1899

502 Submerged lands, leasing of; introduced, 230; recommended, 753; second reading, amendments, 765; engrossed, 806; passed, 988; passed in Assembly, 2155; Assembly amendments concurred in, 2159; enrolled 2413

503 Submerged lands, validating sales; introduced, 230; recommended, 753; second reading, 765; engrossed, 806; passed 916

504 Cam sanitation; introduced, 231; recommended, 964; second reading, 986; engrossed, 1027; passed, 1125; passed in Assembly, 2004; Assembly amendments concurred in; enrolled 2399

505 National flag, display of; introduced, 231; reported 2442

506 Land grant (Los Angeles); introduced, 231; recommended, 631; second reading, 657; engrossed, 693; passed, 741; passed in Assembly, 1933; enrolled 2148

507 Dwelling houses, flats and apartments, leasing of; introduced, 231; reported 2420

508 Gifts, legacies, inheritances, etc., tax; introduced, 231; reported 2446

509 Municipal improvements, publicness; introduced, 231; recommended, 636; second reading, 661; engrossed, 693; passed, 742; stricken from Assembly file 2304

510 Tax list, delinquent; introduced, 231; reported 2447

511 Plaintiff, security of; introduced, 232; reported 2420

512 Sheriff's fees; introduced, 232; reported 2437

513 Justices' courts, proceedings; introduced, 232; recommended, 682; rereferred, 701; reported 2420

514 Contractors, moneys due; introduced, 232; recommended, 681; second reading, amendments, 699; engrossed, 719; passed, 745; passed in Assembly, 1462; enrolled 2052

515 Claim, Tryon and Brain; introduced, 232; recommended, 1687; second reading, amendments, 1727; engrossed, 1811; passed 1858

516 Trusts, creating; introduced, 232; reported 2421

517 Administering estates; introduced, 232; reported 2421

518 Public officers, removal of; introduced, 232; reported 2421

519 Trustees in wills, appointment of; introduced, 232; recommended, 385; second reading, 399; engrossed, 405; passed, 417; passed in Assembly, 1456; enrolled 1899

520 Property subject to taxation; introduced, 232; reported 2447

521 Minors, adoption of; introduced, 232; reported 2421

522 Attorneys for legatees, etc., appointment of; introduced, 233; reported 2421

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525 National guard officers' uniforms; introduced, 233; recommended, 515; second reading, 532; engrossed, 558; rereferred, 562; reported 2445

526 Public records, inspection of; introduced, 233; recommended, 540; second reading, 537; engrossed, 580; passed, 585; passed in Assembly, 1934; Assembly amendments concurred in, 1940; enrolled 2149

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635 Probation officers, salaries of; introduced, 267; recommended, 896; second reading, 908; engrossed, 939; passed, 944; passed in Assembly, 2004; Assembly amendments concurred in, 2033; enrolled 2399

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